

**IN THE COUNTY COURT OF POLK COUNTY, FLORIDA  
CLAIMS DIVISION**

CASE NO. \_\_\_\_\_

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

Plaintiff(s),

vs.

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

Defendant(s).

**STATEMENT OF CLAIM IN REPLEVIN**

Plaintiff(s) \_\_\_\_\_ sues Defendant(s) \_\_\_\_\_ and alleges:

1. This is an action to recover possession of personal property.
2. The description of the property is \_\_\_\_\_  
\_\_\_\_\_
3. To Plaintiff's best knowledge, information, and belief the value of the property is \$ \_\_\_\_\_ and its location is \_\_\_\_\_.
4. Plaintiff is the owner of the claimed property or is entitled to possession of it by virtue of the following source of title, or right of possession: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.  
(If interest is based on a written instrument a copy is attached)
5. The property cannot be released by the defendant without a court order, or the property is wrongfully detained by the defendant who obtained possession by: \_\_\_\_\_  
\_\_\_\_\_.
6. To Plaintiff's best knowledge, information, and belief, defendant detains property because: \_\_\_\_\_  
\_\_\_\_\_.
7. The property has not been taken for any tax, assessment, or fine pursuant to law, nor has it been taken under an execution or attachment against plaintiff's property, or if so taken, it is by law exempt from such taking by the following reference to the exemption law relied upon: \_\_\_\_\_  
\_\_\_\_\_.
8. Written demand for return of the property was provided to Defendant and [if Defendant is not a municipality] also to the Department of Financial Services at least 90 days prior to the filing of this complaint. Section 768.28 (6)(a), Florida Statutes. A copy of the demand is attached hereto.
9. The property is not contraband, was not the fruit of criminal activity, and is not being held for some evidentiary purposes.
10. The property came into possession of Defendant on or about \_\_\_\_\_.
11. The Plaintiff has the legal right to possess the property and is not subject to any legal prohibition against such possession.

Pursuant to section 92.525, Florida Statutes, under penalties of perjury, I declare that I have read the foregoing Statement of Claim and the facts stated in it are true.

Subscribed and sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, A.D. \_\_\_\_\_.

\_\_\_\_\_  
Plaintiff

\_\_\_\_\_  
Phone

STACY M. BUTTERFIELD, Clerk of the Circuit Court

BY \_\_\_\_\_ D.C.

OR

BY \_\_\_\_\_, Notary Public

Commission Expires:

\_\_\_ Personally Known

\_\_\_ Produced Identification

**Type of Identification**

**presented:** \_\_\_\_\_

STACY M. BUTTERFIELD, CPA  
Clerk of the Circuit Court

Revised 12/31/2019