

FORM 5A

COMPLAINT FOR LANDLORD TO EVICT TENANTS FOR FAILURE TO PAY RENT AND TO RECOVER PAST DUE RENT

INSTRUCTIONS

Form 5 should be used if only eviction of the Tenant is sought. 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, IN AND FOR
JACKSON COUNTY, FLORIDA

[insert name of Landlord]

Plaintiff,

Vs.

CASE NO. _____

**COMPLAINT FOR EVICTION
AND DAMAGES**

[insert name of Tenant]

Defendant.

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

**COUNT I
Tenant Eviction**

1. This is an action to evict a Tenant from real property in **Jackson** County, Florida.
2. Plaintiff(s) owns the following described real property in said County: _____
_____ [insert legal
or street description of the property including, if applicable, unit number].
3. Defendant(s) has possession of the property under a written/oral (*circle one*) 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(s) failed to pay rent due _____, 20____ [insert date of payment Tenant has failed to make.]
5. Plaintiff(s) served Defendant(s) with a notice on _____, 20____ [insert date of notice], to pay the rent or deliver possession but the 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(s).

**COUNT II
DAMAGES**

6. This is an action for damages that do not exceed \$15,000.00
7. Plaintiff restates those allegations contained in paragraphs 1 through 5 above.

8. Defendant(s) owes Plaintiff \$ _____ that is due with interest [*insert past due rent amount*] since _____, 20____ [*insert date of last rental payment Tenant failed to make*].

WHEREFORE, Plaintiff demands judgment for damages against Defendant(s).

Signature

Name of Landlord/Property Manager [circle one]

Address [street address where Tenant can deliver rent]

City, State, Zip Code

Phone Number

Approved for use under rule 10-2.1(a) of
The Rules Regulating The Florida Bar
The Florida Bar 2010

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with the assistance of
Name:
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