

STATE OF NORTH CAROLINA

File No.

\_\_\_\_\_ County

In The General Court Of Justice  
District Court Division

Name of Plaintiff

VERSUS

Name of Defendant

**AFFIDAVIT**  
**Servicemembers Civil Relief Act**  
**50 U.S.C. App. §§501-597b**

**AFFIDAVIT**

I, \_\_\_\_\_, being duly sworn, deposes and says:  
*(print your name)*

1.  The  Plaintiff  Defendant \_\_\_\_\_,  is in military service.  is not in military service.  
*(print name of non-moving party)*

The following facts support the statement above about the non-moving party's military service: *(State how you know the non-moving party is or is not in the military. Be specific.)*

\_\_\_\_\_

\_\_\_\_\_

2.  The affiant is unable to determine whether or not the non-moving party is in military service.

Signature Of Affiant

Name of Affiant

**SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME**

Date

Signature Of Person Authorized To Administer Oaths

Deputy CSC  Assistant CSC  Clerk Of Superior Court  Notary

Date Commission Expires

County Where Notarized

SEAL

**FOR COURT USE ONLY:**

**ORDER OF APPOINTMENT OF COUNSEL**

The Court finds that appointment of counsel is required pursuant to 50 U.S.C. App. § 521 or 522 and therefore, the Court appoints counsel named below to represent the absent servicemember named above:

Name of Attorney

Name, Street Address, PO Box, City, State And Zip Code Of Attorney

Telephone No.

**STAY OF PROCEEDINGS**

The Court finds that a stay of proceedings is required pursuant to 50 U.S.C. App. § 521 and, therefore, such a stay, for a minimum period of 90 days, is ordered.

Date

Signature of Judge

Next Hearing Date and Time

Name of Judge (Type or Print)