

DEFAULT ACTION COVER SHEET - B
(for use per SDCL 15-6-54(d) as amended 7-1-04)

Anyone seeking a judgment on a collection must complete and sign this sheet. The sheet must accompany the pleading.

1. Is suit on file? _____ (must file)
2. Is affidavit of default prepared and filed? _____ (must prepare and file)
3. Is application/affidavit of disbursements prepared and filed with motion and affidavit of default? _____ (may file under amendment to SDCL 15-6-54(d))
4. Was any partial payment made on the debt? _____ Has the partial payment been credited? _____
5. Was collateral involved in the transaction? _____ Please state the original value of collateral. _____
6. Was the collateral repossessed? _____ Was the collateral sold? _____ What proceeds resulted from the sale of the collateral? _____ Have the proceeds been credited against the debt? _____
7. Are you requesting pre-judgment interest? _____ Please state the amount and rate. Amount _____ rate _____ Please include Form #8 or its equivalent.
8. Is this an open account collection? _____ If yes, interest is limited to ten percent. (Category B, SDCL 54-3-16; *Scotland, etc. v. ABA, etc.*, 583 N.W.2d 834 (SD 1998)).
9. Are you requesting attorney fees? _____ If so, please state the amount _____. Was an attorney used in the prosecution of this claim? _____ Please include form #1 or #8, and #4 or their equivalents. **ONLY REGULATED LENDERS AS DEFINED BY SDCL 54-3-14 MAY COLLECT ATTORNEYS FEES.** (SEE SDCL 15-17-39 AND SDCL 54-3-13.) Are you a regulated lender? _____ Please state type of lender or assignment. _____

10. Are you requesting taxation of disbursements and expenses at this time? _____ If so, please state amounts and types. Service Fees - Amount _____
Clerk's Fees - Amount _____
Copying Costs - Amount _____

Please include form #8 or its equivalent.

Dated _____ Plaintiff or attorney _____