

## **Motion for Release of Judgment**

Use this form when:

You are the Defendant (Judgment Debtor) and

- You believe you have paid or otherwise satisfied the Judgment in full but the Plaintiff has not filed or has refused to file a Release of Judgment

NOTE: You must be prepared to be able to document that you have paid or otherwise fully satisfied the Judgment completely.

> This form has a Motion and a Proposed Order and Notice and a Release of Judgment

- You must fully complete and sign the Motion
- You must complete only the top half of the Proposed Order and Notice
- You must complete only the top half of the Release of Judgment

**SCROLL DOWN FOR      Motion for Release of Judgment**

**VERIFIED MOTION FOR RELEASE OF JUDGMENT  
[to be filed by Defendant (Judgment Debtor)]**

**TIPPECANOE SUPERIOR COURT No. 4**

Courthouse, 301 Main Street

Lafayette, Indiana 47901

Telephone: (765) 423-9266 [www.tippecanoe.in.gov](http://www.tippecanoe.in.gov)

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

<b>Plaintiff 1</b> _____	<b>Defendant 1</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

<b>Plaintiff 2</b> _____	<b>Defendant 2</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

If Plaintiff is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

If Defendant is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

**[Attach Proposed Order and Notice]**

Comes now the Defendant(s) (Judgment Debtor) and requests the Judgment entered against the Defendant in this case be released. In support, the Defendant would show that:

1. A judgment was entered in the cause on or about \_\_\_\_\_.
2. The Defendant has fully satisfied and paid this Judgment including accrued interest and court costs.  
    **[DEFENDANT: attach documentation proving this Judgment has been paid and satisfied in full]**
3. Any garnishment Order should be terminated.
4. The Plaintiff (Judgment Creditor) has failed to file a Release of Judgment.

I swear or affirm under penalties for perjury, as specified in I.C. 35-44-2-1, the information herein is true and accurate to the best of my knowledge and belief and that on the date this Motion was filed, I served a copy of this Motion on the Plaintiff (Judgment Creditor) by:  U.S. Mail (1<sup>st</sup> class) to the address of the other party as listed above.

- Email to the address of the other party as listed above.  
 Other: \_\_\_\_\_

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

\_\_\_\_\_  
Judgment Debtor/Defendant

**TIPPECANOE SUPERIOR COURT No. 4**  
Courthouse, 301 Main Street  
Lafayette, Indiana 47901  
Telephone: (765) 423-9266 [www.tippecanoe.in.gov](http://www.tippecanoe.in.gov)

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

<b>Plaintiff 1</b> _____	<b>Defendant 1</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

<b>Plaintiff 2</b> _____	<b>Defendant 2</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

If Plaintiff is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

If Defendant is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

**ORDER and NOTICE TO JUDGMENT CREDITOR**

Pursuant to Small Claims Rule 11(D), the Court notifies the Plaintiff (Judgment Creditor) he/she/they have thirty (30) days from the date of the issuance of this Order to file a verified objection to the Release of Judgment, if the Plaintiff does not agree that the Judgment has been satisfied. If the Plaintiff does not file a verified objection within thirty (30) days, the Judgment shall be deemed satisfied. The Court will issue a Release of Judgment and the Clerk will be directed to show the satisfaction and release of the Judgment upon the Judgment Docket.

SO ORDERED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge/Magistrate  
Tippecanoe Superior Court 4

COPY:  Plaintiff  Attorney for plaintiff  Defendant  Attorney for defendant  Clerk

**TIPPECANOE SUPERIOR COURT No. 4**  
Courthouse, 301 Main Street  
Lafayette, Indiana 47901  
Telephone: (765) 423-9266 [www.tippecanoe.in.gov](http://www.tippecanoe.in.gov)

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

<b>Plaintiff 1</b> _____	<b>Defendant 1</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

<b>Plaintiff 2</b> _____	<b>Defendant 2</b> _____
Address _____	Address _____
Address _____	Address _____
City _____ State _____ Zip _____	City _____ State _____ Zip _____
Telephone (_____) _____	Telephone (_____) _____
Email _____	Email _____

If Plaintiff is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

If Defendant is represented by an Attorney:  
Attorney \_\_\_\_\_  
Attorney No. \_\_\_\_\_  
Address \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Telephone (\_\_\_\_\_) \_\_\_\_\_  
Email \_\_\_\_\_

**ORDER GRANTING MOTION FOR RELEASE OF JUDGMENT**

Pursuant to this Court's previous Order and Notice to Judgment Creditor and Small Claims Rule 11(D), no response or objection to Judgment Debtor's Verified Motion for Release of Judgment has been filed within thirty (30) days from the date of the issuance of this Order. Further, the Court finds the Judgment Debtor has demonstrated by a preponderance of the evidence this Judgment has been satisfied in full and there is a reasonable probability the Judgment Creditor received notice of the previous Order and Notice to Judgment Creditor.

Therefore, the Court now GRANTS the Verified Motion for Release of Judgment. This Judgment is deemed to be satisfied in full.

Any Garnishment Order entered in this cause is vacated as of the date of this Order. Any monies held by the Clerk or the Garnishee-Defendant in excess of the Judgment are ORDERED refunded to the Defendant (Judgment Debtor).

The Clerk of Tippecanoe County is directed to note this release upon the Judgment Docket.

SO ORDERED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mathew S Sandy, Judge  
Tippecanoe Superior Court 4

COPY:  Plaintiff  Attorney for plaintiff  Defendant  Attorney for defendant  Clerk