

# **Complaint for Replevin Instructions**

## **(To Recover Personal Property)**

1. The personal property to be recovered must be in Walton County, or the defendant must reside in Walton County, or the cause of action must have accrued in Walton County.
2. You must have a descriptive list of items to be recovered. (This includes quantity, color, make, model, serial number, etc.)
3. You must state the location of the property sufficiently for the Sheriff to locate it.
4. Address and phone number of defendant. The address cannot be a Post Office box.
5. Ownership and value of merchandise to be recovered. The filing fee is determined by the value of the merchandise.
  - a. Up to \$1,000: filing fee is \$130.00;
  - b. \$1,001 - \$2,500 value: filing fee is \$260.00
  - c. \$2500.01 - \$15,000.00 value: filing fee is \$385.00;
  - d. \$15,000 - \$30,000.00 value: filing fee is \$485.00.In addition to the filing fee, the sheriff's department charges \$40.00 per person for service.
6. When the complaint is filed, it is taken to the Judge who determines whether it is a valid complaint.
7. Should the Judge decide it is a valid complaint, he signs an Order To Show Cause scheduling the complaint for hearing.
8. After the Order To Show Cause is signed by the Judge, it is forwarded to the Sheriff's Department for service.

**IN THE COUNTY COURT IN AND FOR WALTON COUNTY, FLORIDA**

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

Case Number: \_\_\_\_\_

vs.

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

**COMPLAINT FOR REPLEVIN**

Plaintiff, \_\_\_\_\_, sues defendant,  
\_\_\_\_\_ and alleges:

1. This is an action to recover possession of personal property in Walton County, Florida, of value of \$\_\_\_\_\_.
2. Plaintiff is lawfully entitled to possession of the following personal property:
3. The property has not been taken for any tax, assessment or fine levied under any law of this state nor seized under any execution or attachment against the goods and chattels of plaintiff liable to execution.
4. Defendant has possession of and detains the property from plaintiff in Walton County, Florida.

WHEREFORE plaintiff demands judgment for possession of the property and damages against the defendant.

\_\_\_\_\_  
Plaintiff

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk