



DURHAM TOWN COURT
TOWN OF DURHAM
 7309 Route 81, East Durham, NY 12423
 518-239-6122 Ext. 3

SMALL CLAIMS APPLICATION

State of New York
 Greene County
 Justice Court
 Town of Durham Small Claims

Small Claims # _____

Notice to Defendant:

TO: _____

Telephone # _____

TAKE NOTICE THAT _____ PLAINTIFF, asks judgment in this Court against you for \$ _____ together with costs upon the following **claim:**

In agreement with which the Plaintiff hereby signs and demands judgment. **Telephone #** _____

X _____
 Plaintiff Signature Plaintiff Address

There will be a hearing before the Court upon this claim on Monday, _____ at _____ o'clock a.m./p.m. in the Small Claims Part of this Court, held at Durham Town Court, Corner of Deans Mill Road and State Route 81, East Durham, NY 12423. **YOU MUST APPEAR** to present your defense, or to present any claim that you may have against the other party at the hearing described above. **IF YOU DO NOT APPEAR IN PERSON OR BY AN ATTORNEY, JUDGEMENT WILL BE ENTERED AGAINST YOU, EVEN THOUGH YOU MAY HAVE A DEFENSE.** If your defense or counter claim is supported by witnesses, account books, receipts or other documents, you must bring them to the hearing. A counter claim cannot exceed \$3,000.00 and must be for money damages ONLY. A notice must be sent to the Court Clerk prior to your hearing.

If you admit the claim but desire to pay, you must appear personally on the day set for the hearing, state to the Court that you require time to pay and show your reason for same.

Date: _____ 20 _____

 Justice, Court Clerk

NOTE: If you desire a jury trial, you must, before the day set for the hearing, file with the Justice or Clerk of the Court a written demand for a trial by jury. You must also pay the Justice Clerk a jury fee of \$10.00 and file an undertaking in the sum of \$50.00 or deposit such sum in cash to secure the payment of costs that may be awarded against you. You will also be required to make an affidavit specifying the issues of fact which you desire to have tried by jury stating that such trial is desired and demanded in good faith.

Under the law, the Court may award \$25.00 additional cost to the plaintiff if a jury trial is demanded by you and a decision is rendered against you.

Adjourn to _____

BRING THIS NOTICE WITH YOU