

Plaintiff/Petitioner's Name

-VS-

**Eligible Third-Party Bidder Affidavit**

Defendant/Respondent's Name

Case No. \_\_\_\_\_

**UNDER OATH, I STATE:**

1. A bid at a sale of mortgaged premises is expected to be made in this foreclosure action by:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

2. I have signed this affidavit because:

- I am the individual bidder; or
- I am authorized to act on behalf of the entity that will submit the bid.

3. The bidder is not the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation.

4. The bidder is a "third-party bidder" because the individual/entity is not:

- A party in this action;
- An agent of a party in this action; or
- An assignee of the plaintiff in this action.

5. The bidder:

- Does not own an interest in Wisconsin property against which taxes have been levied that are more than 120 days delinquent;
- Is not directly or indirectly owned, managed, or controlled, in whole or in part, by a person that owns an interest in Wisconsin property against which taxes have been levied that are more than 120 days delinquent;
- Does not directly or indirectly own, manage, or control, in whole or in part, an entity that owns an interest in Wisconsin property against which taxes have been levied that are more than 120 days delinquent;
- Has no unsatisfied judgment against it related to a state or local building code violation with respect to Wisconsin property;
- Is not directly or indirectly owned, managed or controlled, in whole or in part, by a person against whom an unsatisfied judgment exists related to a state or local building code violation with respect to Wisconsin property;
- Does not directly or indirectly own, manage, or control, in whole or in part, an entity against whom an unsatisfied judgment exists related to a state or local building code violation with respect to Wisconsin property; and
- Is not submitting a bid on behalf of or as part of an agreement with a person that does not meet these qualifications.

6. The bidder will not assign the bid to an individual/entity that would not have met the qualifications of the preceding paragraph if that individual/entity had submitted a bid directly at the sale.

7. The person in Wisconsin authorized by the bidder to accept service of process for the bidder is:

Name: \_\_\_\_\_

Street address: \_\_\_\_\_

8. I am aware that any false representation made in this affidavit may subject the third-party bidder and me to the following penalties:

- Refusal to confirm the sale;
- Forfeiture of any deposit or down payment delivered to the clerk of court;

- An order that the mortgaged premises be resold; and
- An order that the clerk of court destroy the deed executed to the purchaser and that the deed is of no effect.

9. I am further aware that any **knowingly** false representation made in this affidavit may subject the third-party bidder and me to these additional penalties:

- Forfeiture of up to \$1,000;
- An order barring the third-party bidder and/or me from submitting a bid at any sale of mortgaged premises conducted in this county for a period of time not to exceed one year.

State of \_\_\_\_\_  
 County of \_\_\_\_\_  
 Subscribed and sworn to before me on \_\_\_\_\_

\_\_\_\_\_  
 Notary Public/Court Official  
 \_\_\_\_\_  
 Name Printed or Typed

My commission/term expires: \_\_\_\_\_

▶ \_\_\_\_\_  
 Print Name of Entity/Affiant (if applicable)

\_\_\_\_\_  
 Signed by

\_\_\_\_\_  
 Print Name of Signer

\_\_\_\_\_  
 If signer is signing on behalf of an entity/affiant, print title that Signer holds in entity

\_\_\_\_\_  
 Date

- DISTRIBUTION:**
1. Court
  2. All signers
  3. Service providers