

NOTICE OF CLAIM**SUMMONS**

STATE OF INDIANA)
) SS:
COUNTY OF TIPTON)

TIPTON COUNTY SMALL CLAIMS COURT
COURTHOUSE 3rd FLOOR, 101 E. JEFFERSON STREET
TIPTON, INDIANA 46072-1909

CAUSE NO.: 80C01-_____-_____-00_____

IMMEDIATE EVICTION _____ (Check, if applicable)

Plaintiff(s) Name Address () Phone Number

VS.

Defendant(s) Name Address () Phone Number

The Plaintiff(s) complain(s) of the Defendant(s) and says:

WHEREFORE, Plaintiff(s) demand(s) judgment for said damages, costs and other proper relief (itemized.)

Dated: _____
Plaintiff(s)

TO ANY SHERIFF OF TIPTON COUNTY:

You are commanded to summon Defendant(s) to appear in Court on _____, 20____ at _____ a.m./p.m. to answer the Claim on the Plaintiff(s) for a Pre-Trial Conference/Eviction Hearing on the above Claim and to make due return of this Notice of Claim and Summons.

Dated: _____, 20____ Clerk of the Circuit Court: _____

SHERIFF'S RETURN OF SERVICE OF NOTICE OF CLAIM

I hereby certify that I have served this Notice of Claim on _____

1. By reading a copy of the Notice of Claim to the Defendant(s) _____
2. By leaving a copy of the Notice of Claim at _____
which is the dwelling place or usual abode of _____ and
mailing a copy of the Notice of Claim to said Defendant(s) at the said address.
3. Other service or remarks: _____

Sheriff or Deputy Sheriff of Tipton County, Indiana

Dated: _____

NOTICE TO ALL PARTIES

1. You are notified that you have been sued by the person(s) named Plaintiff(s) indicated on the front page.
2. The nature of the claim against you and the demand made against you by the Plaintiff(s) is stated in the Claim.
3. You may appear in person or by an attorney on the date set for Court proceedings and hearing Plaintiff(s) Claim.
4. You have the right to a jury trial; however, such a right is waived unless a jury trial is requested within Ten (10) days after receipt of this Notice of Claim.
5. Once your request for a jury trial has been granted, it may not be withdrawn without the consent of the other party or parties.
6. 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 civil docket.
7. Otherwise, the party requesting a jury trial shall be deemed to have waived the request.
8. Both Plaintiff(s) and Defendant(s) should bring to the Pre-Trial Conference/Hearing all witnesses and documents in their possession concerning this Claim.
9. If the Defendant(s) does not wish to dispute the Claim of the Plaintiff(s), he or she may appear to consent to a judgment and for the purpose of allowing the Court to establish the method by which the judgment shall be paid.
10. If the Defendant(s) cannot appear at the time and place set in the Notice, he or she should contact the Plaintiff(s) to request the hearing be continued to another date.
11. If the Defendant(s) fail(s) to appear in Court at the time set for Pre-Trial Conference/Hearing/Trial, a Default Judgment may be entered against the Defendant(s.)
12. The filing of this Claim in the Small Claims Court constitutes a waiver of Trial by jury by the Plaintiff(s.)