

STATE OF NEW YORK  
COUNTY OF :

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, Plaintiff, ATTORNEY'S AFFIRMATION  
vs. Index No.  
, Defendant(s). ASSIGNED JUDGE:  
Hon.

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\_\_\_\_\_, an attorney admitted to practice in the Courts of the State of New York, and not a party to this action, subscribes and affirms the following to be true under the penalties of perjury:

1. I am the attorney for the Plaintiff in the above-referenced matter, and am fully familiar with the facts and circumstances of this action. I submit this affirmation in support of the Plaintiff's motion for default Judgment, and for reasonable attorney fees to be awarded to the Plaintiff and against the Defendant(s).
2. Plaintiff's Complaint seeks to collect the sum of \_\_\_\_\_, plus interest, owing from the Defendant(s) based on a written agreement. The Complaint further seeks judgment for attorneys' fees in the amount of \_\_\_\_\_, \_\_\_\_\_ of the aforementioned sum due, in accordance with the agreement of the Defendant(s) to be responsible therefor.
3. The Defendant(s), \_\_\_\_\_, have been duly served with the summons and complaint in this action and have failed to appear or answer within the time prescribed by law.
4. The Plaintiff submits the Affidavit of Facts filed herewith and in support of Plaintiff's request for default Judgment, together with the required additional mailing in compliance with CPLR 3215.
5. Pursuant to the Department of Defense Manpower Data Center Report relative to natural persons, said Defendant(s) are not in the active military service of the United States.