

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF OKLAHOMA**

IN RE:

Debtor(s).

Case No. _____

Chapter _____

Plaintiff(s),

vs.

Adversary No. _____

Defendant(s).

MOTION FOR DEFAULT JUDGMENT

On _____, the Plaintiff _____ (the "Plaintiff") filed the Complaint seeking [*state nature of action, legal authority, and relief sought*] (the "Complaint"). On _____, the Clerk of the Bankruptcy Court entered an Entry of Default against the Defendant in accordance with Federal Rule of Civil Procedure 55(a), made applicable to adversary proceedings by Federal Rule of Bankruptcy Procedure 7055.

Because the Defendant failed to answer or appear in this proceeding and is in default under Federal Rule of Civil Procedure 55(a), the matters alleged in the Complaint are deemed true. The Plaintiff seeks judgment against the Defendant [*specify relief sought, e.g., in the amount of \$_____*] pursuant to [*identify legal authority relied upon, e.g., statute*]. The Complaint alleges the following facts that are sufficient for the Court to grant a default judgment in favor of Plaintiff.

[*Insert the relevant facts upon which Plaintiff relies to demonstrate entitlement to the relief sought.*]

WHEREFORE, the Plaintiff prays for judgment in favor of the Plaintiff and against the Defendant as set forth herein. A proposed default judgment has been submitted simultaneously herewith.

Dated this ____ day of _____, 20____.

[Attorney Name], OBA # ____
[Address/Telephone/Fax/Email]
ATTORNEY FOR PLAINTIFF

1 If, in order to enable the Court to enter judgment, it is necessary to present evidence regarding intent, state of mind, the amount of damages, or otherwise establish the truth of any essential averment, the Court may set the motion for evidentiary hearing.