



MARICOPA COUNTY JUSTICE COURT

If you want to file a...

SMALL CLAIMS COUNTERCLAIM



MARICOPA COUNTY JUSTICE COURT

A counterclaim is a claim made by the defendant against the plaintiff. A counterclaim should be filed at the same time the defendant's answer is filed (Refer to the Small Claims Answer packet). **If you have already filed an answer**, you must request permission (of the court) to file a counterclaim.

If the amount of your counterclaim **exceeds \$3,500.00**, the case will be **transferred to the civil division of the justice court**. If the amount of the counterclaim **exceeds \$10,000.00** the case will be **transferred to the Superior Court**.

Please STOP...

If you have not yet received a small claims complaint and you have not filed an Answer to the complaint.
If there has already been a judgment rendered.

Please PROCEED...

If you are within the prescribed time limit of filing a Counterclaim and are filing an Answer.

FORMS Needed:

Small Claims Counterclaim/Reply to Counterclaim

INSTRUCTIONS:

- 1) Complete the form(s)
- 2) Make copies of the answer form and counterclaim form. The court will require an original of each and you may wish to have copies; additionally each named plaintiff will need a copy.
- 3) File papers with the court clerk
- 4) Pay the answer fee. There is no fee for the counterclaim.
- 5) Mail the copies to the plaintiff(s).

IT IS IMPORTANT THAT ALL PARTIES KEEP THE COURT APPRISED OF ANY CHANGE IN ADDRESS A NOTICE OF CHANGE OF ADDRESS form must be filed with the court when a party changes their address.

Visit us at justicecourts.maricopa.gov for additional filing information and online forms.



Maricopa County Justice Courts, Arizona

CASE NUMBER: _____

() -
Plaintiff(s) Name / Address / Phone

() -
Defendant(s) Name / Address / Phone

The Statutory Agent / Corporate Officer to be served is: _____

SMALL CLAIMS COUNTERCLAIM / REPLY TO COUNTERCLAIM

DEFENDANT'S COUNTERCLAIM IN THE AMOUNT OF \$ _____

In addition to my ANSWER to plaintiff's complaint, I counterclaim for the amount stated, for the following reasons:

Date: _____
Defendant / Counter-claimant

I CERTIFY that I delivered / mailed a copy of this COUNTERCLAIM to the Plaintiff at the above address.

Date: _____ By: _____ Defendant / Counter-claimant

PLAINTIFF'S REPLY TO COUNTERCLAIM

To Plaintiff(s): You have twenty (20) days to respond this counterclaim by filing a written reply. If you fail to do so, a default judgment may be entered against you for the relief sought by the party filing the counterclaim.

I do not owe the defendant, because:

Date: _____
Plaintiff / Counter-defendant

I CERTIFY that I delivered / mailed a copy of this REPLY TO COUNTERCLAIM to the Defendant at the above address.

Date: _____ By: _____ ☐ Plaintiff ☐ Counter-defendant