

APPLICATION FOR DEFAULT ORDER

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER
REGISTRY LOCATION

In the case between

Fill in the names of the parties, copying them from the Notice of Claim or Notice of Civil Resolution Tribunal Claim.

NAME _____ CLAIMANT(S)

and

The registry staff will fill in this section.

NAME _____ DEFENDANT(S)

APPLICATION FOR DEFAULT ORDER

No hearing is required as the claim is for a debt. **OR**

A hearing is required before a judge of the Provincial Court 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 order.

A HEARING WILL BE HELD ON

_____ at _____ or as soon after this time as the court schedule allows

date time am / pm

in person at _____
court location

by another method of attendance, as specified _____
attendance details

If you cannot attend this hearing please notify the Court Registry. If you do not attend at the time set for the default hearing, the judge may cancel it.

If a hearing has been set, your claim will be assessed by the Court. A judge will consider your claim and you may be questioned about how you arrived at the amount of the claim you are seeking. Submit to the Court any supporting documents you wish the judge to consider along with a Supporting Materials Cover Sheet (Form 39) at least 2 business days before the hearing.

DEFAULT ORDER

As _____ defendant

has not filed a Reply and the claimant has proved the defendant has been served with the Notice of Claim or Notice of Civil Resolution Tribunal Claim,

has not made a response under s. 7 of the *Civil Resolution Tribunal Act* and the claimant has proved the defendant has been served with the Notice of Civil Resolution Tribunal Claim.

THIS COURT ORDERS THE DEFENDANT TO PAY DIRECTLY TO THE CLAIMANT

THE SUM OF	+	\$	amount of claim granted by court
AND		\$	expenses
	+	\$	interest
	=	\$	AMOUNT
	+	\$	Filing Fee
	=	\$	TOTAL AMOUNT

_____ date

_____ by the Court

THE DEFENDANT IS ORDERED TO CARRY OUT THE TERMS OF THE ORDER IMMEDIATELY.

What have you been awarded?

If no hearing was required (the claim was for debt), set out the terms of the order that were requested on your claim.

If a hearing was required, set out the amounts ordered by the Court and any terms other than the payment of money that the judge ordered.

This will be signed and dated by the Court.

claimant's copy