

IN THE SMALL CLAIMS DIVISION OF JUSTICE COURT
OF CARBON COUNTY MONTANA BEFORE
L. KEVIN NICHOLS JUSTICE OF THE PEACE

_____))
_____))
Plaintiff(s)))
Vs.)) **Case No:** _____
_____))
_____))
_____))
Defendant(s)))

Comes now the plaintiff, being first duly sworn, upon oath, and complains and alleges that the defendant is indebted to the plaintiff in the sum of \$_____ for: _____

Which sum is now due, owing, and unpaid despite demands for the payment of the sum, together with plaintiff's costs expended in this action.

Dated this _____ day of _____, 20____.

Plaintiff signature, address and phone number.

Subscribed and sworn to before me on this _____ day of _____, 20____.

Seal
Justice of the Peace/Clerk Small Claims Division

ORDER OF THE COURT/NOTICE TO DEFENDANT

THE STATE OF MONTANA TO THE ABOVE-NAMED DEFENDANT(S):

You are directed to appear and answer this complaint at:

Carbon County Courthouse, 102 N. Broadway, Red Lodge, MT.

On _____ the _____ day of _____, 20____ at
_____ am/pm

Reset

For _____ the _____ day of _____, 20____ at
_____ am/pm

Reset

For _____ the _____ day of _____, 20____ at
_____ am/pm

And to have with you all books, papers, and witnesses needed by you to establish your defense to the claim. A **fifteen (\$15.00) appearance fee is required at the time of the hearing** and you are further notified that in case you do not appear, judgment will be taken against you by default for the relief demanded in the complaint and for the costs of this action, including costs of service of the complaint and order of the court/notice to defendant.

You are further notified that within ten (10) days of service upon you of this complaint and order you may remove this action from the small claims court to Justice Court and that your failure to remove constitutes a waiver of your rights to trial by jury and to representation by counsel.

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Case Number: _____

TO THE SHERIFF, CONSTABLE, OR SERVER OF PROCESS OF SAID COUNTY;

Make legal service and due return on the Defendant at:

Dated this _____ day of _____, 20____.

Plaintiff's signature

RETURN

I hereby certify and return that the within _____ came into my hands for service on the _____ day of _____, 20____; that on the _____ day of _____, 20____. I served the same upon the within Defendant,

By giving and leaving with said defendant
at _____.

Dated: _____

Sheriff, Process Server

That after due and diligent search and inquiry of divers person in sundry places, I am unable to find, within the County of Carbon, State of Montana, the said defendant for the purpose of service of process thereon, or at all, and I therefore return the said: _____ into the court undelivered.

Dated: _____

Sheriff, Process Server