

# UNLAWFUL DETAINER

## When should this form be used?

- You are trying to remove someone from your home, and
- You have a legal right to reside in your home (you are the owner or are the legal tenant), and
- The person you are trying to remove does not have a legal right to reside in your home (they are not an owner or a legal tenant), and
- There is no agreement for rent (verbal or in writing) between you and the person you are trying to remove.

Example: You let your former significant other or relative live in your home. You have now told them to leave, and they refused.

If your situation does not meet these criteria, unlawful detainer may not be the appropriate action, and you should review the information on eviction and ejection. CONTACT AN ATTORNEY with any questions. This does not constitute legal advice.

Unlawful Detainer is a county court lawsuit, filed pursuant to Florida Statute Chapter 82, to request that another person be ordered to leave your property. It is similar to an eviction proceeding except that in an Unlawful Detainer case, there is no landlord/tenant relationship between the parties, i.e. there is no agreement to pay rent, either verbal or in writing. If there is an agreement to pay rent, verbal or in writing, you should consider filing an eviction case. Consult with an attorney if you are not sure.

FORMS IN THIS PACKET
Civil Cover Sheet
Unlawful Detainer Complaint
Unlawful Detainer Summons (COCV1107)
Affidavit as to Military Status
Motion for Default & Default (COCV1215)
Judgment for Possession
Writ of Possession (COCV1239)
Disclosure from Nonlawyer
Notice of Voluntary Dismissal

**Filing fee:           \$300.00**

**Summons issuance fee:   \$10.00 per summons**

Payable by cash/personal check/cashiers check/certified check/money order/ credit card (MasterCard, Visa, American Express or Discover)

**IN ADDITION to the above mentioned filing fee and summons issuance fee,** a \$40.00 fee is required to serve each defendant. Please make payable to the Levy County Sheriffs Office in the form of a money order.

**It is important to remember that a delay can occur as a result of any errors on your paperwork, or if the proper fees are not submitted.**

# **FILING CHECKLIST**

## **Step One (File case with Clerk)**

**To file an Unlawful Detainer case, you may file the following forms along with the filing fee and any service fees, if applicable, with the Clerk's office.**

- Complaint for Unlawful Detainer  
(1) Original filed with the Clerk and (1) copy for each Defendant to be served
- Civil Cover Sheet
- Affidavit of Military Status
- Summons  
(1) Original and (1) copy for each Defendant to be served

## **Step Two (Obtain Judgment)**

**5 days after service on the Defendant(s):**

**and the Defendant(s) DID NOT respond, you may file the following forms:**

- Motion for Clerk's Default
- Motion for Default Final Judgment
- Final Judgment of Unlawful Detainer  
(1) Original and (1) copy for each Plaintiff AND Defendant and pre-addressed stamped envelope for each party as well

# **OR**

**The Defendant(s) DID respond, you may file the following forms:**

- The Clerk of Court will send out a notice of hearing for both parties. You must attend the hearing.
- Final Judgment  
(Bring the Final Judgment and (1) copy for each Plaintiff AND Defendant to the hearing and (1) pre-addressed stamped envelope for each party as well

**If the judge grants your complaint, a Final Judgment will be signed.**

## **Step Three (Obtain Writ of Possession)**

**If the Defendant(s) refuses to leave the property after the Final Judgment has been signed, you may file a Writ of Possession and have it issued by the Clerk, allowing the Sheriff's department to remove them from the property.**

## **Additional Forms**

- Disclosure from nonlawyer, if applicable  
This form is for your records and should only be used if a nonlawyer assists you in completing any forms. The nonlawyer must complete this form and both of you are to sign it before the nonlawyer assists you in completing any forms.
- Notice of Voluntary Dismissal  
If you decide not to proceed with your case prior to a judgment being entered, you should file a Notice of Voluntary Dismissal.

**THIS DOES NOT CONSTITUTE LEGAL ADVICE. Civil court information and forms provided by the Levy County Clerk of Circuit Court should be considered informational only, and may not be applicable to every situation. The information is not intended to be used as legal advice. Specific guidance as to how to proceed with filing or answering a lawsuit and questions about your particular situation should be directed to a qualified attorney**

CIRCUIT COURT, @9JMCOUNTY, FLORIDA

CIVIL DIVISION

CIVIL COVER SHEET

The civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form shall be filed by the plaintiff or petitioner for the use of the Clerk of Court for the purpose of reporting judicial workload data pursuant to Florida Statutes section 25.075. (See instructions for completion.)

**I. CASE STYLE**

Plaintiff \_\_\_\_\_

Case #: \_\_\_\_\_

vs.

Judge: \_\_\_\_\_

Defendant \_\_\_\_\_

**II. TYPE OF CASE** (If the case fits more than one type of case, select the most definitive category.)

If the most descriptive label is a subcategory (is indented under a broader category), place an x in both the main category and subcategory boxes.

Condominium

Contracts and indebtedness

Eminent domain

Auto negligence

Negligence—other

Business governance

Business torts

Environmental/Toxic tort

Third party indemnification

Construction defect

Mass tort

Negligent security

Nursing home negligence

Premises liability—commercial

Premises liability—residential

Products liability

Real property/Mortgage foreclosure

Commercial foreclosure \$0 - \$50,000

Commercial foreclosure \$50,001 - \$249,999

Commercial foreclosure \$250,000 or more

Homestead residential foreclosure \$0 - \$50,000

Homestead residential foreclosure \$50,001 - \$249,999

Homestead residential foreclosure \$250,000 or more

Non-homestead residential foreclosure \$0 - \$50,000

Non-homestead residential foreclosure \$50,001 - \$249,999

Non-homestead residential foreclosure \$250,000 or more

Other real property actions \$0 - \$50,000

Other real property actions \$50,001 - \$249,999

Other real property actions \$250,000 or more

Professional malpractice

Malpractice—business

Malpractice—medical

Malpractice—other professional

Other \_\_\_\_\_

Antitrust/Trade regulation

Business transactions

Constitutional challenge—statute or ordinance

Constitutional challenge—proposed amendment

Corporate trusts

Discrimination—employment or other

Insurance claims

Intellectual property

Libel/Slander

Shareholder derivative action

Securities litigation

Trade secrets

Trust litigation

**III. REMEDIES SOUGHT** (check all that apply):

- monetary;
- nonmonetary declaratory or injunctive relief;
- punitive

**III. NUMBER OF CAUSES OF ACTION:** [    ]

(specify) \_\_\_\_\_  
\_\_\_\_\_

**IV. IS THIS CASE A CLASS ACTION LAWSUIT?**

- yes
- no

**V. HAS NOTICE OF ANY KNOWN RELATED CASE BEEN FILED?**

- no
- yes If “yes,” list all related cases by name, case number, and court.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**VI. IS JURY TRIAL DEMANDED IN COMPLAINT?**

- yes
- no

I CERTIFY that the information I have provided in this cover sheet is accurate to the best of my knowledge and belief.

Signature \_\_\_\_\_  
Attorney or party

Fla. Bar # \_\_\_\_\_  
(Bar # if attorney)

\_\_\_\_\_  
(type or print name)

\_\_\_\_\_  
Date

# INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET

.FORM 1.997 – Civil Rules of Procedure

Plaintiff must file this cover sheet with first paperwork filed in the action or proceeding (except small claims cases or other county court cases, probate, or family cases). Domestic and juvenile cases should be accompanied by a completed Florida Family Law Rules of Procedure Form 12.928, Cover Sheet for Family Court Cases. Failure to file a civil cover sheet in any civil case other than those excepted above may result in sanctions.

**I. Case Style.** Enter the name of the court, the appropriate case number assigned at the time of filing of the original complaint or petition, the name of the judge assigned (if applicable), and the name (last, first, middle initial) of plaintiff(s) and defendant(s).

**II. Type of Case.** Place an “X” in the appropriate box. If the cause fits more than one type of case, select the most definitive. If the most definitive label is a subcategory (indented under a broader category label), place an “X” in the category and subcategory boxes. Definitions of the cases are provided below in the order they appear on the form.

- (A) Condominium - all civil lawsuits pursuant to Chapter 718, Florida Statutes, in which a condominium association is a party.
- (B) Contracts and indebtedness - all contract actions relating to promissory notes and other debts, including those arising from the sale of goods, but excluding contract disputes involving condominium associations.
- (C) Eminent domain - all matters relating to the taking of private property for public use, including inverse condemnation by state agencies, political subdivisions, or public service corporations.
- (D) Auto negligence - all matters arising out of a party’s allegedly negligent operation of a motor vehicle.
- (E) Negligence—other - all actions sounding in negligence, including statutory claims for relief on account of death or injury, that are not included in other main categories.
- (F) Business governance - all matters relating to the management, administration, or control of a company.
- (G) Business torts - all matters relating to liability for economic loss allegedly caused by interference with economic or business relationships.
- (H) Environmental/Toxic tort - all matters relating to claims that violations of environmental regulatory provisions or exposure to a chemical caused injury or disease.
- (I) Third party indemnification - all matters relating to liability transferred to a third party in a financial relationship.
- (J) Construction defect - all civil lawsuits in which damage or injury was allegedly caused by defects in the construction of a structure.
- (K) Mass tort - all matters relating to a civil action involving numerous plaintiffs against one or more defendants.
- (L) Negligent security - all matters involving injury to a person or property allegedly resulting from insufficient security.
- (M) Nursing home negligence - all matters involving injury to a nursing home resident resulting from negligence of nursing home staff or facilities.

- (N) Premises liability—commercial - all matters involving injury to a person or property allegedly resulting from a defect on the premises of a commercial property.
- (O) Premises liability—residential - all matters involving injury to a person or property allegedly resulting from a defect on the premises of a residential property.
- (P) Products liability - all matters involving injury to a person or property allegedly resulting from the manufacture or sale of a defective product or from a failure to warn.
- (Q) Real property/Mortgage foreclosure - all matters relating to the possession, title, or boundaries of real property. All matters involving foreclosures or sales of real property, including foreclosures associated with condominium associations or condominium units.
- (R) Commercial foreclosure - all matters relating to the termination of a business owner's interest in commercial property by a lender to gain title or force a sale to satisfy the unpaid debt secured by the property. Check the category that includes the estimate of the amount in controversy of the claim (section 28.241, Florida Statutes).
- (S) Homestead residential foreclosure - all matters relating to the termination of a residential property owner's interest by a lender to gain title or force a sale to satisfy the unpaid debt secured by the property where the property has been granted a homestead exemption. Check the category that includes the estimate of the amount in controversy of the claim (section 28.241, Florida Statutes).
- (T) Non-homestead residential foreclosure - all matters relating to the termination of a residential property owner's interest by a lender to gain title or force a sale to satisfy the unpaid debt secured by the property where the property has not been granted a homestead exemption. Check the category that includes the estimate of the amount in controversy of the claim (section 28.241, Florida Statutes).
- (U) Other real property actions - all matters relating to land, land improvements, or property rights not involving commercial or residential foreclosure. Check the category that includes the estimate of the amount in controversy of the claim (section 28.241, Florida Statutes).
- (V) Professional malpractice - all professional malpractice lawsuits.
- (W) Malpractice—business - all matters relating to a business's or business person's failure to exercise the degree of care and skill that someone in the same line of work would use under similar circumstances.
- (X) Malpractice—medical - all matters relating to a doctor's failure to exercise the degree of care and skill that a physician or surgeon of the same medical specialty would use under similar circumstances.
- (Y) Malpractice—other professional - all matters relating to negligence of those other than medical or business professionals.
- (Z) Other - all civil matters not included in other categories.
- (AA) Antitrust/Trade regulation - all matters relating to unfair methods of competition or unfair or deceptive business acts or practices.
- (AB) Business transactions - all matters relating to actions that affect financial or economic interests.
- (AC) Constitutional challenge—statute or ordinance - a challenge to a statute or ordinance, citing a violation of the Florida Constitution.
- (AD) Constitutional challenge—proposed amendment - a challenge to a legislatively initiated proposed constitutional amendment, but excluding challenges to a citizen-initiated proposed constitutional amendment because the Florida Supreme Court has direct jurisdiction of such challenges.
- (AE) Corporate trusts - all matters relating to the business activities of financial services companies or banks acting in a fiduciary capacity for investors.

- (AF) Discrimination—employment or other – all matters relating to discrimination, including employment, sex, race, age, handicap, harassment, retaliation, or wages.
- (AG) Insurance claims - all matters relating to claims filed with an insurance company.
- (AH) Intellectual property – all matters relating to intangible rights protecting commercially valuable products of the human intellect.
- (AI) Libel/Slander – all matters relating to written, visual, oral, or aural defamation of character.
- (AJ) Shareholder derivative action – all matters relating to actions by a corporation’s shareholders to protect and benefit all shareholders against corporate management for improper management.
- (AK) Securities litigation – all matters relating to the financial interest or instruments of a company or corporation.
- (AL) Trade secrets – all matters relating to a formula, process, device, or other business information that is kept confidential to maintain an advantage over competitors.
- (AM) Trust litigation – all civil matters involving guardianships, estates, or trusts and not appropriately filed in probate proceedings.

**III. Remedies Sought.** Place an “X” in the appropriate box. If more than one remedy is sought in the complaint or petition, check all that apply.

**IV. Number of Causes of Action.** If the complaint or petition alleges more than one cause of action, note the number and the name of the cause of action.

**V. Class Action.** Place an “X” in the appropriate box.

**VI. Related Cases.** Place an “X” in the appropriate box.

**VII. Is Jury Trial Demanded In Complaint?** Check the appropriate box to indicate whether a jury trial is being demanded in the complaint

**ATTORNEY OR PARTY SIGNATURE.** Sign the civil cover sheet. Print legibly the name of the person signing the civil cover sheet. Attorneys must include a Florida Bar number. Insert the date the civil cover sheet is signed. Signature is a certification that the filer has provided accurate information on the civil cover sheet.



**IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA**

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-VS-

\_\_\_\_\_  
Defendant(s)

**COMPLAINT FOR UNLAWFUL DETAINER**

Plaintiff(s), \_\_\_\_\_, sues the Defendant(s), \_\_\_\_\_, and alleges as follows:

1. This is a cause of action for unlawful detainer pursuant to Chapter 82, Florida Statutes.
2. On or about (date) Defendant took possession of the dwelling located at (address / description of mobile home) \_\_\_\_\_, Levy County, Florida with the permission of Plaintiff.
3. On or about (date) \_\_\_\_\_ Plaintiff revoked his/her consent for Defendant to be in possession of the dwelling and, on that date, so informed Defendant and demanded that Defendant vacate the premises.
4. However, Defendant refused to vacate the premises and continues in possession of the dwelling against the consent of Plaintiff, contrary to § 82.04, Florida Statutes.
5. In accordance with § 82.04(1), Florida Statutes, Plaintiff is entitled by this lawsuit to have Defendant removed from possession of the premises; and Plaintiff is entitled to the summary procedure set forth in § 51.011, Florida Statutes.

**WHEREFORE**, Plaintiff respectfully requests that the Court will find that Defendant wrongfully holds possession of the premises, grant final judgment in favor of Plaintiff and against Defendant, issue a writ of possession in favor of Plaintiff and against Defendant in

accordance with § 82.091, Florida Statutes, award to Plaintiff the costs of this action, and grant to Plaintiff such other relief as justified by the circumstances in this case.

Signature: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff [sign and print]

Address: \_\_\_\_\_

City, State, Zip Code \_\_\_\_\_

Telephone: \_\_\_\_\_

This form was completed  
with the assistance of:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

**IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA**

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-vs-

\_\_\_\_\_  
Defendant(s)

**SUMMONS  
(PERSONAL SERVICE ON A NATURAL PERSON)**

THE STATE OF FLORIDA:  
To each Sheriff of the State:

YOU ARE COMMANDED to serve this summons and a copy of the complaint in this action on:

Defendant: \_\_\_\_\_

Address \_\_\_\_\_

City, State, Zip \_\_\_\_\_

**TO THE DEFENDANT(S):**

**YOU ARE REQUIRED to mail or deliver the original of your WRITTEN ANSWER AND DEFENSES to the attached COMPLAINT to the CLERK OF THE CIRCUIT COURT, 355 S. Court Street, Bronson Florida 32621, AND a copy to Plaintiff or Plaintiff's attorney whose name and address is:**

\_\_\_\_\_  
\_\_\_\_\_  
**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH DISABILITIES**

**If you are a person with a disability who needs an accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact: Court Administration at Phone No. (352)374-3639 within 2 working days of your receipt of this notice or pleading; if you are hearing impaired, call 1-800-955-8771 (TDD); if you are voice impaired, call 1-800-995-8770 (V) (Via Florida Relay Services)**

**PERSONAL SERVICE: IF THIS SUMMONS** and a copy of the **COMPLAINT** have been personally served upon you or upon anyone residing at your residence who is 15 years of age or older, your **WRITTEN ANSWER AND DEFENSES MUST** be received by the **CLERK** within **5 WORKING DAYS** of service as to the claim for possession of the premises.

**POSTED-MAIL SERVICE: IF THIS SUMMONS** and a copy of the **COMPLAINT** have been attached to a conspicuous place on your residence, your **WRITTEN ANSWER AND DEFENSES MUST** be received by the Clerk within **5 WORKING DAYS** of the date that it was attached to some conspicuous place on the property described in the **COMPLAINT**. The date of posting is the date noted thereon by the Process Server.

A **DEFAULT** may be entered against you and a **JUDGMENT** to remove you from the property and/or for reasonable costs and attorney fees may be entered without further notice to you, if you do not follow these instructions.

Witness my hand and the seal of this Court on the \_\_\_\_\_ day of \_\_\_\_\_ ,  
20 \_\_\_\_\_.

DANNY J. SHIPP  
Levy Clerk of the Circuit Court  
355 S. Court Street  
Bronson, FL 32621  
(352) 486-5266

BY: \_\_\_\_\_  
As Deputy Clerk

### IMPORTANT

A lawsuit has been filed against you. You have 5 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named below.

### IMPORTANTE

Usted ha sido demandado legalmente. Tiene 5 días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá. Si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

### IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce tribunal. Un simple coup de téléphone est insuffisant pour vous protéger. Vous êtes obligés de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du nom des parties nommées ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne déposez pas votre réponse écrite dans le délai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent être saisis par la suite, sans aucun préavis ultérieur du tribunal. Il y a d'autres obligations juridiques et vous pouvez requérir les services immédiats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez téléphoner à un service de référence d'avocats ou à un bureau d'assistance juridique (figurant à l'annuaire de téléphones).

Si vous choisissez de déposer vous-même une réponse écrite, il vous faudra également, en même temps que cette formalité, faire parvenir ou expédier une copie de votre réponse écrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou à son avocat) nommé ci-dessous

**IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA**

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-VS-

\_\_\_\_\_  
Defendant(s)

**AFFIDAVIT AS TO MILITARY STATUS**

I, {full legal name} \_\_\_\_\_, being sworn, certify that the following information is true:  
[ all that apply]

- \_\_\_\_\_ 1. I know of my own personal knowledge that Defendant(s) is not on active duty in the armed services of the United States .
- \_\_\_\_\_ 2. I have inquired of the armed services of the United States and the U.S. Public Health Service to determine whether the Defendant(s) is a member of the armed services and am attaching certificates stating that Defendant(s) is not now in the armed services.

**I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.**

\_\_\_\_\_  
Signature of Plaintiff(s)  
Print Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone No: \_\_\_\_\_

**STATE OF FLORIDA  
COUNTY OF LEVY**

Sworn to or affirmed and signed before me on \_\_\_\_\_ by \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC or DEPUTY CLERK

\_\_\_\_\_  
[Print, type, or stamp commissioned name of notary or clerk.]

\_\_\_\_\_ Personally known

\_\_\_\_\_ Produced identification

Type of identification produced \_\_\_\_\_

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-VS-

\_\_\_\_\_  
Defendant(s)

**MOTION FOR CLERK'S DEFAULT**

**Plaintiff(s)** moves for entry of a default by clerk against defendant(s)

\_\_\_\_\_  
\_\_\_\_\_  
for failure to serve any paper on the undersigned or file any paper as required by law.

\_\_\_\_\_  
Signature of Plaintiff(s)

Print Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone No: \_\_\_\_\_

**DEFAULT**

A default is entered in this action against the defendant(s), named in the foregoing motion, for failure to serve or file any paper as required by law.

Dated on \_\_\_\_\_,

**DANNY J. SHIPP**  
Clerk of the Circuit Court  
355 S. Court Street  
Bronson, FL. 32621

By: \_\_\_\_\_

As Deputy Clerk

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-VS-

\_\_\_\_\_  
Defendant(s)

**JUDGMENT FOR POSSESSION**  
**UNLAWFUL DETAINER**

**THIS CAUSE** was considered by the Court upon the Plaintiff's **COMPLAINT FOR UNLAWFUL DETAINER** from the premises described in the Complaint, and it appears that Defendant(s) was/were duly served with Notice and process as required by law and:

\_\_\_\_\_ Defendant(s) failed to file any pleading contesting the allegations of the Complaint and a default has been entered by the Clerk.

\_\_\_\_\_ The Court has taken testimony or received Affidavits from the Plaintiff(s).

**IT IS THEREFORE** ordered by the Court that a Judgment be and is hereby entered against the Defendant(s), and that the Plaintiff(s) does/do have and recover of and from the Defendant(s),

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

possession of the premises situated in the County of Levy, State of Florida described as:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and the Clerk of this Court shall issue a Writ of Possession under the Seal of this Court directed to the Sheriff of Levy County, Florida, describing the premises and commanding him to put the Plaintiff(s), in possession of the premises.



**WRIT OF POSSESSION SHALL:**

\_\_\_\_\_ issue upon signing of this Judgment.  
\_\_\_\_\_ not issue for ten (10) days from date of this Judgment.

Plaintiff is awarded Court costs in the amount of \$\_\_\_\_\_ for which let execution issue with interest at \_\_\_\_\_% per annum in accordance with section 55.03, Florida Statutes.

**DONE AND ORDERED** in Bronson, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Judge

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA

Case No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

-VS-

\_\_\_\_\_  
Defendant(s)

**WRIT OF POSSESSION**

**THE STATE OF FLORIDA:**

To the Sheriff of Levy County, Florida:

**YOU ARE COMMANDED** to remove all persons from the following described property in Levy County, Florida: *(Address of Property)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and to put Plaintiff of the above action in possession of it.

**WITNESS** my hand and seal of this Court on

**DANNY J. SHIPP**  
Clerk of the Circuit Court  
355 S. Court Street  
Bronson, FL 32621

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Plaintiff/Attorney

\_\_\_\_\_  
Address

\_\_\_\_\_  
Phone Number

# NONLAWYERS WHO ASSIST OTHERS IN COMPLETING FORMS

If a nonlawyer will help you in completing forms in this booklet, that person must provide you a copy of the disclosure on the bottom of this page before beginning. Both you and the nonlawyer helping you must sign the disclosure form. You should receive a copy to keep and the nonlawyer helping you should keep a copy. This disclaimer does not act as or constitute a waiver, disclaimer, or limitation of liability.

Anyone assisting you in completing these forms also must put their name, address, and telephone number on the bottom of the last page of the form. A space is provided on each form for this purpose.

## DISCLOSURE

\_\_\_\_\_ told me that he/she is not a lawyer and may not give legal advice or represent me in court.

\_\_\_\_\_ told me that he/she may only help me fill out a form approved by the Supreme Court of Florida. \_\_\_\_\_ may only help me by asking me questions to fill in the form.

\_\_\_\_\_ may also tell me how to file the form. \_\_\_\_\_ told me that he/she is not an attorney and cannot tell me what my rights or remedies are or how to testify in court.

[√ **only one**]

\_\_\_ I can read English.

\_\_\_ I cannot read English, but this disclosure was read to me [fill in **both** blanks] by {Name} \_\_\_\_\_ in {Language} \_\_\_\_\_, which I understand.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA

Reference No: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s)

vs.

\_\_\_\_\_  
Defendant(s)

**NOTICE OF VOLUNTARY DISMISSAL**

Plaintiff(s), \_\_\_\_\_, in the above styled cause hereby submit this Notice of Voluntary Dismissal as this cause has been settled between parties.

I certify that a copy of this document was [ **one** only]  mailed  faxed and mailed  
 hand delivered to the person(s) listed below on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Defendant: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature of Plaintiff(s)

Print Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone No: \_\_\_\_\_