Mun/Co. 402-E SP

REV. 6/92

BARRETT BROTHERS LEGAL PUBLISHERS

SMALL CLAIM COMPLAINT

Name

Address

City State Zip Code

Telephone No.

Plaintiff —

vs.

Name

Address

City State Zip Code

Telephone No.

Defendant —

_____ **Court**

_____, Ohio

Case No. _____

TO THE CLERK:

Please take notice that a claim is hereby filed against the above defendant(s) and request that he/they be summoned to appear in Court to answer same.

STATEMENT OF CLAIM

☐ ACCOUNT - EXHIBIT A ATTACHED AND MADE A PART HEREOF ☐ WAGES _____

☐ OTHER _____

Wherefore plaintiff prays judgment against defendant in the sum of $ _____, plus interest from the _____ day of _____, _____, at the rate of _____ % and costs.

STATE OF OHIO)
COUNTY OF _____) ss.

AFFIDAVIT OF COMPLAINANT'S CLAIM

_____, being first duly sworn, on oath states that[1] _____ the Plaintiff __ in the above entitled cause; that said cause if for the payment of money that the nature of plaintiff's demand is as stated, and that there is due to plaintiff from the defendant the amount stated above; defendant(s) is/are not now in the military or naval service of the United States.

_____

Subscribed and sworn to before me this _____ day of _____, _____.

_____

Clerk, Deputy Clerk, Notary Public

NOTICE AND SUMMONS IN ACTION FOR MONEY ONLY

To: (1) _____ (2) _____

Defendant Defendant

Street and Number Street and Number

City City

_____ ask(s) judgment in this court against you for _____ dollars ($ _____), plus interest from the _____ day of _____, _____ at the rate of _____ % and costs, upon the following claim: _____

The court will hold trial on this claim in the Small Claims Division located at _____ at _____ o'clock _____ M. on _____. the day _____ day of _____, _____.

If you do not appear at the trial, judgment may be entered against you by default, and your earnings may be subjected to garnishment or your property may be attached to satisfy said judgment. If your defense is supported by witnesses, account books, receipts, or other documents, you must produce them at the trial. Subpoenas for witnesses, if requested by a party, will be issued by the clerk.

If you admit the claim but desire time to pay, you may make such a request at the trial. "IF YOU BELIEVE YOU HAVE A CLAIM AGAINST THE PLAINTIFF, YOU MUST FILE A COUNTERCLAIM WITH THE COURT AND MUST SERVE THE PLAINTIFF AND ALL OTHER PARTIES WITH A COPY OF THE COUNTERCLAIM AT LEAST SEVEN DAYS PRIOR TO THE DATE OF THE TRIAL OF THE PLAINTIFF'S CLAIM."

[1] he is, she is, they are

_____

Clerk - Deputy Clerk Small Claims Division