

IN THE JUSTICE COURT FOR THE STATE OF OREGON
LANE COUNTY

))
Plaintiff) DEFENDANT'S ANSWER
vs.))
))
Defendant))
))

NOTICE TO DEFENDANT: You are being sued in Small Claims Court. **Within 14 days you must do one of the following:** Pay the claim plus the fees and service expenses paid by the plaintiff, or demand a hearing, or demand a jury trial. **You must complete this form by selecting one of the options listed below and FILE THIS FORM WITH THE SMALL CLAIMS OFFICE OF THE COURT BY 1:00 PM ON THE 14TH DAY FROM THE DATE AFTER RECEIVING THIS NOTICE. FAILURE TO FOLLOW THIS PROCEDURE WILL RESULT IN A JUDGMENT AGAINST YOU FOR THE AMOUNT OF THE CLAIM PLUS EXPENSES.**

NOTE: Each DEFENDANT listed above must sign and file a separate Defendant's Answer.

1. ___ I hereby admit the plaintiff's claim. I will pay the amount of the claim or return any property claimed and pay the filing fee and service expenses to the clerk of the Court within 14 days of service.

2. ___ I hereby admit the plaintiff's claim but I am unable to pay it at this time. I consent to the entry of a judgment against me in the amount of the claim plus service and filing fees. I understand the plaintiff will be able to pursue collection of the judgment and that the judgment will bear interest at the rate of 9% per annum, or at the rate specified on a note or contract, if applicable, whichever is greater.

3. ___ I hereby deny the claim and demand a Small Claims hearing. Herewith is the **\$37.00** filing fee.

4. ___ I hereby deny the claim and wish to file a COUNTERCLAIM. Herewith is the **\$37.00** filing fee. I claim the plaintiff owes me \$_____ for _____

NOTE: The Counterclaim must pertain to the SAME ACTION as the CLAIM FILED AGAINST YOU. If your Counterclaim exceeds \$10,000, you must file a MOTION TO TRANSFER and pay filing fees to the appropriate formal CIVIL COURT, in addition to the Defendant's hearing fee. Upon transfer, the Claim will no longer be considered a SMALL CLAIM.

5. ___ I hereby deny the claim and elect to try the action as other actions are tried in the Justice Court, and demand a JURY TRIAL. I understand this right is available to me ONLY if the claim exceeds \$750, and that I will need to respond separately to any new complaint filed against me. I also understand that by demanding a jury trial, I will be initiating the transfer of this case from the Small Claims Department to formal Civil Court, and that upon transfer; this case will no longer be considered a Small Claim. Herewith is the jury trial fee, the jury fee and answer fee of **\$215.00**. The plaintiff is authorized to mail a copy of the formal complaint to me at the address I have listed below.

I have read and understand the above. I have chosen one of the five alternatives and have paid the appropriate fee. I understand that fees paid to the Court are not refundable.

DATED: _____ SIGNED: _____

Physical Address: _____ Ph # _____

Mailing Address: _____