

MAGISTRATE COURT OF EFFINGHAM COUNTY

700 N. Pine Street, Suite 250
Springfield, GA 31329
912-754-2124

Case No. _____

Date Filed: _____

PLAINTIFF

DEFENDANT

MAILING ADDRESS

PHYSICAL ADDRESS

CITY, STATE AND ZIP CODE

MAILING ADDRESS (if different from physical)

DAYTIME CONTACT NUMBER:

CITY, STATE AND ZIP CODE

EMAIL ADDRESS (optional)

DAYTIME CONTACT NUMBER

FORECLOSURE

Plaintiff says the defendant is in default under a lease agreement or security agreement for the following property: _____

The said claim is in the amount of \$ _____ plus \$ _____ costs to date; and all future cost of this suit.

State of Georgia, Effingham County:

_____ being duly sworn on oath, says that foregoing is a just and true statement of the plaintiff and claim made be plaintiff against defendant, exclusive of all set-offs and just grounds of defense, **further declare under the penalty of perjury that the defendant is, is not, or is unable to determine a member of the Armed forces of the United States on active duty. This affidavit is executed pursuant to the Soldiers and Sailors Civil Relief Act, 50 USC App a520 as required before any judgment in default may be entered by the court.** Any person who shall make an affidavit required under this section, or statement, declaration, verification or certificate certified or declared to be true under penalty of perjury, knowing it to be false, shall be guilty of a misdemeanor and shall be punished by imprisonment not to exceed one year or by fine not to exceed \$1,000 or both.

Sworn and subscribed before me

This _____ day of _____, 20_____

(Agency for) Plaintiff

Notary Public or Attesting Official

(If agent, Title/ capacity)

NOTICE AND SUMMONS

TO: ALL DEFENDANTS

You are hereby commanded and required personally or by attorney to file with the Clerk of the Magistrate Court of Effingham County within seven days from the date of service for the within affidavit and summons, or on the first business day thereafter if the seventh day falls on a Saturday, a Sunday, or a legal holiday, then and there to answer said affidavit in writing or orally.

If the defendant(s) fails to answer on or before the seventh day from the date of service, the defendant(s) may reopen the default as a matter of right by making an answer within seven days after the date of default notwithstanding the provision of Code Section 9-11-55 of the Official Code of Georgia Annotated. If the seventh day is a Saturday, a Sunday, or a legal holiday, the answer may be made on the next day which is not a Saturday, a Sunday, or a legal holiday.

Magistrate, Effingham County