

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): _____ TELEPHONE _____ FAX NO. _____ NO _____ (Optional): E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
NAME OF COURT STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE _____ BRANCH _____	
NAME SHORT TITLE: _____	
CROSS-COMPLAINANT: _____ CROSS-DEFENDANT: _____	
<input type="checkbox"/> DOES 1 _____ CROSS-COMPLAINT-Personal Injury, Property Damage, Wrongful Death <input type="checkbox"/> AMENDED (Number): _____ Causes of Action (check all that apply). <input type="checkbox"/> Apportionment of Fault <input type="checkbox"/> Declaratory Relief <input type="checkbox"/> Indemnification <input type="checkbox"/> Other (specify): _____	CASE NUMBER _____
Jurisdiction (check all that apply): <input type="checkbox"/> ACTION IS A LIMITED CIVIL CASE (\$25,000 or less) <input type="checkbox"/> ACTION IS AN UNLIMITED CIVIL CASE (exceeds \$25,000) <input type="checkbox"/> I <input type="checkbox"/> is not reclassified as unlimited by this cross-complaint	

1. CROSS-COMPLAINANT

(name):

alleges causes of action against CROSS-DEFENDANT (name):

2. This pleading, including exhibits and attachments, consists of the following number of pages: _____

3. Each cross-complainant named above is a competent adult

☐ except cross-complainant (name): _____

- (☐ a corporation qualified to do business in California
 1 ☐ an unincorporated entity (describe): _____
 2 ☐ a public entity (describe): _____
 3 ☐ a minor ☐ an adult
 4 (☐ for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
) ☐ other (specify): _____
 (☐ other (specify): _____
 5)
)



Information about additional cross-complainants who are not competent adults is contained in Cross-Complaint-Attachment 3.

(Continued on reverse)

SHORT
TITLE:CASE
NUMBER:

4. Each cross-defendant named above is a natural person ☐ except cross-defendant _____

- (name): a business organization, form unknown
 1 ☐ a
 2 ☐ corporation
 3 ☐ an unincorporated entity (describe):
 4 ☐ a public entity (describe):
 5 ☐ other (specify):
)

b ☐ except cross-defendant (name):

- (☐ a business organization, form unknown
 1 ☐ a
 2 ☐ corporation
 3 ☐ an unincorporated entity (describe):
 4 ☐ a public entity (describe):
 5 ☐ other (specify):
)

☐ Information about additional cross-defendants who are not natural persons is contained in Cross-Complaint-Attachment 4.

5. The true names and capacities of cross-defendants sued as Does are unknown to cross-complainant.

6 ☐ Cross-complainant is required to comply with a claims statute, and

- a ☐ has complied with applicable claims statutes, or
 b ☐ is excused from complying because (specify):

7 ☐ _____ **Cause of Action-indemnification**

(NUMBER)

- a. Cross-defendants were the agents, employees, co-venturers, partners, or in some manner agents or principals, or both, for each other and were acting within the course and scope of their agency or employment.
 b. The principal action alleges, among other things, conduct entitling plaintiff to compensatory damages against me. I contend that I am not liable for events and occurrences described in plaintiffs complaint.
 c. If i am found in some manner responsible to plaintiff or to anyone else as a result of the incidents and occurrences described in plaintiffs complaint, my liability would be based solely upon a derivative form of liability not resulting from my conduct, but only from an obligation imposed upon me by law; therefore, I would be entitled to complete indemnity from each cross-defendant.

8 ☐ _____ **Cause of Action-Appportionment of Fault**

(NUMBER)

- a. Each cross-defendant was responsible, in whole or in part, for the injuries, if any, suffered by plaintiff.
 b. If I am judged liable to plaintiff, each cross-defendant should be required: (1) to pay a share of plaintiffs judgment which is in proportion to the comparative negligence of that cross-defendant in causing plaintiffs damages; and (2) to reimburse me for any payments I make to plaintiff in excess of my proportional share of all cross-defendants' negligence.

(Continued on page three)

SHORT
TITLE: _____CASE
NUMBER: _____9 ☐ _____ Cause of Action-Declaratory Relief

(NUMBER)

An actual controversy exists between the parties concerning their respective rights and duties because cross-complainant contends and cross-defendant disputes ☐ as specified in Cross-Complaint-Attachment 9

as
follows:

1 ☐ _____ Cause of Action-(specify):

(NUMBER)

1 ☐ The following additional causes of action are attached and the statements below apply to each (in each of the *attachments*, "plaintiff" means "cross-complainant" and "defendant" means cross-defendant):

- 1.
- a ☐ Motor Vehicle
 - b ☐ General Negligence
 - c ☐ Medical Negligence
 - d ☐ Products Liability
 - e ☐ Premises Liability
 - f ☐ Other _____

(specify):

12. CROSS-COMPLAINANT PRAYS for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

- a ☐ total and complete indemnity for any judgments rendered against me.
- b ☐ judgment in a proportionate share from each cross-defendant.
- c ☐ a judicial determination that cross-defendants were the legal cause of any injuries and damages sustained by plaintiff and that cross-defendants indemnify me, either completely or partially, for any sums of money which may be recovered against me by plaintiff.
- d ☐ compensatory damages (☐ (unlimited civil cases) according to proof. ☐ (limited civil cases) in the amount of. \$ _____
- e ☐ other _____

(specify):

1 ☐ The paragraphs of this cross-complaint alleged on information and belief are as follows (specify *paragraph numbers*):

3 _____

Date: _____

(TYPE OR PRINT
NAME)

(SIGNATURE OF CROSS-COMPLAINANT OR ATTORNEY)