Name

Address

City, State, Zip

Phone

Email

I am the [ ] Defendant
[ ] Attorney for the Defendant and my Utah Bar number is _____

In the Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

| | |
|---|---|
| _____<br>Plaintiff<br><br>v.<br><br>_____<br>Defendant<br><br>And<br><br>_____<br>Defendant | **Counter Affidavit and Summons**<br>(Small Claims)<br><br>_____<br>Case Number<br><br>_____<br>Judge |

I swear that the following is true.

1. Plaintiff owes me $_____ for the claim described in paragraph (2).

plus the filing fee of $_____

plus estimated attorney fees of _____ (Attach statute or contract showing you are authorized to claim attorney fees.)

for a total of: $_____

plus prejudgment interest, if qualified for prejudgment interest.

2. The events happened on _____ (date). My claim is based on the following facts.

_____

_____

_____

_____

_____

_____

_____

3. [ ] I am not suing a government entity. I am not suing a government employee for the employee's on-the-job conduct.

4. [ ] I am not suing on a claim that has been assigned to me.

5. [ ] I understand that I may be barred from later bringing any claims arising out of the event or transaction if the claims are not described in this affidavit.

**I understand that I have the right to move this case to the district court where I could ask for a jury trial. By deciding to keep this case in the justice court, I waive my right to a jury trial.**

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

_____ Signature ► _____

Date

Printed Name _____

## Summons

To: *Para*:

Plaintiff Name and Address *Nombre y dirección del Demandante*

You are summoned to appear at trial to answer the above claim. The trial will be held at the court address shown above. **If you fail to appear, judgment may be entered against you for the total amount claimed**.

Se le cita a comparecer a juicio para responder al reclamo arriba descrito. El juicio tendrá lugar en la dirección del tribunal que se muestra arriba. **Si usted no comparece, se podría dictar un fallo contra usted por el total de la cantidad reclamada.**

The original trial date (*La fecha original para juicio)*
[ ] has not changed *no ha sido cambiada*
[ ] has been changed to: *ha sido cambiada para:*

Date *(Fecha)* _____ Time *(Hora)* ____:____ [ ] a.m. [ ] p.m.

Room *(Sala)* _____ Judge *(Juez)* _____

### Notice to the Plaintiff

A counterclaim has been filed against you. This imposes upon you certain rights and responsibilities. You can find small claims information and instructions at www.utcourts.gov/howto/smallclaims/.

The court's Finding Legal Help web page (**www.utcourts.gov/howto/legalassist/**) provides information about the ways you can get legal help, including the Self-Help Center, reduced-fee attorneys, limited legal help and free legal clinics.

Un contrademanda ha sido presentado contra usted. Esto le impone a usted ciertos derechos y obligaciones. Usted puede encontrar información e instrucciones sobre reclamos menores en www.utcourts.gov/howto/smallclaims/.

La página de la internet del tribunal Cómo encontrar ayuda legal (**www.utcourts.gov/howto/legalassist/index-sp.html/**) tiene información sobre algunas maneras de encontrar ayuda legal, incluyendo el Centro de Ayuda de los Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.

**Attendance.** You must attend. If you do not attend, you might be held in contempt of court and the relief requested might be granted. You have the right to be represented by a lawyer.

**Asistencia.** Presentarse es obligatorio. Si usted no llegara a presentarse, se lo podría encontrar en desacato de las órdenes del juez y la reparación solicitada podría ser otorgada. Usted tiene el derecho de que lo represente un abogado.

**Evidence.** Bring with you any evidence that you want the court to consider.

**Pruebas.** Traiga con usted cualquier prueba que quiera que el tribunal tome en cuenta

**Interpretation.** If you do not speak or understand English, the court will provide an interpreter. Contact court staff immediately to ask for an interpreter.

**Interpretación.** Si usted no habla ni entiende el Inglés el tribunal le proveeré un intérprete. Contacte a un empleado del tribunal inmediatamente para pedir un intérprete.

**ADA Accommodation.** If you need an accommodation, including an ASL interpreter, contact court staff immediately to ask for an accommodation..

**Adaptación o Arreglo en Caso de Discapacidad.** Si usted requiere una adaptación o arreglo, que incluye un intérprete de la lengua de signos americana, contacte a un empleado del tribunal inmediatamente para pedir una adaptación.

Date _____ Signature ► _____

Court Clerk _____

**Certificate of Service**

I certify that I mailed a copy of this document to the following people.

| Person's Name | Address | Date Sent |
|---|---|---|
| | | |
| | | |
| | | |

Date _____ Signature ► _____

Court Clerk _____