

STATE OF INDIANA)
)
VANDERBURGH COUNTY)

SS: IN THE VANDERBURGH SUPERIOR COURT
SMALL CLAIMS DIVISION

PLAINTIFF(S)

CAUSE NO. 82D0 - -SC- _____

VS.

DEFENDANT(S)

COUNTER STATEMENT OF CLAIM

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

PLAINTIFF(S) ASK(S) JUDGMENT AGAINST DEFENDANT(S) FOR \$_____ PLUS INTEREST FROM ____/____/____ AT THE RATE OF _____% PER ANNUM PLUS \$97.00 COURT COSTS OF THIS PROCEEDING. **THERE WILL BE A \$10.00 SERVICE FEE FOR EACH ADDITIONAL DEFENDANT AND \$28.00 SERVICE FEE IF SENT BY SHERIFF.**

DEFENDANT(S)

DEFENDANT(S)

COUNSEL FOR DEFENDANT(S)

AFFIDAVIT

PLAINTIFF(S) STATE(S) AWARENESS OF THE PENALTY OF PERJURY AND THAT THE DEFENDANT(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 DEFENDANT – INSERT COMPLETE ADDRESS)

PLEASE SERVE:

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)

SHERIFF

CERTIFIED MAIL

NOTICE TO APPEAR

THE DEFENDANT(S) ASK(S) JUDGMENT IN THIS COURT AGAINST YOU FOR \$_____. 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, 825 E Sycamore ST. EVANSVILLE, INDIANA 47708, (812) 435-5166 OR JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU IN THE AMOUNT PROVEN BY THE PLAINTIFF(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, IF YOU DESIRE TIME TO PAY, YOU MAY MAKE SUCH A REQUEST TO THE PLAINTIFF'S ATTORNEY OR THE PLAINTIFF(S).

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

NOTICE OF THE DEFENDANT'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WITHIN TEN (10) DAYS AFTER RECEIPT OF THE NOTICE OF CLAIM; THAT ONCE A JURY TRIAL REQUEST HAS BEEN GRANTED, IT MAY BE WITHDRAWN WITHOUT THE CONSENT OF THE OTHER PARTY OR PARTIES AND WITHIN TEN (10) DAYS AFTER THE JURY TRIAL REQUEST HAS BEEN GRANTED, THE PARTY REQUESTING A JURY TRIAL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