

SMALL CLAIMS FORMS

**CHAPTER 1
STANDARD FORMS OF PLEADINGS FOR SMALL CLAIMS ACTIONS**

[Pursuant to Iowa Code section 631.15]

Form 3.1: Original Notice — Action for Money Judgment.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE

(Action for money judgment)

Small Claim No.

Date Filed

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the plaintiff(s) demand(s) from you the amount of \$ based on (state briefly the basis for the demand).

UNLESS YOU APPEAR by completing and filing the attached appearance and answer form with the clerk of the court at (exact address) in (city), Iowa (zip code), within 20 days after service of this original notice upon you, judgment shall be rendered against you upon plaintiff's claim together with interest and court costs.

IF YOU DENY THE CLAIM AND APPEAR by filing the attached appearance and answer within 20 days after service of this original notice upon you, you will then receive notification from the clerk's office of the place and time assigned for hearing.

Plaintiff(s)

Judgment Entry:

Ch , p.2
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; June 29, 1984; Letter May 12, 1987 (obsolete reference to "town" stricken); November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.2: Original Notice — Action for Forcible Entry and Detainer.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE
(Action for forcible entry and detainer)

Small Claim No.

Date Filed

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the above-named plaintiff(s) demand(s) from you possession of (state exact address of real property) for the reason that

(state basis of demand).

UNLESS YOU APPEAR before the court to contest this matter at (exact address of court) in (city), Iowa, at o'clock .m. on the day of , 20 , judgment shall be rendered against you for possession of the property and for court costs.

Plaintiff(s)

Judgment Entry:

Ch , p.4
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; Letter May 12, 1987 (obsolete reference to "town" stricken); November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.3: Original Notice — Action for Forcible Entry and Detainer and Money Judgment.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA
(Small Claims Division)

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)
vs.
Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE
(Action for forcible entry and
detainer and money judgment)
Small Claim No.
Date Filed

TO THE ABOVE-NAMED DEFENDANT(S):

Count I

YOU ARE HEREBY NOTIFIED that the above-named plaintiff(s) demand(s) from you possession of _____ (state exact address of real property) for the reason that _____ (state basis of demand).

Count II

YOU ARE HEREBY NOTIFIED that the plaintiff(s) demand(s) from you the amount of \$ _____ based on _____ (state briefly the basis for the demand).

UNLESS YOU APPEAR before the court to contest this matter at _____ (exact address of the court) in _____ (city), Iowa, at _____ o'clock _____ .m. on the _____ day of _____, 20____, judgment shall be rendered against you for possession of the property and for a money judgment together with interest and court costs.

Plaintiff(s) or Plaintiff(s)' Attorney

Ch , p.6

SMALL CLAIMS FORMS

Address

If you require the assistance of auxiliary aids or services to participate in court because of a disability, immediately call your district ADA coordinator at 515-286-3394. (If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942.)

Judgment Entry:

[Court Order May 6, 1998; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.4: Appearance and Answer of Defendant.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

**APPEARANCE AND ANSWER
OF DEFENDANT**

Small Claim No.

Date Filed

I HEREBY enter my appearance and deny the claim of plaintiff(s).

Defendant

Ch , p.8
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.5: Counterclaim.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

COUNTERCLAIM

Small Claim No.

Date Filed

TO: _____, PLAINTIFF(S)

YOU ARE HEREBY NOTIFIED that _____, defendant(s), as
counterclaimant(s), demand(s) from you the amount of \$ _____ based on _____ (state
briefly the basis for the demand).

Defendant(s) — Counterclaimant(s)

Ch , p.10
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.6: Cross-claim Against Coparty.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

**CROSS-CLAIM AGAINST
COPARTY**

Small Claim No.

Date Filed

I (We), _____, as cross-claimant(s), hereby demand from _____ (state name(s) of party(ies) against whom the demand is made) the amount of \$ _____ based on _____ (state briefly the basis for the demand).

Cross-claimant(s)

Ch , p.12
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.7: Original Notice — Cross-petition Against Third Party.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)
vs.
Defendant(s)

(Name)

(Address)

(Name)

(Address)
Third Party Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE
(Cross-petition against third party)
Small Claim No.
Date Filed

TO: _____, THIRD PARTY DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that, _____, as cross-petitioner(s), demand(s) from you the amount of \$ _____ based on _____ (state briefly the basis for the demand).

UNLESS YOU APPEAR by completing and filing the attached appearance and answer form with the clerk of the court at _____ (exact address) in _____ (city), Iowa (zip code), within 20 days after service of this original notice upon you, judgment shall be rendered against you upon cross-petitioner's claim together with interest and court costs.

Ch , p.14

SMALL CLAIMS FORMS

IF YOU DENY THE CLAIM AND APPEAR by filing the attached appearance and answer within 20 days after service of this original notice upon you, you will then receive notification from the clerk's office of the place and time assigned for hearing.

Cross-petitioner(s)

Judgment Entry:

[Court Order December 11, 1975, received for publication February 28, 1984; June 29, 1984; Letter May 12, 1987 (obsolete reference to "town" stricken); November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.8: Appearance and Answer of Third Party Defendant.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

Third Party Defendant(s)

(Name)

(Address)

(Name)

(Address)

**APPEARANCE AND ANSWER
OF THIRD PARTY DEFENDANT**

Small Claim No.

Date Filed

I HEREBY enter my appearance and deny the claim of
,cross-petitioner(s).

Third

Party

Defendant

Ch , p.16
SMALL CLAIMS FORMS

[Court Order December 11, 1975, received for publication February 28, 1984; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.9: *Petition of Intervention.*

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)

vs.

Defendant(s)

(Name)

(Address)

(Name)

(Address)

Intervenor(s)

(Name)

(Address)

(Name)

(Address)

PETITION OF INTERVENTION

Small Claim No.

Date Filed

TO THE ABOVE-NAMED PLAINTIFF(S) AND DEFENDANT(S):

I (We), _____, being interested in the subject matter of this litigation
now intervene _____ (either "adversely to both parties" or "allied with
plaintiff" or "allied with defendant") and demand the amount of \$ _____ from
(state name(s) of party(ies) against whom the demand is made) based on
(state briefly the basis for the demand).

Ch , p.18
SMALL CLAIMS FORMS

Intervenor(s)

[Court Order December 11, 1975, received for publication February 28, 1984; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.10: Original Notice — Action of Replevin.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA
(Small Claims Division)

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)
vs.
Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE
(Action of Replevin)

Small Claim No. _____

Date Filed _____

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the above-named plaintiff(s) demand(s) possession of property described as:

(insert description)

- (1) The actual value of the property is \$ _____ (If more than one item is involved, separate values must be stated for each item.) (May not exceed \$5,000 in total value.)
- (2) Plaintiff(s) is (are) entitled to immediate possession because (check one):
 - Plaintiff(s) own(s) the property;
 - Plaintiff(s) has (have) a security agreement for the property (copy attached) providing that plaintiff(s) is (are) entitled to seize possession on default, and that default(s) as follows has (have) occurred;
 - (State other grounds).
- (3) (a) That the property is not in the possession of the defendant(s) under court order or judgment; or
 - (b) That property was taken by the defendant(s) under a court order or judgment but is improperly held, being exempt from such seizure because: (state basis for exemption).
- (4) That to the best belief of the plaintiff(s) the property is being held by the defendant(s) because: (state facts constituting the defendant's(s') alleged reason for detaining the property).
- (5) That the plaintiff(s) is (are) entitled to damages for such retention in the amount of \$ _____, based on: (state grounds of alleged damage).

UNLESS YOU APPEAR by completing and filing the attached appearance and answer form with the clerk of the court at _____ (exact address) in _____ (city), Iowa _____ (zip code),

Ch , p.20

SMALL CLAIMS FORMS

within 20 days after service of this original notice upon you, judgment shall be rendered against you upon plaintiff's(s') claim together with interest and court costs.

SMALL CLAIMS FORMS

Original Notice — Action of Replevin (*cont'd*)

IF YOU DENY THE CLAIM AND APPEAR by filing the attached appearance and answer within 20 days after service of this original notice upon you, you will then receive notification from the clerk's office of the place and time assigned for hearing.

Plaintiff(s)

STATE OF IOWA

}

ss:

COUNTY OF

I (We), do hereby swear or affirm that the above and foregoing statements are true and correct as I (we) verily believe.

(Signature(s) of affiant(s))

Subscribed and sworn to before me by this day of , 20 . on

Notary Public

Ch , p.22
SMALL CLAIMS FORMS

[Report March 10, 1987, effective July 1, 1987; Court Order November 25, 1998; November 9, 2001, effective February 15, 2002; June 14, 2002, effective July 1, 2002]

SMALL CLAIMS FORMS

Form 3.11: Original Notice — Foreign Corporation or Nonresident Defendant.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA
(Small Claims Division)

Plaintiff(s)
(Name)
(Address)
(Name)
(Address)
vs.
Defendant(s)
(Name)
(Address)
(Name)
(Address)

ORIGINAL NOTICE
(Foreign Corporation or Nonresident Defendant)
Small Claim No.
Date Filed

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the plaintiff(s) demand(s) from you the amount of \$ (state briefly the basis for the demand).

UNLESS YOU APPEAR by completing and filing the attached appearance and answer form with the clerk of the court at (exact address) in (city), Iowa (zip code), within 60 days after the filing of this original notice with the secretary of state of the State of Iowa, judgment shall be rendered against you upon plaintiff's(s') claim together with interest and court costs.

IF YOU DENY THE CLAIM AND APPEAR by filing the attached appearance and answer within 60 days after the filing of this original notice with the secretary of state of the State of Iowa, you will then receive notification from the clerk's office of the place and time assigned for hearing.

Plaintiff(s)

Judgment Entry:

Ch , p.24
SMALL CLAIMS FORMS

[Report September 29, 1987, effective December 1, 1987; November 9, 2001, effective February 15, 2002]

SMALL CLAIMS FORMS

Form 3.12: Original Notice — Nonresident Motor Vehicle Owner or Operator.

IN THE DISTRICT COURT OF IOWA
IN AND FOR COUNTY, IOWA
(Small Claims Division)

Plaintiff(s)

(Name)

(Address)

(Name)

(Address)
vs.
Defendant(s)

(Name)

(Address)

(Name)

(Address)

ORIGINAL NOTICE
(Nonresident Motor Vehicle Owner or Operator)
Small Claim No.
Date Filed

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the plaintiff(s) demand(s) from you the amount of \$ _____ based on _____ (state briefly the basis for the demand).

UNLESS YOU APPEAR by completing and filing the attached appearance and answer form with the clerk of the court at _____ (exact address) in _____ (city), Iowa _____ (zip code), within 60 days after the filing of this original notice with the director of transportation of the State of Iowa, judgment shall be rendered against you upon plaintiff's(s') claim together with interest and court costs.

IF YOU DENY THE CLAIM AND APPEAR by filing the attached appearance and answer within 60 days after the filing of this original notice with the director of transportation of the State of Iowa, you will then receive notification from the clerk's office of the place and time assigned for hearing.

Plaintiff(s)

Judgment Entry:

Ch , p.26
SMALL CLAIMS FORMS

[Report September 29, 1987, effective December 1, 1987; November 9, 2001, effective February 15, 2002]