

STATE OF NEBRASKA
FORM NO. CC 4:9
NEW 01/2012
Sec. 25-1142, 25-2804, 25-
1144. REQUIRED.

**MOTION TO SET ASIDE DEFAULT
JUDGMENT AND APPLICATION
FOR NEW TRIAL**

CASE NUMBER

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

Plaintiff

vs.

**MOTION TO SET ASIDE DEFAULT
JUDGMENT AND APPLICATION
FOR NEW TRIAL**

Defendant

I, _____ the defendant plaintiff in this case, show the court that a default judgment was entered on _____, _____. I ask the court to set aside that judgment, based upon the following grounds:

- _____ 1. Error in the assessment of the amount of the judgment, if the action is upon a contract or for injury or detention of property.
- _____ 2. That the decision is not sustained by sufficient evidence or is contrary to law.
- _____ 3. Other: _____

I also ask that a new court date be set for trial in this matter.

Date: _____

Defendant/Plaintiff: _____

Attorney (optional): _____

Address: _____

City, State, Zipcode: _____

Phone: _____

Certificate of Service

I certify that I have filed the original Motion to Set Aside Default Judgment and Application for New Trial, and on _____, _____, have mailed a copy to the other party/parties in the case, whose name(s) and address(es) are listed below:

Date: _____ Plaintiff/Defendant: _____