

# FORM 13C – Application for Order in default under Rule 13.04

Rule 13.04(2)(a)

## APPLICATION FOR ORDER IN DEFAULT UNDER RULE 13.04

IN THE MAGISTRATES' COURT  
OF VICTORIA AT MELBOURNE  
INDUSTRIAL DIVISION

Court Number

BETWEEN

Plaintiff

OF

and

Defendant

OF

1. The plaintiff applies for an order for the claim with interest and costs, to the date of this application, shown below.
2. The defendant has not provided a response Form 13B within 14 days after service of the plaintiff's complaint.
3. An "affidavit/\*declaration of service" of the complaint and an 'affidavit in support' has been filed with the Court.
4. A "proper basis certification" and an "overarching obligations certification" has been filed with the Court.
5. An ASIC search has been filed with the Court confirming that the complaint has been served at the registered address of the company (*if this claim is against a company*).
6. Details of the order sought are set out below.

### CLAIM

Claim amount:	\$
Less amounts paid since claim:	\$
Total:	\$

## INTEREST

*Note: Interest can be calculated from the date the Court issued your complaint to the date you make this application.*

Date of issue of complaint: \$

Date of this application: \$

[        ] days at applicable interest rate.

Total interest claimed: \$

## COSTS

Fee on complaint: \$

Fee on this application: \$

ASIC search fee: \$

The following fees can be claimed if a process server has served your complaint:

Service fee: \$

Attempted service fee: \$

Distance fee: \$

The following fees can only be claimed by your legal representative:

Professional costs: \$

Necessary affidavits:        (*specify*) \$

Other:        (*specify*) \$

Total costs claimed: \$

Total amount being claimed: \$

Date:

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Signature of plaintiff

\* Delete if inapplicable