

**IN THE COUNTY COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR CHARLOTTE COUNTY, FLORIDA**

Case No. _____

Plaintiff

vs

Defendant

And

STATE OF FLORIDA

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Respondent

COMPLAINT FOR DECLATORY JUDGEMENT

Plaintiff(s), _____ under penalty of perjury, hereby states the following:

1. This is an action for Declaratory Judgment and other relief pursuant to Chapter 86, Florida Statutes.
2. Plaintiff is a resident of County, and has so resided during all times material to this action.
3. Defendant(s), _____, whose last known address and telephone is

Street City State Zip Phone

is the person or persons who must be sued because they are the last known owners of said property described in this action. Codefendant, State of Florida Department of Highway Safety and Motor Vehicles, is an agency of the State of Florida with duly constituted, statutory authority for the issuance of license tags, identification numbers, plates and title certificates for vehicles, mobile homes, camper trailers, etc.

4. The property that is the subject of this Complaint is described as: _____ and is located in Charlotte County, Florida at the following address: _____

5. On or about _____, Plaintiff obtained the property from _____ by purchasing said property for the amount of \$ _____ (*Attach Bill of Sale*).

If the Plaintiff did not purchase said property, please describe the transaction in which Plaintiff gained ownership in said property: _____

6. Plaintiff intends to use said property for the purpose of: _____

7. Plaintiff has contacted the State of Florida Department of Highway Safety and Motor Vehicles and was informed that a court of competent jurisdiction must determine ownership (*Attach copy of letter*).

8. Plaintiff has taken certain steps to acquire a valid certificate of title: _____

(Additional information may be attached).

- 9. Plaintiff will be unable to sell above described property without a certificate of title.
- 10. Plaintiff understands that if a court awards ownership to said property, the Plaintiff will be responsible for making application and paying all fees in connection with said application to the State of Florida Department of Highway Safety and Motor Vehicles or the Plaintiff's local tag office.

WHEREFORE, Plaintiff requests entry of a Declaratory Judgment declaring Plaintiff to be the true, sole owner of the subject property described above and directs the State of Florida Department of Highway Safety and Motor Vehicles to transfer said ownership to Plaintiff's name as listed above.

Signature of Plaintiff

Print Name: _____

Address: _____

City, State, Zip: _____

Phone: _____

**STATE OF FLORIDA
COUNTY OF CHARLOTTE**

Sworn and subscribed before me this ____ day of _____, 20____, by
_____, who is personally known to me or produced
_____ as identification and who took the oath.

Notary Public

Typed or Printed Name

My Commission expires: _____ (seal)

**IN THE COUNTY COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR CHARLOTTE COUNTY, FLORIDA**

Case No. _____

Plaintiff

vs

Defendant

AFFIDAVIT OF VEHICLE TITLE APPLICATION

Affiant's Name: _____ Phone: _____

Address: _____
Street City State Zip

VEHICLE INFORMATION

Year: _____ Make: _____ Model: _____ Body: _____

Vehicle Title Number: _____ State of Issue: _____

Vehicle Identification Number (VIN): _____

Date of Purchase: _____ Purchase Price: _____ Dollar Value: _____

Do you owe any money on this vehicle? Yes No

**I have attached a letter from my county Sheriff's office, dated not more than 30 days from today's date, confirming that this vehicle has not been reported stolen.*

PREVIOUS OWNER INFORMATION

I purchased this vehicle from: _____

Address: _____
Street City State Zip

I did not receive the title at the time of purchase because: _____

I have conducted a diligent search in accordance with the attached Affidavit of Diligent Search.

Date: _____ Signature of Affiant: _____

**STATE OF FLORIDA
COUNTY OF CHARLOTTE**

Sworn and subscribed before me this ____ day of _____, 20____, by
_____, who is personally known to me or produced
_____ as identification and who took the oath.

Notary Public
My Commission expires: _____

Typed or Printed Name
(seal)

**IN THE COUNTY COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR CHARLOTTE COUNTY, FLORIDA**

IN RE: THE MATTER OF _____ Case No. _____

AFFIDAVIT OF DILIGENT SEARCH AND INQUIRY

I (full legal name) _____ being sworn, certify that the following information is true:

1. I have made a diligent search and inquiry to discover the name and current residence of

Specify details of search. Identify all action taken. Any additional information included such as the date the action was taken and the person with whom you spoke is helpful; attach additional sheet if necessary (*check all actions taken*):

- United States Post Office inquiry through Freedom of Information Act, current address or any relocation.

- Last known employment of prior owner, including name and address of employer:

- _____
 Regulatory agencies, including professional or occupational licensing.

- Name and address of relatives and contacts with those relatives, and inquiry as to prior owner's last known address. (*You are to follow any leads of any addresses where prior owner may have moved. Relatives included but are not limited to parents, brothers, sisters, aunts, uncles, cousins, nieces, nephews, grandparents, great-grandparents, former in-laws, stepparents, stepchildren.*)

- _____

 Information about prior owner's possible death, and if deceased, the date and location of the death

- _____
 Telephone listings in the last known locations of prior owner's residence.

- Internet searches such as People Finder.

- Law enforcement arrest and/or criminal records in the last known residential area of prior owner.

- Highway Patrol records in the State of prior owner's last known address.

- Department of Motor Vehicles records in the state of prior owner's last known address.

- Department of Corrections records in the state of prior owner's last known address.

- Hospitals in the last known area of prior owner's residence.

- Utility companies, which include water, sewer, cable, TV and electric in the last known, area of prior owner's residence.

Tax Assessor's and Property Records at Tax Collector's Office in the county where prior owner last resided

Other (explain): _____

2. The age of prior owner is (check only one): known (age ____) unknown

3. Prior owner's current residence (check only one)

Prior owner's current residence is unknown to me

Prior owner's current residence is in a state or country other than Florida, and prior owners last known address is: _____

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.

Date: _____

Signature of Affiant

Print Name: _____

Address: _____

City, State, Zip: _____

Phone: _____

**STATE OF FLORIDA
COUNTY OF CHARLOTTE**

Sworn and subscribed before me this ____ day of _____, 20____, by

_____, who is personally known to me or produced _____ as identification and who took the oath.

Notary Public

Typed or Printed Name

My Commission expires: _____

(seal)

**IN THE COUNTY COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR CHARLOTTE COUNTY, FLORIDA**

IN RE: THE MATTER OF _____ Case No. _____

DECLATORY JUDGMENT GRANTING VEHICLE OWNERSHIP

THIS CAUSE coming on to be considered before this Court and the Court being duly advised and having examined the supporting documents establishing proof of ownership and right of possession of the applicant and the Court being otherwise advised as to the circumstances relating to this matter the Court hereby finds:

1. The Court has jurisdiction herein pursuant to Florida Statute 86.011 and Florida Statute 319.28(2)(a)
2. The value of the vehicle described as a:
YEAR: _____ MAKE: _____ MODEL: _____
VIN: _____ \$ _____ US DOLLARS
3. The above described vehicle has not been reported stolen
4. The applicant(s): _____
is/are entitled to have a certificated of title issued in his/her name(s)

THEREFORE, the Court hereby awards to _____
sole possession and ownership of the vehicle described herein and directs the Department Highway Safety and Motor Vehicles to issue a certificate of title to the vehicle upon presentation of an application thereof, along with the original of this Order of a certified copy thereof, and all applicable fees and charges.

DONE AND ORDERED in chambers at Charlotte County, Florida this ____ day of _____, 20____.

COUNTY JUDGE