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| **STATE OF NORTH CAROLINA****COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** | **IN THE GENERAL COURT OF JUSTICE****DISTRICT COURT DIVISION****FILE NO.: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |

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| **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,** **Plaintiff,** **Vs.****\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,** **Defendant.**  | **)****)****)****)****)****)****)****)****)** | **MOTION** **AND ENTRY OF DEFAULT** |

**MOTION FOR ENTRY OF DEFAULT**

 Plaintiff moves the Court, pursuant to Rule 55 of the Rules of Civil Procedure, and N.C.G.S. 50-10(e) for entry of default by Defendant, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and Plaintiff shows the Court as follows:

1. That the Plaintiff is seeking an Absolute Divorce.
2. That the Plaintiff’s Complaint was filed on \_\_\_\_\_\_\_\_\_\_\_\_\_.
3. That the Defendant was served on \_\_\_\_\_\_\_\_\_\_\_\_\_.
4. That the Defendant has filed no Answer in this matter.
5. That the Defendant is not a minor or incompetent person.

WHEREFORE, Plaintiff requests the Clerk to enter a Judgment of Divorce.

This the \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Plaintiff Name

*Plaintiff*

Plaintiff Address Line 1

Plaintiff Address Line 2

Plaintiff Email:

Plaintiff Phone:

**ENTRY OF DEFAULT**

 This cause coming on to be heard and being heard before the undersigned Clerk/Assistant Clerk of the Superior Court on Motion of the Plaintiff for Entry of Default; and it appearing that the Plaintiff has filed an action seeking an Absolute Divorce; that the action was filed on \_\_\_\_\_\_\_\_\_\_\_\_\_ and was served on \_\_\_\_\_\_\_\_\_\_\_\_\_; and the Defendant has filed no answer in this matter; and that the Defendant is not a minor or incompetent person.

 IT IS THEREFORE ORDERED that default is hereby entered against the Defendant.

 This the \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

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

Clerk/Assistant Clerk of Superior Court