

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 ADMIT THE CLAIM, YOU MAY INFORM THE COURT BY CALLING (812) 435-5142 AND IT WILL NOT BE NECESSARY FOR YOU TO APPEAR IN PERSON. 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.

Dottie Thomas, CLERK

BY: \_\_\_\_\_  
DEPUTY CLERK, SMALL CLAIMS DIVISION