

IN THE SMALL CLAIMS COURT OF NEW BRUNSWICK  
JUDICIAL DISTRICT OF \_\_\_\_\_

BETWEEN:

\_\_\_\_\_ Claimant(s)

and

\_\_\_\_\_ Defendant(s)

and

\_\_\_\_\_ Third Party

**AFFIDAVIT TO SET ASIDE A JUDGMENT AFTER A HEARING  
(FORM 15)**

I, \_\_\_\_\_, of \_\_\_\_\_ in  
the County of \_\_\_\_\_ and Province of \_\_\_\_\_,  
(*check only one*)

MAKE OATH

*or*

SOLEMNLY AFFIRM

AND SAY THAT:

1. I am the \_\_\_\_\_ (*specify claimant, defendant or third party*)  
and I am requesting an order to set aside a judgment entered on \_\_\_\_\_  
(*day/month/year*).

2. The reasons for requesting the setting aside of the judgment are as follows:

(*check only one*)

I did not receive a copy of the Notice of Hearing.

*or*

I failed to appear at the hearing because (*give the reasons*):

Additional pages are attached because more room is needed.

**3. My address is**

\_\_\_\_\_ (mailing address)

\_\_\_\_\_ (city, town, village) (province) (postal code)

Indicate residential address if different from above:

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

Telephone \_\_\_\_\_ (work)

\_\_\_\_\_ (home)

Fax number \_\_\_\_\_

E-mail address \_\_\_\_\_

SWORN TO (or SOLEMNLY AFFIRMED) )  
before me )  
at \_\_\_\_\_, )  
in the County of \_\_\_\_\_, )  
and Province of \_\_\_\_\_, )  
this \_\_\_\_ day of \_\_\_\_\_, )  
20\_\_\_\_. )

\_\_\_\_\_  
A Commissioner of Oaths /  
A Notary Public (if outside  
New Brunswick)

\_\_\_\_\_  
Signature of claimant, defendant or third party  
(as the case may be)