

## **Payment Agreement and Agreement to Withhold or Defer Judgment**

Use this form when:

The Plaintiff and the Defendant

- Have reached an agreement about the claim filed by the Plaintiff against the Defendant including the amount of the claim
- The parties do not want to enter an actual judgment at this time
- The parties have reached a payment agreement or payment plan

The Plaintiff can file this Agreement at the time of the Court hearing or anytime before the Court hearing.

**SCROLL DOWN FOR      Payment Agreement and Agreement to Withhold or Defer Judgment**

PAYMENT AGREEMENT AND AGREEMENT TO WITHHOLD OR DEFER JUDGMENT

TIPPECANOE SUPERIOR COURT No. 4

CAUSE NO. 79D04- \_\_\_\_\_ -PL/SC- \_\_\_\_\_

Courthouse, 301 Main Street
Lafayette, Indiana 47901
Telephone: (765) 423-9266 www.tippecanoe.in.gov

If Plaintiff is represented by an Attorney:

Attorney \_\_\_\_\_
Attorney No. \_\_\_\_\_
Address \_\_\_\_\_
Address \_\_\_\_\_
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_
Telephone ( \_\_\_\_\_ ) \_\_\_\_\_
Email \_\_\_\_\_

Plaintiff 1 \_\_\_\_\_ Defendant 1 \_\_\_\_\_
Address \_\_\_\_\_ Address \_\_\_\_\_
Address \_\_\_\_\_ Address \_\_\_\_\_
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_
Telephone ( \_\_\_\_\_ ) \_\_\_\_\_ Telephone ( \_\_\_\_\_ ) \_\_\_\_\_
Email \_\_\_\_\_ Email \_\_\_\_\_

Plaintiff 2 \_\_\_\_\_ Defendant 2 \_\_\_\_\_
Address \_\_\_\_\_ Address \_\_\_\_\_
Address \_\_\_\_\_ Address \_\_\_\_\_
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_
Telephone ( \_\_\_\_\_ ) \_\_\_\_\_ Telephone ( \_\_\_\_\_ ) \_\_\_\_\_
Email \_\_\_\_\_ Email \_\_\_\_\_

PAYMENT AGREEMENT AND AGREEMENT TO WITHHOLD OR DEFER JUDGMENT

Come now the parties and inform the Court they have reached an agreement to settle this case. The parties agree that the [ ] Plaintiff [ ] Defendant owes the [ ] Plaintiff [ ] Defendant as follows:

Table with 4 columns: Category, Amount, Label, Amount. Rows include Damages, Prejudgment Interest, Attorney Fees, Other Fees, and TOTAL PLUS Court Costs.

The parties also agree that NO judgment will be entered provided the [ ] Plaintiff [ ] Defendant fully complies with this Payment Agreement. The parties agree if the [ ] Plaintiff [ ] Defendant does not make all payments as agreed, a judgment will be entered for the TOTAL amount PLUS court costs (less payments made) without the need for any further proof of the original claim.

- [ ] The TOTAL and Court Costs will be paid in full within \_\_\_\_\_ days but no later than \_\_\_\_\_, 20\_\_\_\_.
[ ] The TOTAL and Court Costs will be paid in payments of no less than \$\_\_\_\_\_.00
[ ] Every [ ] Monday, [ ] Tuesday, [ ] Wednesday, [ ] Thursday, [ ] Friday
[ ] Every other [ ] Monday, [ ] Tuesday, [ ] Wednesday, [ ] Thursday, [ ] Friday
[ ] Every month on the \_\_\_\_\_ day of each month
[ ] Every month on the \_\_\_\_\_ and \_\_\_\_\_ days of each month
[ ] Other \_\_\_\_\_

beginning on \_\_\_\_\_, 20\_\_\_\_ until the TOTAL and Court Costs are paid in full.

(See SIGNATURES and MORE INFORMATION on reverse side)

**PAYMENT AGREEMENT AND AGREEMENT TO WITHHOLD OR DEFER JUDGMENT**  
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Payments shall be made to:  Plaintiff  Defendant

At the the mailing address on file with the Court in this claim.

Other address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Other \_\_\_\_\_

**Further, the parties agree:**

- (1) Each party will maintain a current mailing address with the Court and with the other party at all times while this claim remains pending.
- (2) Upon full compliance with this Payment Agreement, the claim will be dismissed WITH PREJUDICE.

**SO AGREED:**

\_\_\_\_\_  
Plaintiff 1 Date

\_\_\_\_\_  
Defendant 1 (DOB: \_\_\_\_\_ SSN: xxx-xx-\_\_\_\_\_) Date

\_\_\_\_\_  
Plaintiff 2 Date

\_\_\_\_\_  
Defendant 2 (DOB: \_\_\_\_\_ SSN: xxx-xx-\_\_\_\_\_) Date

**APPROVAL OF PAYMENT AGREEMENT AND AGREEMENT TO WITHHOLD OR DEFER JUDGMENT**

The parties having filed their Payment Agreement and Agreement to Withhold or Defer Judgment as set forth above, the Agreement is now accepted by the Court and all pending hearings are vacated.

**SO APPROVED:**

\_\_\_\_\_, 20\_\_\_\_\_  
Date

\_\_\_\_\_  
Laura W. Zeman, Judge  
Tippecanoe Superior Court 4

**COPY:**  Plaintiff  Attorney for plaintiff  Defendant  Attorney for defendant