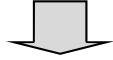


APPLYING FOR DEFAULT JUDGMENT

STEP 1

COMPLETE the NOTICE OF DEFAULT. To complete this form, type or print clearly.



STEP 2

FILE the NOTICE OF DEFAULT by taking it and proof of service (typically an AFFIDAVIT OF SERVICE (Form 3)) to the Territorial Court registry. You must also provide the required filing fee. The staff will examine the documents to make sure the STATEMENT OF CLAIM has been properly served. They will then look at your STATEMENT OF CLAIM to see if a hearing is required.

Are you sure the name(s) you used here are the same as the ones used on the STATEMENT OF CLAIM? It is important to use the correct name(s) otherwise the judgment may not be enforceable.

After a DEFAULT JUDGMENT is made or a date is set for a hearing, the defendant may not file a STATEMENT OF DEFENCE, COUNTERCLAIM or THIRD PARTY NOTICE, without the permission of a judge.



STEP 3

If no hearing is required, the Clerk will prepare and issue a DEFAULT JUDGMENT (Form 11).

If a hearing is required, the Clerk will issue a NOTICE OF HEARING (Form 41) which will set out the date when you are to appear before a judge. At this hearing, the judge will decide the amount of your claim or, if the claim is not for money, the terms of the judgment. You should bring to the hearing any supporting documents or other evidence you want the judge to consider. After reviewing the evidence, the judge will make a DEFAULT JUDGMENT (Form 11) and endorse it.

NOTICE OF DEFAULT

IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

REGISTRY FILE NO.
REGISTRY LOCATION

Fill in the name, address and telephone number of the plaintiff from the STATEMENT OF CLAIM.

NAME

ADDRESS

CITY, TOWN, COMMUNITY

TERRITORY/PROVINCE

POSTAL CODE

TELEPHONE

PLAINTIFF(S)

Fill in the name, address and telephone number of the defendant named in the STATEMENT OF CLAIM.

NAME

ADDRESS

CITY, TOWN, COMMUNITY

TERRITORY/PROVINCE

POSTAL CODE

TELEPHONE

DEFENDANT(S)

NOTICE OF DEFAULT

Sign and date. Print name below signature.

Date

Signature of Plaintiff

Registry staff will complete this section.

<input type="checkbox"/> No hearing is required as the claim is for a debt.
- or -
<input type="checkbox"/> A hearing is required before a Territorial Court Judge, because the claim is not for a debt. At the hearing, the judge will determine the amount the claimant is entitled to (if any), and other terms of an appropriate judgment.

A default hearing will be held in the Territorial Court of the Northwest Territories on

Date

at

Time	— M
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or as soon after this time as the Territorial Court schedule allows.

at

Location of Default Hearing

A clerk will date and sign this form.

Date

Clerk of the Territorial Court
