

SUPERIOR COURT

CIVIL DIVISION

UNIT

DOCKET NO.

_____,
Plaintiff,

v.

_____,
Defendant(s).

CERTIFICATION IN SUPPORT OF COMPLIANCE WITH THE CARES ACT

Pursuant to Administrative Order 49, ¶ 22, all plaintiffs who file eviction actions for nonpayment of rent on or after March 27, 2020, must file a certification in substantially this form, certifying either that they have complied with the CARES Act’s restrictions or that the CARES Act requirements do not apply. If an eviction was filed without this certification, plaintiffs must file it by August 14, 2020.

In compliance with the federal Coronavirus Aid, Relief and Economic Security Act (CARES Act), I, _____ [Plaintiff] [authorized representative or agent of Plaintiff] hereby swear or affirm under penalty of perjury. (You must check one box.):

- Plaintiff has complied with the requirements of the CARES Act. In particular, the action to evict defendant(s) from the property was commenced on or after July 25, 2020, the landlord provided the tenant with actual notice of the date of termination of tenancy, which was at least 30 days after the date of the actual notice as required by § 4024(c) of the CARES Act, 15 U.S.C. § 9058(c).

OR

- The property is not covered by the CARES Act. In particular, the dwelling from which the plaintiff seeks to evict defendant(s) is not located on or in a “covered property,” which is defined in the CARES Act, § 4024, 15 U.S.C. § 9058(a)(2), as a property subject to those federal loans or participating in those federal programs listed below. In order to make this certification, you must take the steps listed below, and check both boxes.
 - I or my authorized agent has researched every unsatisfied mortgage on the property, and none of them is a Fannie Mae, Freddie Mac, Federal Housing Administration, HUD, Dept. of Veterans Affairs, USDA, or other federally backed mortgage. In doing this research, I have conducted searches of all unsatisfied mortgages using the mortgage lookup tools of both Fannie Mae (KnowYourOptions.com/loanlookup) and Freddie Mac (FreddieMac.com/mymortgage). I have attached the first page of the unsatisfied mortgage(s) on the property as well as the results of my searches of the above databases.
 - Neither the property nor any tenant of the property participates in or receives subsidies or benefits under any federal housing program, including, but not limited to, Section 8 vouchers, housing funded by the Department of Agriculture under §§ 514, 515, 516, 533, 538, or 542, Low-Income Housing Tax Credit (LIHTC), or any McKinney Vento Act Homelessness Program.

Date: _____

Signature of Plaintiff or authorized agent or representative: _____

Printed Name: _____

Appendix A