**SUMMONS TO JUDGMENT DEBTOR**

[*SUPREME/DISTRICT/MAGISTRATES/ENVIRONMENT, RESOURCES AND DEVELOPMENT*] **Delete all but one** COURT OF SOUTH AUSTRALIA

CIVIL JURISDICTION

**Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.**

First Applicant

First Respondent

First Interested Party

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| Judgment Creditor |  |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** |
| Name of law firm / solicitor**If any** |  |  |
| **Law Firm** | **Solicitor** |
| Address for service |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Phone Details |  |
| **Type - Number** |

**Duplicate panel if multiple Judgment Creditors**

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| Judgment Debtor |  |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** |
| Address |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Phone Details |  |
| **Type - Number** |

**Duplicate panel if multiple Judgment Debtors**

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| **Recitals**The Court, being satisfied that there are grounds for believing that:1. the abovenamed Judgment Debtor is about to leave the State; and
2. the abovenamed Judgement Debtor’s absence from the State would seriously prejudice the Judgment Creditor’s prospects of enforcing a judgment that has been given in the Judgment Creditor’s favour,

issues a summons pursuant to section 14(1) of the Enforcement of Judgments Act 1991 requiring the Judgement Debtor to appear for examination before the Court. |

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| **Amount Owing**Date Judgment entered: Balance owing after payments $Interest since last process $Issue fee (for summons) $Service fee (for summons) $Solicitor’s fee (including attendance) $Other $TOTAL OWING $ |

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| **To the Judgment Debtor**You are a judgment debtor in the sum of $[*amount*] pursuant to a judgment entered on [*date*].You **must attend** the hearing at the date and time set out at the top of this document.If you do not attend within 15 minutes of the hearing time you may be **arrested**.You are not able to dispute the debt at the above hearing. If the judgment is a default judgment, you may apply to have the judgment set aside by using a Form 77 Interlocutory Application. You will ordinarily need to establish that you have an arguable case on the merits and a reasonable excuse for not having filed a defence or the other default that led to the judgment being entered. You may wish to seek legal advice about making such an application.  |

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| **Court use only**…………………………………………Registrar |