

STATE OF MINNESOTA
COUNTY OF _____

Court File No. _____

Plaintiff,

v.

Defendant.

**APPLICATION FOR PAYMENT
FROM THE REAL ESTATE
EDUCATION, RESEARCH,
AND RECOVERY FUND**

Plaintiff, _____, submitting this Application for
(your name)

Payment Out of the Real Estate Education, Research and Recovery Fund pursuant to Minn. Stat. § 82.86, states and alleges the following:

1. Plaintiff obtained judgment against Defendant, _____,
(Defendant's name)
("Defendant"). The exact terms appear in the Judgment and Decree dated, _____,
(date of judgment)
and filed with the court.

2. For purposes of this Application, the above-mentioned Judgment and Decree contains findings that Defendant engaged in fraudulent, deceptive, and dishonest practices as defined in Minn. Stat. § 82.86.

3. Defendant was duly licensed under Minnesota Statutes, Chapter 82 at the time he/she engaged in the above practices.

4. Defendant's conduct arose directly out of the real estate transaction for which such a license is required.

5. Final judgment against Defendant was entered on _____, and
(date court entered judgment)
docketed on _____. The amount of the judgment on the day of docketing
(date the judgment was docketed)

was \$ _____.
(amount)

6. There are no reviews or appeals of the above-mentioned judgment pending in any court.

7. Plaintiff made extensive search for assets of Defendant in an attempt to satisfy the above judgment, but has been unable to locate any such assets.

8. Plaintiff is not a spouse of the licensee.

9. Plaintiff is not a personal representative to the spouse of the licensee.

10. Plaintiff has diligently pursued all remedies against all the judgment debtors and all other persons liable to that person in the transaction for which the claimant seeks recovery from the fund.

11. The judgment and debt have/have not (circle one) been discharged in bankruptcy.

12. A copy of the clerk's notice of docketing the judgment is attached.

13. Plaintiff has complied with all the requirements in Minn. Stat. § 82.86, subd. 8 and 9.

Plaintiff requests an Order directing payment from the Real Estate Education, Research and Recovery Fund to Plaintiff in the amount of \$ _____, said amount being equal to
(amount of your application)
or less than Plaintiff's judgment, and excludes attorney's fees and cost awarded under Minn. Stat. § 549.02, and any pre- and post-judgment interest.

Dated:

Name of Attorney for Plaintiff
Address
Phone
Email

