

STATE OF INDIANA)
)
VANDERBURGH COUNTY)

SS: IN THE VANDERBURGH SUPERIOR COURT
SMALL CLAIMS DIVISION

NAME(S) OF PERSON(S)

INSERT CASE NUMBER

THAT SUED YOU

PLAINTIFF(S)

CAUSE NO. 82D0 - -SC-

VS.

YOUR NAME(S)

DEFENDANT(S)

COUNTER STATEMENT OF CLAIM

TO THE CLERK: PLEASE SUMMONS THE PLAINTIFF(S) TO APPEAR IN COURT TO ANSWER THIS CLAIM FOR

REASON YOU ARE COUNTER SUING

DEFENDANT(S) ASK(S) JUDGMENT AGAINST PLAINTIFF(S) FOR \$ **AMOUNT** PLUS INTEREST FROM ____/____/____ AT THE RATE OF ____% PER ANNUM PLUS \$97.00 COURT COSTS OF THIS PROCEEDING. **THERE WILL BE A \$28.00 SERVICE FEE IF SENT BY SHERIFF IF NOT ALREADY PAID.**

DEFENDANT(S)

DEFENDANT(S)

COUNSEL FOR DEFENDANT(S)

AFFIDAVIT

DEFENDANT(S) STATE(S) AWARENESS OF THE PENALTY OF PERJURY AND THAT THE PLAINTIFF(S) IS/ARE NOT NOW SERVING IN THE ARMED FORCES OF THE UNITED STATES.

DEFENDANT(S)

DEFENDANT(S) – COUNSEL FOR DEFENDANT(S)

(SERVE ONLY ONE PLAINTIFF – INSERT COMPLETE ADDRESS)

PLEASE SERVE:

PLAINTIFF'S NAME

ADDRESS

CITY, STATE, ZIPCODE

I/We hereby certify that the foregoing or Attached Court Record or document complies with all the requirements of Trial Rule 5(G) with regard to Information excluded from the public record under Administrative 9(G).

SERVE BY: (CIRCLE ONE) (SHF FEE \$25 EXTRA IF NOT ALREADY PAID)

SHERIFF

CERTIFIED MAIL

INSERT CASE NUMBER

CAUSE NO. 82D0 - -SC-

NOTICE TO APPEAR

THE DEFENDANT(S) ASK(S) JUDGMENT IN THIS COURT AGAINST YOU FOR \$AMOUNT. YOU OR YOUR ATTORNEY MUST APPEAR THIS CLAIM ON THE _____ DAY OF _____, 20____,

AT _____:_____AM/PM, IN THE SMALL CLAIMS DIVISION OF THE VANDERBURGH SUPERIOR COURT, ROOM 223, COURTS BUILDING, EVANSVILLE, INDIANA, OR JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU IN THE AMOUNT PROVEN BY THE DEFENDANT(S). IF JUDGMENT IS ENTERED AGAINST YOU, YOUR EARNINGS MAY BE GARNISHED OR YOUR PROPERTY MAY BE ATTACHED TO SATISFY THE JUDGMENT.

IF YOU ARE UNABLE TO APPEAR IN COURT AT THE ABOVE TIME, YOU MUST FILE A WRITTEN MOTION REQUESTING A CONTINUANCE PRIOR TO THE DATE YOU ARE TO APPEAR. IF YOU DESIRE TIME TO PAY, YOU MAY MAKE SUCH A REQUEST TO THE DEFENDANT’S ATTORNEY OR THE DEFENDANT(S).

IF YOU APPEAR AND DENY THE CLAIM, A TRIAL DATE WILL BE SET. IF YOU HAVE A CLAIM FOR RELIEF AGAINST THE DEFENDANT(S) ARISING FROM THE SAME TRANSACTION OR OCCURRENCE, YOU MUST INFORM THE COURT AT THE FIRST HEARING.

NOTICE OF THE PLAINTIFF’S RIGHT TO A JURY TRIAL AND THAT SUCH RIGHT IS WAIVED UNLESS A JURY TRIAL IS REQUESTED WITHIN TEN (10) DAYS AFTER RECEIPT OF THE NOTICE OF CLAIM; THAT ONCE A JURY TRIAL REQUEST HAS BEEN GRANTED, IT MAY BE WITHDRAWN WITHOUT THE CONSENT OF THE OTHER PARTY OR PARTIES AND WITHIN TEN (10) DAYS AFTER THE JURY TRIAL REQUEST HAS BEEN GRANTED, THE PARTY REQUESTING A JURY TRIAL SHALL PAY THE CLERK THE ADDITIONAL AMOUNT REQUIRED BY STATUTE TO TRANSFER THE CLAIM TO THE PLENARY DOCKET; OTHERWISE, THE PARTIES REQUESTING A JURY TRIAL SHALL BE DEEMED TO HAVE WAIVED THE REQUEST.

Carla J. Hayden, CLERK

BY: _____
DEPUTY CLERK, SMALL CLAIMS DIVISION