
Name

Street and Number

City

Zip

Telephone

Plaintiff

Against

Date of Birth

Name

DOB

Name Defendant(s)

DOB

SMALL CLAIM

ELKHART SUPERIOR COURT No. 6

315 South Second Street

SECOND FLOOR Annex

Elkhart, IN 46516

CASE NO. 20D06-_____

Street and Number

City

ZIP

Telephone

TO THE CLERK: Please summon the defendant(s) to appear in court to answer this claim.

STATEMENT OF CLAIM

Account or Note Attached

Wages _____

Other _____

Plaintiff asks judgment against the defendant for \$ _____, plus interest from _____
at the rate of _____% and costs of this proceeding.

Your Signature

AFFIDAVIT

The undersigned affirms under the penalties for perjury that the defendant(s) (is are) not now serving in the armed forces of the United States.

Your Signature

NOTICE TO APPEAR

This claim is set for Initial Hearing on _____ at _____ AM/PM. This will not be a trial on the merits, if you disagree with the claim a trial will be set at a later date. **[EXCEPT. If the hearing is for Immediate Possession based on allegations of non-payment of rent, then an immediate hearing will be held on that issue and you should bring any proof of payment of the rent to the hearing.]** If a trial is set you should bring to that hearing all the witnesses, account books, receipts or other documents under your control which supports your defense. Failure to Appear will result in a default judgment. You may appear in person or by an attorney. If you do not wish to dispute the claim you should appear nevertheless to make payment arrangements. If you have a claim against the Plaintiff arising from the same transaction or occurrence, you must assert it at the time of the hearing. If you are unable to appear for good cause, you should call 574-524-2374 at least ten (10) days prior to the Initial Hearing. You should be prepared to provide good cause for the requested continuance. A jury trial may be requested within ten (10) days of receipt of the notice of this claim, but that request must also comply with I.C. § 33-29-2-7

Attorney for Plaintiff

Clerk/Deputy Clerk
Elkhart Superior Court No. 6

CERTIFICATE OF MAILING

I hereby certify that on _____, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s) _____ by (registered) (certified) mail, requesting a receipt signed by the addressee only, addressed to each of said defendant _____ at the address furnished by the plaintiff.

Dated: _____
Clerk, Elkhart Superior Court No. 6

RETURN OF SUMMONS

This summons came to hand this _____ and I served the same, on the _____.

(1) By reading the same to and in the hearing of and by delivering copies of the summons and complaint to _____

(2) By leaving a copy of the summons and complaints at _____ which is the last and usual residence and place of abode with a person of suitable age and discretion residing therein, of _____

and by mailing a copy of the summons to _____ at _____ her/his last known mailing address.

And I know return this writ this _____.

Sheriff of Elkhart County

Deputy