

SMALL CLAIMS

Cause Number:

Plaintiff/Counter Defendant

Street Address

City State Zip

VS

Defendant/Counter Claimant

Email Address

Street Address

City State Zip

Phone Number

NOTICE OF COUNTER CLAIM

The Plaintiff(s) asks for a judgment against the Defendant(s) in the sum of \$ _____,
plus interest in from the date of judgment at the rate of 8% per annum, together with court costs of \$ _____
for the following reason:

NOTICE TO APPEAR ON REVERSE SIDE

This is an attempt to collect a debt. Any information obtained will be used for the purpose.

NOTICE TO APPEAR

An initial hearing is now set in this cause for _____ at _____ pm in Superior Court I on the third floor of the Miami County Courthouse located at 25 North Broadway, Peru, Indiana.

Parties may appear either in person or by attorney. If you do not wish to dispute this claim, you should appear for the purpose of allowing the Court to establish the method in which the judgment shall be paid. A default judgment may be entered against you if you fail to appear. If the judgment is entered against you, your earnings may be garnished or your property may be attached to satisfy said judgment. Witnesses, account books, receipts or other documents that support your defense must be produced at trial. If requested by a party, the Clerk will issue subpoenas for any witnesses. If you have a claim for relief against the Plaintiff arising from the same transaction or occurrence, you must assert it in this case.

The Defendant(s) has a right to a jury trial, however, that right is waived unless a jury trial is requested within ten (10) days after receipt of this notice of claim; that once a jury trial request has been granted, it may not be withdrawn without the consent of the other party or parties; and within ten (10) days after the jury trial request has been granted, the party requesting a jury trial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 or, in the appropriate court of the county; otherwise, the party requesting a jury trial shall be deemed to have waived said request.

Please direct any questions concerning this notice to:

**Miami County Clerk's Office
25 North Broadway, Room 208
Peru, Indiana 46970**

or

765-472-3901 extension 1255

**Sherry Raber
Miami County Clerk**