

**Supreme Court of Prince Edward Island  
Small Claims Section**

**Affidavit for Enforcement Request  
Form 20J**

[Claim No]

**Plaintiff No. 1**

**Plaintiff No. 2 (if applicable)**

Full name	Full Name
Address for Service	Address for Service
Phone No. Fax No. (If any)	Phone No. Fax No. (If any)
Plaintiff's Lawyer/Agent (Full Name)	Plaintiff's Lawyer/Agent (Full Name)
Lawyer/Agent's Address for Service	Lawyer/Agent's Address for Service
Lawyer/Agent's Phone No. Fax No. (If any) E-Mail Address (Optional)	Lawyer/Agent's Phone No. Fax No. (If any) E-Mail Address (Optional)

**Defendant No. 1**

**Defendant No. 2 (if applicable)**

Full name	Full Name
Address for Service	Address for Service
Phone No. Fax No. (If any)	Phone No. Fax No. (If any)
Defendant's Lawyer/Agent (Full Name)	Defendant's Lawyer/Agent (Full Name)
Lawyer/Agent's Address for Service	Lawyer/Agent's Address for Service
Lawyer/Agent's Phone No. Fax No. (If any) E-Mail Address (Optional)	Lawyer/Agent's Phone No. Fax No. (If any) E-Mail Address (Optional)

**NOTE TO CREDITOR: TO OBTAIN A WRIT OF SEIZURE AND SALE OF LAND** (Form 20D), complete an Affidavit for Writ of Seizure and Sale of Land (Form 20O). To obtain forms and self-help materials, attend the nearest Small Claims Court or access the following website: [www.gov.pe.ca](http://www.gov.pe.ca).

My name is : \_\_\_\_\_  
(Full name)

I live in \_\_\_\_\_  
(Municipality and province)

**and I swear/affirm that the following is true:**

1. In this action, I am the  
\_\_\_\_\_ creditor  
\_\_\_\_\_ representative of the creditor(s) \_\_\_\_\_  
(Name of creditor)

2. An order for the delivery of the following person property:  
\_\_\_\_\_  
(According to the court order, set out description of the property to be delivered. Identify any marks or serial #s  
\_\_\_\_\_  
\_\_\_\_\_

was made in this action against:  
\_\_\_\_\_  
(Name of person against whom the order was made)

on \_\_\_\_\_, 20\_\_\_\_, in the Prince Edward Island Small Claims Court. Since the above listed personal property has not been delivered, I make this affidavit in support of a request that the clerk of the court issue a Writ of Delivery (Form 20B) to the bailiff of the Prince Edward Island Small Claims Court.

3. A judgment was made in this action against \_\_\_\_\_  
(Name of debtor)  
on \_\_\_\_\_, 20\_\_\_\_ in the Prince Edward Island Small Claims Court for the following sums:

(A) **DEBT** (amount of judgment) \$ \_\_\_\_\_

(B) **PRE-JUDGMENT INTEREST** calculated on the sum of \$ \_\_\_\_\_ at the rate of \_\_\_\_\_% per annum from \_\_\_\_\_, 20\_\_\_\_ to \_\_\_\_\_, 20\_\_\_\_ being \_\_\_\_\_ days \$ \_\_\_\_\_

(C) **COSTS** to date of judgment \$ \_\_\_\_\_

**SUBTOTAL** \$ \_\_\_\_\_

[Claim No]

(D) **TOTAL AMOUNT OF PAYMENTS RECEIVED FROM DEBTOR**  
after judgment (if any) minus \$ \_\_\_\_\_

(E) **POST-JUDGMENT INTEREST** to date calculated  
on the sum of \$ \_\_\_\_\_ at the rate of \_\_\_\_\_ %  
per annum from \_\_\_\_\_, 20\_\_\_\_ to \_\_\_\_\_, 20\_\_\_\_  
being \_\_\_\_\_ days \$ \_\_\_\_\_

**NOTE:** Calculation of interest is always on the amount owing from time to time as payments are received. This is true for both pre-judgment and post-judgment interest. Attach a separate sheet setting out how you calculated the total amount of any pre/post-judgment interest.

(F) **SUBSEQUENT COSTS** incurred after judgment (including the cost \$ \_\_\_\_\_  
of issuing the requested enforcement(s))  
Subsequent post-judgment interest continues to accrue at \$ \_\_\_\_\_ per day.

**If further payments are received from debtor, the per diem may need to be re-calculated.**

(This figure must match the total figure identified in the enforcement process(es).)

**TOTAL DUE \$ \_\_\_\_\_**

**I make this affidavit in support of a request that the clerk of the court issue the following enforcement process(es):**

(Strike out any section that does not apply and initial)

- \_\_\_\_\_ Certificate of Judgment (Form 20A) to the clerk of the Prince Edward Island Small Claims Court.
- \_\_\_\_\_ Writ of Seizure and Sale of Personal Property (Form 20C) directed to Sheriff Services.
- \_\_\_\_\_ Notice of Garnishment (Form 20E).

I believe that the garnishee \_\_\_\_\_  
(Name of garnishee)

at \_\_\_\_\_ is indebted to the debtor or  
(Address of garnishee)

will become indebted to the debtor for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_

The Notice of Garnishment will be served on the debtor \_\_\_\_\_  
(Name of debtor)

at \_\_\_\_\_  
(Address of debtor for service)

within five days of serving it on the garnishee.

\_\_\_\_\_ Notice of Examination (Form 20H)

\_\_\_\_\_ Other (set out the nature of your request): \_\_\_\_\_  
\_\_\_\_\_

**SWORN/AFFIRMED** before me at  
the City/Town of \_\_\_\_\_, in the  
County of \_\_\_\_\_, Province of  
Prince Edward Island, this \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
A COMMISSIONER FOR TAKING  
AFFIDAVITS

\_\_\_\_\_  
(Signature)  
(This form is to be signed in front of a lawyer,  
justice of the peace, notary public or  
commissioner for taking affidavits)

**WARNING: IT IS AN OFFENCE UNDER THE *CRIMINAL CODE* TO KNOWINGLY SWEAR OR AFFIRM A FALSE AFFIDAVIT.**