

IN THE JUSTICE COURT OF \_\_\_\_\_ TOWNSHIP  
IN AND FOR THE COUNTY OF \_\_\_\_\_, STATE OF NEVADA

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Landlord/Plaintiff

vs.

CASE NO: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Tenant/Defendant

DEPT. NO: \_\_\_\_\_

**TENANT'S AFFIDAVIT/DECLARATION IN SUPPORT OF  
MOTION TO VACATE SUMMARY EVICTION ORDER**

I, \_\_\_\_\_ (Name), state that:

1. I am the tenant/co-tenant in the above-referenced matter.
2. An eviction order was granted by this court on \_\_\_\_\_,  
20\_\_\_\_.
- \_\_\_\_ 3. I received an eviction notice on \_\_\_\_\_, 20\_\_\_\_.
- \_\_\_\_ 4. I was not served with an eviction notice.

- \_\_\_\_\_ 5. I attempted to
- \_\_\_\_\_ A. obtain legal counsel. Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- \_\_\_\_\_ B. file a tenant's affidavit. Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- \_\_\_\_\_ C. determine procedural requirements. Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- \_\_\_\_\_ 6. I **did** file an affidavit contesting the eviction because: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- \_\_\_\_\_ 7. I **did not** file an affidavit contesting the eviction because: (state the facts showing mistake, inadvertence, surprise or excusable neglect) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- \_\_\_\_\_ 8. I **did** appear at the eviction hearing because: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_ 9 I **did not** appear at the eviction hearing because: (explain facts showing surprise, mistake, inadvertence or excusable neglect)\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ 10. I believe in good faith that I have a meritorious defense to the eviction, namely: (state the facts which support your defense.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. I am not attempting to delay the proceedings by filing this motion, nor am I filing it for frivolous reasons.

12. If this motion is granted, I agree to pay all court costs and fees assessed by this court against me, if any, which were incurred due to the entry and stay/vacation of the eviction order.

\_\_\_\_\_ 13. My rent is subsidized by a Public Housing Authority.

\_\_\_\_\_ 14. My rent is not subsidized by a Public Housing Authority.

15. I also request that the Court Stay the pending eviction until a decision is made on the Motion to Vacate.

I swear the above is true. Signature: \_\_\_\_\_

SUBSCRIBED AND SWORN to before me this \_\_\_\_ day of \_\_\_\_\_,  
20\_\_\_\_.

NOTARY PUBLIC  
OR  
DEPUTY CLERK \_\_\_\_\_

**OR**  
**THE FOLLOWING:**

Pursuant to NRS 53.045:

"I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."

Executed on \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b) and JCRCP 5(b), I hereby certify that I am a non-party over the age of 18 years, and that on \_\_\_\_\_, 20\_\_\_\_, I served a true and correct copy of the foregoing

\_\_\_\_\_

(Name of document that was served)

addressed to:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

BY U.S. MAIL: I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document at \_\_\_\_\_ (City and State), in the ordinary course of business.

BY FACSIMILE TO: \_\_\_\_\_ (FAX number).

BY PERSONAL SERVICE: I personally hand delivered the above-identified document to the address/offices of the person named above.

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Print Name of Server