

IN THE CIRCUIT COURT OF COUNTY, MISSISSIPPI

PLAINTIFF

VS.

NO.

DEFENDANTS

COMPLAINT FOR REPLEVIN

COMES NOW Plaintiff, , by and through its attorney and files this Complaint for Replevin pursuant to Section 11-37-101 et seq., Mississippi Code of 1972, as amended, and in support thereof would show unto the Court the following facts:

1. Plaintiff, , is an corporation with its principal offices located in .
2. Defendant, , a resident County, Mississippi, resides at , and may be served with process at said address.
3. Defendant, , is a resident of County, Mississippi, and may be served with process of this Court at .
4. Heretofore, on or about Defendant, executed a Lease, hereinafter "Agreement" in favor of Plaintiff, a copy of which is attached hereto as Exhibit " ". By execution of said Agreement, Defendant, , agreed to make monthly rental payments of DOLLARS (\$). Defendant is now in default. Plaintiff is entitled to late charges and attorney's fees in event of default.
5. Plaintiff is the holder of legal title to the collateral described in the lease and is entitled to immediate possession thereof.
6. Plaintiff, in good faith, believes the value of the security to be DOLLARS (\$).

7. Plaintiff is entitled to possession of said security under the terms and conditions of the Agreement. The Defendant, _____, is in default under the terms and conditions of said Agreement. The property described in the aforesaid Agreement is in the possession of the Defendant, _____, and the Defendants wrongfully detain same.

8. Plaintiff is entitled to possession of said security upon a hearing hereof.

9. Defendant, _____, has attempted to assign or sublet the security described in the lease and has relinquished possession thereof to Defendant, _____, without the consent of Plaintiff and in contravention of the Agreement. Plaintiff therefore deems itself insecure and its prospect of payment impaired and desires for the Court to accelerate the indebtedness due, which total amount due plus attorney's fees to be paid by Defendant to retain and regain this security.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that the Clerk of the Circuit Court of _____ County, Mississippi, summon Defendants to be and appear at a hearing on Plaintiff's Complaint for Replevin to be held on the date shown on the Summons to show cause why Plaintiff should not be awarded possession of its security; and that, at said hearing, the Court find that Plaintiff is entitled to immediate possession of its security, to be disposed of in accordance with the provisions of the Uniform Commercial Code; Plaintiff further prays for such other relief which may be entitled and a reasonable attorney's fee.

Respectfully submitted,

Attorney for

Of Counsel:

Telephone:

MSB #
Attorney for

STATE OF MISSISSIPPI
COUNTY OF

PERSONALLY appeared before me, the undersigned authority in and for the county and state aforesaid, the within named who after being by me first duly sworn, did state on his/her oath that the matters and facts set forth in the above foregoing Complaint for Replevin are true and correct as therein stated.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, this the day of
, .

NOTARY PUBLIC

My Commission Expires: