

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF TILLAMOOK

CASE NO. _____

**Defendant's Request for Hearing to
Contest an Affidavit of Noncompliance**

PLAINTIFF (Landlord or agent):

DEFENDANT (Tenants/Occupants):

Address: _____
City: _____
State: _____ Zip: _____
Telephone: _____

Address: _____
City: _____
State: _____ Zip: _____
Telephone: _____

1. My landlord has filed a statement with the court saying that I have not complied with a court-approved agreement and that as a result my landlord is entitled to possession of the property.

2. I deny that the landlord is entitled to possession of the property because (check one or more and explain below):
 - _____ a. The landlord is wrong. I did not comply with the agreement.
 - _____ b. Before I could comply with the agreement, the landlord was supposed to do what is described below, which the landlord did not do.
 - _____ c. The landlord and I changed the agreement and I complied with the agreement as changed. The change that we agreed to is explained below.
 - _____ d. The landlord prevented me from keeping the agreement. The way that the landlord did that is explained below.
 - _____ e. The agreement was not made in good faith as required by ORS 90.130.
 - _____ f. A portion of the agreement was unconscionable as described in ORS 90.135.
 - _____ g. The landlord is required by law or contract to have good cause to force me to move out and my alleged conduct or performance does not meet the standard of good cause.
 - _____ h. The landlord is claiming that I did not pay rent for a period of time following the date of the agreement. I did not pay that rent because I have claims for money against the landlord to offset the rent. Those claims arise from the landlord's violation of the Residential Landlord and Tenant Act or the rental agreement since the date of the court order and are explained below.

Explanations:

(Signature of Tenant)