

State of Minnesota

District Court

County _____

Judicial District: _____
Court File Number: _____
Case Type: _____

Plaintiff

vs.

**Notice of Motion, Motion and
Affidavit for Order Directing
Issuance of Title to a Motor Vehicle
(Minn. Stat. §§ 168A.04, 168A.08 168A.25)**

Defendant (seller of vehicle)

Commissioner of Public Safety
Defendant

NOTICE OF MOTION AND MOTION

**To: The Above-named Defendant:
and
The Commissioner of the Department of Public Safety
C/O Attorney Generals Office, Public Safety Division
445 Minnesota Street, Suite 1800
St. Paul, MN 55101-2134**

TAKE NOTICE that on _____, at _____ .m. at _____
Date (Time) (Location)

_____ before the Honorable _____,
I will move the Court for the following order:

That the Department of Public Safety, Division of Motor Vehicle Registration, shall issue a title and registration for the vehicle mentioned below, License Plate No. _____, Vehicle Identification Number _____ to _____.

State of Minnesota)
) ss.
County of _____)

AFFIDAVIT

I _____, being sworn/affirmed on oath state:
(first, middle, last)

1. I am the Plaintiff in this action. My date of birth is: _____.
2. I purchased the vehicle described below from _____.

for \$ _____ on _____.

Make _____ Model _____^{Date} Year _____

License Plate No. _____ Vehicle Identification No. _____

Vehicle Body Type _____ New Used

Odometer _____

This is the true cumulative mileage.

It is unknown whether this is the true cumulative mileage.

To the best of buyer(s) knowledge this vehicle

has sustained damage in excess of 70% actual cash value

has not sustained damage in excess of 70% actual cash value.

3. I am the sole owner of this vehicle.

The following individual(s) is/are co-owner(s) of the vehicle: Provide first, middle, last name; address; and date of birth of each co-owner: _____

4. I paid in full the above amount and there is:

no other secured interest in the vehicle.

or

the secured party _____ has issued a Notice of Release.

In order of priority, list **Name, Address** and **Dates of security agreements** of any secured parties:

5. I have been unable to obtain a certificate of title from the former owner for the following reason(s):

I have been unable to locate the former owner to obtain the Certificate of Title for the vehicle.

Other (specify)

6. The reason given by the Department of Public Safety for not issuing a title is:

the Department has reasonable grounds to believe that I am not the owner of the vehicle;

- the Department has reasonable grounds to believe that the application contains a false or fraudulent statement;
- I have failed to furnish required information or documents or any additional information the Department reasonably requires;
- I have not paid at least one month's registration tax or registered the vehicle under MS. 168.187.

7. I was told that I could obtain a title for the vehicle only if I posted a bond in the amount of \$_____.

- I have posted the bond.
- I have not posted the bond.

Dated: _____

Signature (Sign only in front of notary public or court administrator.)

Name: _____

Sworn/affirmed before me this
_____ day of _____, _____.

Address: _____

City/State/Zip: _____

Notary Public \ Deputy Court Administrator

Telephone: _____

See Next Page for Affidavit of Mailing

STATE OF MINNESOTA)
) ss.
COUNTY OF _____)

Affidavit of Mailing

_____, being duly sworn/affirmed on oath, state that on _____, I served the Notice of Motion, Motion and Affidavit for Order Directing Issuance of Title to a Motor Vehicle on _____ by placing a true and correct copy thereof in an envelope addressed to him/her at their last known address at: _____ and depositing the same, with postage prepaid, in the United States Mail at _____, Minnesota.

(Date)

(Defendant's name)

(address, city, state)

Affidavit of Mailing

_____, being duly sworn/affirmed on oath, state that on _____, I served the Notice of Motion, Motion and Affidavit for Order Directing Issuance of Title to a Motor Vehicle on **Commissioner of Public Safety** by placing a true and correct copy thereof in an envelope addressed to: The Commissioner of Public Safety, C/O Attorney Generals Office, Public Safety Division, 445 Minnesota Street, Suite 1800, St. Paul, MN 55101-2134 and depositing the same, with postage prepaid, in the United States Mail at _____, Minnesota.

(Date)

Dated: _____

Signature (Sign only in front of notary public or court administrator.)

Name: _____

Sworn/affirmed before me this _____ day of _____, _____.

Address: _____

City/State/Zip: _____

Telephone: _____

Notary Public \ Deputy Court Administrator