

STATE OF INDIANA
COUNTY OF HENRY

IN THE HENRY CIRCUIT COURT 3
CAUSE NO.

NOTICE OF SMALL CLAIM – REPLEVIN

Plaintiff 1 _____ vs. Defendant 1 _____
Plaintiff 2 _____ Defendant 2 _____
Address _____ Address _____
City _____ State _____ Zip _____ City _____ State _____ Zip _____
Telephone _____ Telephone _____
E-mail _____ E-mail _____

STATEMENT OF REPLEVIN CLAIM AND AFFIDAVIT FOR DELIVERY

You, the defendant(s), have been sued by the plaintiff(s) whose name(s) appear above. You must appear in Henry Circuit Court 3, in person, or by your attorney, on _____ at _____. If you cannot appear at that date and time, you may file a written Motion for Continuance requesting a different court date, which may or may not be granted by the Court. If you fail to appear, the Court may enter a default judgment. The plaintiff(s) claims that:

1. The plaintiff(s) is the owner of, or is lawfully entitled to possession of, the following described personal property: _____

2. The property described was wrongfully taken and/or is unlawfully detained by the defendant(s).

3. The property described above was NOT taken for a tax, assessment, or fine or seized under an execution or attachment against the property of the plaintiff(s), or, if the property was seized under an execution or attachment, the property was exempt by statute from seizure.

4. The estimated value of the property described above is \$ _____.

5. The property described above is believed to be detained in Henry County, Indiana. The plaintiff(s) demands judgment against you, the defendant(s), for transfer of the requested property OR the value of the property, \$ _____, plus attorney's fees of \$ _____, and the court costs, post-judgment interest, post-judgment sheriff service fee, and other costs, if applicable, such as an e-filing fee, certified mail, private process server, out-of-state sheriff's service, etc., for this action.

Signature of Plaintiff 1 Date

Signature of Plaintiff 2 Date

Signature of Plaintiff 1 or attorney Date

Signature of Plaintiff 2 Date

NOTICE TO APPEAR:

Defendant _____ Defendant: _____
Street: _____ Street: _____
City, State, Zip: _____ City, State, Zip: _____

The Plaintiff asks judgment in this Court against you for the sum above stated. You are to appear in the Henry Circuit Court No. 3 for a trial upon the Plaintiff's claim on the day of _____ 20 __, at _____. You may appear for the trial in person or you may appear with your attorney. You should bring to the trial, all documents in your possession or under your control, which relate to the Plaintiff's claim. If you do not wish to dispute the Plaintiff's claim, you may appear at the time stated, for the purpose of assisting the Court in establishing the method by which you will be directed to pay the judgment. If you do not appear for the trial at the time, on the date stated, a default judgment may be entered against you for the amount asked by the Plaintiff. You may request a jury trial. You will waive your right to a jury trial, unless requested within ten (10) days after receipt of the notice of claim. If your jury trial request is granted, you must pay within the (10) days the additional amount required by statute to transfer to the plenary docket or your request will be deemed waived. Once a jury trial request has been granted, it may not be withdrawn without the consent of the other party. Please read the attached instruction sheet.

CLERK, Henry County