



## TEMPORARY RULE FOR RESIDENTIAL EVICTION ACTIONS

As part of the CARES Act, a federal moratorium on evictions is in effect. This moratorium applies in non-payment of rent related evictions from federally assisted housing as well as a moratorium on fees and penalties for the non-payment of rent. This federal eviction moratorium is in effect for a 120-day period beginning on March 27, 2020 lasting through July 25, 2020. This is in addition to the temporary suspension of evictions authorized by this Court system effective March 25, 2020.

In order for this Court to adjudicate eviction cases, certain questions must be asked to enable the Court to determine whether the premises at issue in a particular eviction are a 'Covered Property' which is subject to a 'federally-backed mortgage.' Thus, until further notice, in all evictions filed with this Court, the following attached affidavit must be appended to your eviction complaint.

Dated this 20<sup>th</sup> day of May 2020.

BY ORDER OF THE COURT:

A handwritten signature in black ink, reading "Stephan M. Grochowski".

Chief Justice Stephan M. Grochowski

---

**AFFIDAVIT OF PLAINTIFF IN SUPPORT OF COMPLIANCE WITH CARES ACT**

---

I, \_\_\_\_\_, Plaintiff, in order to support my assertion that this filing complies with the federal Coronavirus Aid, Relief and Economic Security Act enacted March 27, 2020 (CARES Act), do hereby swear or affirm under penalty of perjury that:

1) There is no mortgage on the property that has been granted deferral or forbearance since March 27, 2020, and there is no pending application for mortgage deferral or forbearance;

2) Neither I nor the property nor any tenant of the property participates in or receives subsidies or benefits under any of the following programs:

**Housing and Urban Development (HUD):**

- Public Housing;
- Section 8 Housing Choice Voucher Program or Project-Based Housing;
- Section 202 Housing for the Elderly;
- Section 811 Housing for Persons with Disabilities;
- Section 236 Multifamily Housing;
- Below Market Interest Rate (BMIR) Housing;
- HOME;
- HOPWA;
- Continuum of Care or other McKinney-Vento Act Homelessness Programs

**Department of Agriculture:**

- Section 515 Rural Rental Housing;
- Sections 514 and 516 Farm Labor Housing;
- Section 533 Housing Preservation Grants;
- Section 538 Multifamily Rental housing

**Department of Treasury:**

- Low-Income Housing Tax Credit (LIHTC)

**Rural Housing Voucher Program:**

- Section 542 of the Housing Act of 1949;

3) There is no unsatisfied mortgage on the property that is guaranteed or insured by the Federal Housing Administration, HUD, the Dept. of Veterans Affairs or the USDA;

4) I have attached the first page of every unsatisfied mortgage that is on the property; and

5) I or my authorized agent has searched for every unsatisfied mortgage on the property via the mortgage lookup tools of both Fannie Mae (KnowYourOptions.com/loanlookup) and Freddie Mac (FreddieMac.com/mymortgage) and have attached the results those searches.

---

[Plaintiff's Name]

Signed and sworn to on this day of           , 2020