\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **IN THE WHITE SUPERIOR COURT**

Counterclaimant (original defendant)  **110 N Main Street**

 **PO Box 1005**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **MONTICELLO IN 47960**

Address

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ CAUSE NO. 91D01-\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City, State, Zip

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Attorney(optional) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone number

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 VS Address

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_

Counterclaim defendant (original plaintiff) City State Zip

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_

Address Telephone Attorney No#

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City, State, Zip

**NOTICE OF COUNTERCLAIM**

TO THE COUNTERCLAIM DEFENDANT (original plaintiff)

You have been counterclaimed against the original defendant. This counterclaim, and your original claim, will be heard in the White Superior Court on Friday, the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20 \_\_\_\_. The counterclaimant may be given a default judgment against you if you fail to appear at that time.

The counterclaimant’s claim is for \_\_\_ Account or Note (copy attached) \_\_\_\_Damages \_\_\_\_\_ Wages

\_\_Set-off \_\_\_\_ Other (specify) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

A brief statement of the nature of the counterclaimant’s claim against you is as follows:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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 The counterclaimant demands judgment against the original plaintiff for $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ plus

Interest from \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at the rate of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_% and the court cost of this action. This notice shall be served by the Counterclaimant (original defendant) to the Counterdefendant(original plaintiff) by regular mail.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date Signature of Counterclaimant (or attorney)

**IMPORTANT INFORMATION CONCERNING THIS CLAIM**

 1. Both the Plaintiff and Defendant may represent themselves individually or seek

 representation of an attorney.

 2. Please bring all documents in your possession or any witnesses concerning this claim on your

 court date.

 3. If the Defendant does not wish to dispute the claim of the Plaintiff he/she may appear to agree

 to a judgment and for the purpose of allowing the Court to establish a method by which the

 judgment shall be paid.

 4. Adefault judgment may be entered against the Defendant if he/she fails to appear for the first

 hearing or the trial, and if the Plaintiff fails to appear, the case will be dismissed.

 5. lf a party cannot appear or cannot be prepared at the time and place set for the trial, he/she

 shall write the Court and request a continuance to set the trial for a future date.

 6. The filing of a civil claim constitutes a waiver of trial by jury by Plaintiff. The Defendant

 waives a trial by jury unless he/she request a jury trial with ten (10)days after receipt of the

 Notice of Claim. Once a request for trial by jury is granted, a transfer fee for transfer to the

 Superior Court must be paid with ten (10) calendar days. If the fee is not paid, waiver of jury

 trial occurs. Once a request is made it cannot be withdrawn without consent of the other

 party.