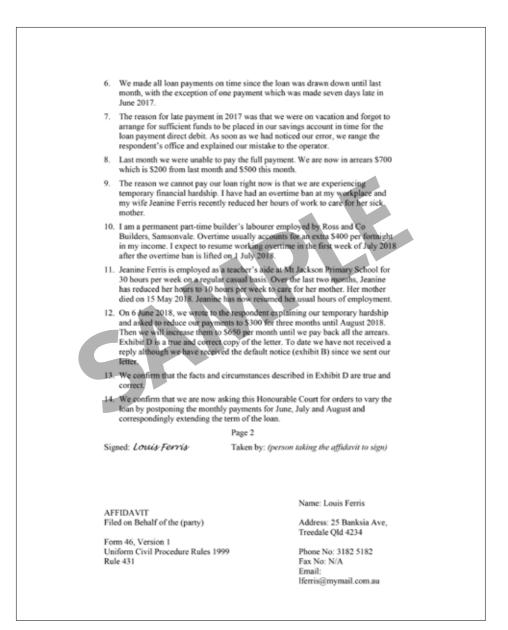
## Sample 8: Form 46 — Affidavit

MAGISTRATES COURT OF QUEENSLAND				
			REGISTRY: NUMBER:	
	Plaintiff <sup>1</sup> :	Louis.	James Ferris and Jeanine Elizabeth Ferris	
			AND	
	[First]Defendant <sup>2</sup> :	ASD Cre	dit Services, CAN 65789033	
	[Second Defendant:]		AND (Insert Name)	
		AFFIDAVIT		
I, Louis James Ferris, of 25 Banksia Ave, Treedale, in the State of Queensland, builder's labourer, states on oath [or: solemnly and sincerely offirms and deelares].				
	<ol> <li>We are the applicants in these proceedings.</li> </ol>			
	<ol> <li>We entered into a loan contract with the respondent (as co-borrowers) on 12 November 2014. Exhibit A is a true copy of the loan contract.</li> </ol>			
<ol><li>On 3 June 2018 we received a default notice dated 25 May 2018 under the National Credit Code. Exhibit B is a copy of the default notice.</li></ol>				
4. On 3 June 2018 we attempted to negotiate a postponement of enforcement proceedings. Exhibit C is a copy of the letter from the respondent dated 10 June 2018 confirming the terms of the negotiated postponement.				
<ol> <li>The amount of the original loan was \$40,000 and the current balance payable is \$33,\$00. The loan is for six years and the monthly payments are \$500.</li> </ol>				
If the affidavit extends over more than one page, at the foot of the first and every other				
	page except the last:			
Page 1				
	Signed: Louis Ferris	Taken by: (person	taking the affidavit to sign)	
	AFFIDAVIT		Name: Louis Ferris	
	Filed on Behalf of the (party)		Address: 25 Banksia Ave, Treedale Old 4234	
	Form 46, Version 1			
	Uniform Civil Procedure Rules 199 Rule 431	19	Phone No: 3182 5182 Fax No: N/A Email:	
			lferris@mymail.com.au	

## Sample 8: Form 46 — Affidavit cont'd



## Sample 8: Form 46 — Affidavit cont'd

15. We reasonably expect to be able to pay the net balance due under the contract if the terms of the loan contract are varied as we have requested. 16. All the facts and circumstances herein deposed to are within my own knowledge save such as are deposed to from information only and my means of knowledge and sources of information appear on the face of this Affidavit. Sworn [or: Affirmed] by Louis Ferris on 18 June 2018 at 35 Tank Street, Brisbane, Qld, in the presence of: Douglas Kennedy JP Signed: Louis Ferris (Commissioner for Declarations/Solicitor/JP) Deponent [who certifies that the affidavit was read in the presence of the deponent who seemed to understand it, and signified that that person made the affidavit. (If required: see R. 433(1)]. [who certifies that the affidavit was read in the presence of the deponent who seemed to understand it, and signified that that person made the affidavit, but was physically incapable of signing it. (If required: see R.433(2)]. For proceedings commenced by Originating Application for "Plaintiff" substitute "Applicant" or proceedings commenced by Originating Application for "Defendant" substitute "Respondent"