

**SUPERIOR COURT OF WASHINGTON
COUNTY OF**

In re the Marriage of:

and

Petitioner,

Respondent.

NO.

**MOTION AND DECLARATION FOR
DEFAULT
(MTDFL)**

I. MOTION

_____ [Name] moves the court for an order of default. Venue of this action is proper as set forth in the Declaration below.

Dated: _____

Signature of Lawyer or Moving Party

Print or Type Name

II. DECLARATION

2.1 PROPER JURISDICTION AND VENUE.

The court has proper jurisdiction and venue pursuant to the allegations of the petition at the time of filing.

The petitioner resides in _____ [County and State].

The child(ren) reside(s) in _____ [County and State].

Respondent resides in _____ [County and State].

☐ Other:

2.2 JURISDICTION OVER NONMOVING PARTY.

This court has jurisdiction over the nonmoving party because:

- ☐ the nonmoving party is presently residing in Washington.
- ☐ the petitioner and respondent lived in Washington during their marriage and the petitioner continues to reside, or be a member of the armed forces stationed, in this state.
- ☐ the petitioner and respondent may have conceived a child while within Washington.
- ☐ Other:

2.3 SERVICE ON NONMOVING PARTY.

The nonmoving party was served with _____
[Documents] on _____ [Date]:

- ☐ in the state of Washington.
- ☐ in _____ [State or Country where served]. Service within the state of Washington could not be made for the following reasons:

2.4 TIME ELAPSED SINCE SERVICE ON THE NONMOVING PARTY.

- ☐ The nonmoving party was served within the state of Washington and more than 20 days have elapsed since the date of service.
- ☐ The nonmoving party was served outside the state of Washington and more than 60 days have elapsed since the date of service.

- ☐ The nonmoving party was served by mail and more than 90 days have elapsed since the date of mailing.
- ☐ The nonmoving party was served by publication and more than 60 days have passed since the date of first publication.

2.5 APPEARANCE OF THE NONMOVING PARTY.

- ☐ The nonmoving party has failed to appear.
- ☐ The nonmoving party has appeared, but has failed to respond.

2.6 SOLDIER AND SAILORS CIVIL RELIEF ACT STATEMENT.

- ☐ The nonmoving party is not on active duty in the U.S. armed forces.
- ☐ The nonmoving party is on active duty in the U.S. armed forces.

2.7 Other:

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed _____ at _____, _____ on.
[Place] [Date]

Signature

Print or Type Name