

NORTH CAROLINA
CUMBERLAND COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NUMBER:

_____,)
Plaintiff)
vs.)
_____,)
Defendant)

**Servicemembers Waiver
of Relief under S.C.R.A.
50 U.S.C. Ch. 50 §§3901-4043**

OATH

I, _____, being duly sworn, depose and say:

1. I am an active duty member of our United States Armed Forces pursuant to 10 U.S.C. 101(d)(1) or member of a Reserve Unit or National Guard Unit that has been called to active duty for over thirty (30) days pursuant to 32 U.S.C. 502(f) and 50 U.S.C. Ch. 50 §3917.
2. I understand that the Servicemembers Civil Relief Act may entitle me to a stay of ninety (90) days or more when I make no appearance due to military deployment or absence from duty due to sickness, wounds, leave or other lawful cause.
3. I understand I have the right to request a stay in the proceedings and waive that right and ask that the case go forward without my appearance. 50 U.S.C. Ch. 50 §3932.
4. I have chosen not to pursue my rights under the S.C.R.A. I understand I am free to consult with a lawyer or J.A.G. regarding any rights that may be affected by law.
5. I understand that any request for a stay does not amount to an appearance for jurisdictional purposes or a waiver of any substantive or procedural defense. 50 U.S.C. Ch. 50 §3932 (c).

Date: _____

Signature: _____

Printed signature: _____

NORTH CAROLINA
CUMBERLAND COUNTY

I, _____, a Notary Public in and for the aforesaid County and State, do hereby certify that _____ personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

This _____ day of _____, 20____.

Notary Public

My Commission Expires: _____