

## FORM SUMMARY

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**Name of Form:** Affidavit Based on Noncompliance Eviction (Small Claims)

**Form Number:** SC – 5400VA

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**Statutory Reference:** §799.24(3), Wisconsin Statutes

**Benchbook Reference:**

**Purpose of Form:** To provide a document by which a plaintiff may request the court to vacate a dismissal, enter a judgment of eviction based upon noncompliance of a defendant(s), and issue a writ of restitution. The form also provides a document for the plaintiff to request a hearing to determine the amount of a money judgment against the defendant(s) or to enter a money judgment against the defendant(s).

**Who Completes It:** The plaintiff(s) or plaintiff's attorney.

**Distribution of Form:** Original will be filed with the court after it has been signed and notarized.

**Accompanying Forms:** None.

**New Form/Modification:** Modified; last update 11/17.

**Modifications:** Deleted "SEAL".

**Comments:** Split for eFiling, 05/16.

**About this Form:** This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office.

**As a *pro se* voluntary form, its use is NOT mandatory but it is required to be accepted and distributed by the circuit courts of the State of Wisconsin.**