

FORM 5 – COMPLAINT FOR LANDLORD TO EVICT TENANTS

FORM 5A -- COMPLAINT FOR LANDLORD TO EVICT TENANTS
FOR FAILURE TO PAY RENT AND TO RECOVER PAST DUE RENT

Form 5 should be used if only eviction of the Tenant is sought. See Fla. R. Civ. Proc. [1.947](#) (2010). Form 5A should be used to evict the Tenant and recover damages (past due rent).

FORM NOTES ARE FOR INFORMATIONAL PURPOSES ONLY AND
MAY NOT COMPLETELY DESCRIBE REQUIREMENTS OF
FLORIDA LAW. YOU SHOULD CONSULT AN ATTORNEY AS
NEEDED.

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT
IN AND FOR LEVY COUNTY, FLORIDA

_____, CASE NO.: _____
[Insert name of Landlord] [insert case number assigned]

Plaintiff,

vs.

[Insert name of Tenant]

Defendant.

COMPLAINT FOR EVICTION

Plaintiff, _____ [insert name of Landlord] sues Defendant,
_____, [insert name of Tenant] and alleges:

1. This is an action to evict a tenant from real property in _____ [insert
county in which the property is located], County, Florida.

2. Plaintiff owns the following described real property in the County:

_____ [insert
legal or street description of the property including, if applicable, unit number].

3. Defendant has possession of the property under a/an (oral/written) agreement to pay rent of \$
_____ (insert rental amount) payable _____
[insert terms of rental payments, i.e., weekly, monthly, etc.]. A copy of the written agreement, if
any, is attached as Exhibit "A."

4. Defendant failed to pay the rent due _____, 20____ [insert
date of payment Tenant has failed to make].

5. Plaintiff served Defendant with a notice on _____, 20____, [insert date
of notice], to pay the rent or deliver possession but Defendant refuses to do either. A copy of the
notice is attached as Exhibit "B."

WHEREFORE, Plaintiff demands judgment for possession of the property against Defendant.

Signature

Name of Landlord/ Property Manager (circle one)

Address

City, State, Zip Code

(_____)

Phone Number

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT
IN AND FOR LEVY COUNTY, FLORIDA

_____,
[Insert name of Landlord]

Plaintiff,

vs.

_____,
[Insert name of Tenant]

Defendant.

CASE NO.:

[insert case number assigned]

**COMPLAINT FOR EVICTION AND
DAMAGES**

Plaintiff, _____ sues Defendant, _____,
(insert name of Landlord) (insert name of Tenant)
and alleges:

**COUNT I
Tenant Eviction**

1. This is an action to evict the tenant from real property in _____
[insert county in which the property is located], County, Florida.

2. Plaintiff owns the following described real property in the County:

[insert legal or street description of the property including, if applicable, unit number].

3. Defendant has possession of the real property under an/a (oral/written) agreement to pay rent of \$ _____ (insert rental amount) payable _____
[insert terms of rental payments, i.e., weekly, monthly, etc.]. A copy of the written agreement, if any, is attached as Exhibit "A."

4. Defendant failed to pay the rent due _____, 20_____
[insert date of payment Tenant has failed to make].

5. Plaintiff served Defendant with a notice on _____, 20_____, [insert date of notice], to pay the rent or deliver possession but Defendant refuses to do either. A copy of the notice is attached as Exhibit "B."

WHEREFORE, Plaintiff demands judgment for possession of the property against Defendant.

COUNT II
Damages

6. This is an action for damages that do not exceed \$15,000.
7. Plaintiff restates those allegations contained in paragraphs 1 through 5 above.
8. Defendant owes Plaintiff \$ _____ [insert past due rent amount] that is due with interest since _____, 20____ [insert date of last rental payment tenant failed to make].

WHEREFORE, Plaintiff demands judgment for damages against Defendant.

Signature

Name of Landlord/ Property Manager (circle one)

Address

City, State, Zip Code

(_____)
Phone Number

This form was completed with the assistance of:

Name: _____

Address: _____

Telephone No.: (_____) _____