

IN THE JUSTICE COURT OF THE STATE OF OREGON
FOR THE COUNTY OF Tillamook

Plaintiff (Landlord or Agent)
v.

Case No: _____

**MOTION TO SET ASIDE
RESIDENTIAL EVICTION
JUDGMENT**

Defendant (Tenant or Occupant)

MOTION

I am a Defendant in this case (*name*): _____

I ask the court to set aside the judgment and seal the record of the case

STATEMENT OF POINTS AND AUTHORITIES

Oregon Laws 2019 chapter 351 § 2 requires the court to grant a motion to set aside a judgment and seal the official record of a residential eviction case if the judgment was for restitution of property and entered 5 years before the motion to set aside is filed and all terms including any money award are satisfied; if the judgment was stipulated to by the parties and all terms including any money award are satisfied; or if the case was dismissed.

DECLARATION

The judgment I ask to set aside was a judgment of:

- dismissal in my favor (I was not ordered to leave the property)
- restitution in Plaintiff's favor (I was ordered to leave the property)
 - I have satisfied any money awards ordered in the judgment
 - Judgment was entered on (*date*): _____ which is more than 5 years before this *Motion* was filed
 - Judgment was based on claims that arose on or after April 1, 2020 and before March 1, 2022
- stipulation (agreement)
 - I have satisfied all terms of the agreement and paid any money required

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.

Date

Signature

Name (printed)

Address

City, State, ZIP

Phone

Certificate of Mailing

I certify that on (*date*): _____ I placed a true and complete copy of this *Motion and Declaration* and a blank *Objection to Motion to Set Aside Residential Judgment* form in the United States mail to Plaintiff at (*plaintiff's address*): _____

Date

Defendant (signature)

Defendant Name

IN THE JUSTICE COURT OF THE STATE OF OREGON
FOR THE COUNTY OF Tillamook

Plaintiff (Landlord or Agent)

v.

Defendant (Tenant or Occupant)

Case No: _____

**OBJECTION TO
MOTION TO SET ASIDE
RESIDENTIAL EVICTION
JUDGMENT**

OBJECTION

*(Must be filed with the court within **30 days** of service of the Motion)*

I am a Plaintiff in this case (*name*): _____

I object to the court setting aside judgment in this case and sealing the case record because:

- Judgment was entered less than 5 years before the *Motion* was filed
- Judgment was not based on claims that arose between April 1, 2020 and March 1, 2022
- The following judgment terms have not been satisfied (*explain*):

Another reason: _____

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.

Date

Signature

Name (printed)

Address City, State, ZIP Phone