

Enter the name of the county in which this case was filed.	<b>STATE OF WISCONSIN, CIRCUIT COURT,</b> _____ <b>COUNTY</b>
Enter the Plaintiff(s) name.	Plaintiff(s): _____ _____
Enter the Defendant(s) name.	-vs- Defendant(s): _____ _____
Enter the case number.	<b>Affidavit Based on Noncompliance Eviction (Small Claims)</b>  Case No. _____

**UNDER OATH, I STATE:**

For 1, enter the date of the agreement and describe what the agreement required the parties to do.

1. The plaintiff(s) and the defendant(s) entered into a stipulation (Agreement) on [Date] \_\_\_\_\_. It was agreed that

2. The stipulation stated that if the defendant(s) did not comply with the terms of the agreement, the plaintiff(s) could file an Affidavit of Noncompliance (SC-5400VA/VB) without notifying the defendant(s), ask the court to vacate the dismissal, enter judgment of eviction against the defendant(s), and issue a writ of restitution (order to vacate).

3. The defendant(s) did not comply with the following term(s) of the agreement:  
 missed a scheduled payment, which was due on [Date] \_\_\_\_\_.  
 failed to vacate the premises by [Date] \_\_\_\_\_.  
 Other: \_\_\_\_\_

4. I ask the court to vacate the dismissal, enter judgment for eviction against the defendant(s), and issue a writ of restitution (order to vacate) directing the defendant(s) to immediately vacate the property.

For 3, state how the defendant(s) failed to comply with the agreement.

5. I ask the court to vacate the dismissal and

A. schedule a hearing to determine the amount of a money judgment against the defendant(s) or

B. grant a money judgment against the defendant(s) as follows:

1) Amount specified in the Stipulation: \$ \_\_\_\_\_

2) Subtract amount of any payments made since the Stipulation: \$ \_\_\_\_\_

3) **TOTAL** judgment amount: \$ \_\_\_\_\_

4) **Plus statutory costs and disbursements as determined by the clerk of court.**

For 5, check 5A or 5B as agreed to in the stipulation.  
If 5B, complete 1-3.

**STOP!**  
**Take this document to a Notary Public BEFORE you sign it.**

After you have been sworn by a Notary Public, sign and print your name and date the document in front of the Notary Public.

Have the Notary Public sign and date the document.

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Have the Notary Public sign and date the document.

▶ \_\_\_\_\_  
 Plaintiff

\_\_\_\_\_  
 Print or Type Name

\_\_\_\_\_  
 Date

State of \_\_\_\_\_  
 County of \_\_\_\_\_  
 Subscribed and sworn to before me on \_\_\_\_\_

\_\_\_\_\_  
 Notary Public/Court Official

\_\_\_\_\_  
 Name Printed or Typed

My commission/term expires: \_\_\_\_\_

▶ \_\_\_\_\_  
 Plaintiff

\_\_\_\_\_  
 Print or Type Name

\_\_\_\_\_  
 Date

State of \_\_\_\_\_  
 County of \_\_\_\_\_  
 Subscribed and sworn to before me on \_\_\_\_\_

\_\_\_\_\_  
 Notary Public/Court Official

\_\_\_\_\_  
 Name Printed or Typed

My commission/term expires: \_\_\_\_\_

**PARTIES MUST ATTACH THE PROPOSED ORDER.**