



# MOTION TO VACATE A DEFAULT JUDGMENT (WITHIN 30 DAYS)

IN THE STATE OF ILLINOIS, CIRCUIT COURT

COUNTY: \_\_\_\_\_

*County Where You Are Filing the Case*

*Enter the case information as it appears on your other court documents.*

PLAINTIFF/PETITIONER OR IN RE: \_\_\_\_\_

*Who started the case. First, Middle, and Last Name, or Business Name*

DEFENDANTS/RESPONDENTS: \_\_\_\_\_

*Who the case was filed against.*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*First, Middle, and Last Name, or Business Name*

\_\_\_\_\_ **Case Number**



Do not use this form if the default judgment was entered more than 30 days ago. Instead, use the *Petition to Vacate a Default Judgment (After 30 Days)*.

## 1. NAME & DEFAULT JUDGMENT DATE

*Tell the judge who you are and when the default judgment order was entered against you.*

My name is: \_\_\_\_\_  
*First Middle Last Name*

A default judgment was entered against me on: \_\_\_\_\_  
*Date (Month, Day, Year)*

I am filing this motion within 30 days of the date the default judgment was entered.

## 2. REASONS FOR MOTION

*Explain why you are asking the judge to cancel (vacate) the default judgment and reopen your case.*

**I am asking the judge to cancel the default judgment because:** *(check all that apply)*

I did not get notice of the court hearing.

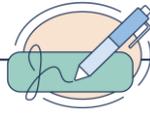
I missed the court hearing.

**A different reason.** The reason is:

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

## 3. REQUEST TO THE JUDGE

I ask the judge to cancel (vacate) the default judgment under [735 ILCS 5/2-1301](#) and set a new court date. I want to participate in the case.



### SIGN

Under Illinois Supreme Court Rule [137](#), my signature means that:

- 1) I read the document, 2) I have been informed and believe it is true and correct, and 3) I am not filing it to cause delay or for another bad reason.

If you are filling out this form online, sign your name by typing it. If you are filling out this form by hand, sign and print your name.

Signature /s/ \_\_\_\_\_ Print Name \_\_\_\_\_

**I am completing this form for myself**

Phone Number \_\_\_\_\_ Email (if you have one) \_\_\_\_\_

Your Address \_\_\_\_\_

*Street, Apt. #*

*City*

*State*

*Zip Code*

Be sure to **check your email every day** so you do not miss important information, court dates, or documents from other parties.

**I am a lawyer completing this form on behalf of a client** (Client name): \_\_\_\_\_

Lawyer Name \_\_\_\_\_ Attorney Number \_\_\_\_\_

Lawyer Phone Number \_\_\_\_\_ Law Firm \_\_\_\_\_

Lawyer Email \_\_\_\_\_

Address \_\_\_\_\_

*Street, Apt. #*

*City*

*State*

*Zip Code*

### PROOF (EXPLANATION) OF DELIVERY

*This tells the judge how and when you will send your documents **to the other people in the case** under Rule [11](#). If a person in the case has a lawyer, **you must send your documents to their lawyer**. File this form with the Circuit Clerk, but do not list the Clerk below as a person you are sending your documents to.*

**A. I am sending this Proof of Delivery and the following court documents:**

\_\_\_\_\_  
*Name of Documents*

To: \_\_\_\_\_

*Full Name or Law Firm Name*

**B. I am sending the documents:**

By **email** to this email address: \_\_\_\_\_

Through an approved **e-filing website (EFSP)** to this email address: \_\_\_\_\_



You **must** send documents electronically (by email or through an EFSP) if you and the person you are sending documents to have an email address. If you or the person you are sending to do not have an email address, or if you have permission from the judge, you may send documents using the options below.





# WHAT'S NEXT

## NEXT STEP FOR PERSON FILLING OUT THIS FORM:

If you do not already have a court date for your *Motion*, you will need to get one and file a *Notice of Court Date for Motion*. When you file your *Motion*, ask the Circuit Clerk if you have to schedule a court date or if one will be scheduled automatically. In some counties, you may get the court date when you e-file. Include the court date on your *Notice*.

After you fill out your forms, file them with the Circuit Clerk's office in the county where your case is taking place. Then, send your forms to the other people in the case. Find your Circuit Clerk: [ilcourts.info/clerks](http://ilcourts.info/clerks).



Learn more about each step in the process and how to file in our Instructions:

[ilcourts.info/how-to-vacate-default](http://ilcourts.info/how-to-vacate-default)

## NEXT STEP FOR PERSON RECEIVING THIS DOCUMENT:

For more information about going to court including how to fill out and file forms, call or text **Illinois Court Help** at 833-411-1121 or go to [ilcourthelp.gov](http://ilcourthelp.gov).

If there are any words or terms that you do not understand, please **visit Illinois Legal Aid Online** at [ilao.info/glossary](http://ilao.info/glossary). You may also find more information, resources, and the location of your local legal self-help center at [ilao.info/lshc-directory](http://ilao.info/lshc-directory).