

1 Party without attorney
2 (Name):
3 (Address):
4 (Phone):
5
6
7

8 IN THE TRIBAL COURT FOR THE CHEMEHUEVI INDIAN TRIBE

9 (Adopted By General Order No. 2020-05)

10 PLAINTIFF: _____ Case No.:

11
12 DEFENDANT: _____ COUNTERCLAIM FORM
13
14

15 Pursuant to Section 1.080 of the Chemehuevi Indian Tribe Small Claims Ordinance, you
16 (the Defendant) are requesting a counterclaim in the abovementioned case. The Tribal Court has
17 jurisdiction over all small claim matters under Section 1.030 of the Chemehuevi Indian Tribe
18 Small Claims Ordinance.
19

20 I. Notice to All Parties

21 Read this form and all pages attached to understand the counterclaim process and
22 how best to protect your rights.
23

24 II. Counterclaims

25 A. Counterclaims must arise out of the same transaction or occurrence that is the
26 subject matter of the claim filed by the plaintiff.
27

1 B. Complete the Counterclaim Form and file it with the Tribal Court Clerk within
2 twenty-one (21) days after receiving the claim filed by Plaintiff. The Court Clerk
3 will then serve the plaintiff with the counterclaim by certified mail at the
4 plaintiff's last known address.
5

6 C. Defendant is limited to recover money, goods, or services as set forth in Section
7 1.040 of the Chemehuevi Indian Tribe Small Claims Ordinance, including the
8 following:

- 9 1. Money for the value of the claim;
- 10 2. The object(s) in controversy and the value of any loss/damage to the object(s);
- 11 3. Work to be performed under a contract in dispute; and
- 12 4. In kind payment, either in goods or services.

13 D. Fill out the relevant pages of this form, make two copies, and then take or mail the
14 original and a copy along with the Small Claims Response Form to the Court
15 Clerk's office and pay the filing fee. The mailing address is below:
16

17
18 Chemehuevi Tribal Court
19 Attn: Court Clerk
20 P.O. Box 1930
21 Havasu Lake, California 92363
22 (760) 858-4219

23 Defendant Affidavit

24 I, _____, have filed this counterclaim for \$ _____
25 dollars. The date(s) of the claim arose on _____ and arises out of the
26 same transaction or occurrence that is the subject matter of the claim filed by the plaintiff. I
27 understand that my recovery is limited to money, goods, or services, as set forth in Section 1.040
28 of the Chemehuevi Indian Tribe Small Claims Ordinance. I declare under penalty of perjury

1 under the laws of the Chemehuevi Indian Tribe and the State of California that the foregoing is
2 true and correct.

3
4
5 _____
Signature of Defendant

6
7 _____
Date

8
9 (FOR COURT USE ONLY)

10 VERIFICATION OF SMALL CLAIMS COUNTERCLAIM

11
12 THE COURT CLERK ATTESTS TO THE FOLLOWING:

- 13 a. The Defendant submitted a claim in the form prescribed by the Court. I have verified and
14 filed the claim.
15
16 b. The Defendant signed in my presence and declared under penalty of perjury under the laws
17 of the Chemehuevi Indian Tribe and the State of California that the foregoing is true and
18 correct.
19
20 c. I mailed Plaintiff a copy of the Counterclaim Form by certified mail to Plaintiff's last known
21 address.

22
23 Date: _____

24
25 _____
CLERK OF THE TRIBAL COURT