

IN THE _____ COURT OF _____ (County), _____ (State)

PLAINTIFF

(Name of Plaintiff)

V.

CAUSE NO. _____, _____

DEFENDANT

(Name of Defendant)

Complaint and Summons for Balance Due on Credit Card Account

COMES NOW _____ (Name of Plaintiff), Plaintiff in the above-styled and numbered cause, by and through his attorneys, and files this its Complaint against Defendant, _____ (Name of Defendant), and in support thereof would show unto the Court the following matters and facts:

1. Plaintiff is a corporation organized and existing under the laws of the state of _____, with its principal office located at _____
_____ (street address, city, state, zip code).
2. Defendant is an adult resident citizen of _____ (city, county, state).
3. On or about _____ (date), Plaintiff issued Defendant a credit card pursuant to an agreement dated _____ (date), with which Defendant made certain purchase during the period of time beginning on _____ (date) and ending on _____ (date). A copy of said Agreement is attached hereto as **Exhibit A** and made a part hereof by reference.
4. Defendant has defaulted on said Agreement with Plaintiff and owes Plaintiff \$_____ pursuant to charges Defendant made with said credit card.
5. Plaintiff has demanded payment of the amount owed by Defendant, but Defendant has not paid this amount, or any part of it, and the whole amount is due and payable from Defendant to Plaintiff, along with interest in the amount of \$_____ pursuant to said Agreement.

THEREFORE, Plaintiff demands judgment against Defendant for the following:

1. The sum of \$_____;
2. Interest in the amount of \$_____ pursuant to said Agreement;
3. Costs of this suit; and
4. Any other and further relief that the Court considers proper.

Respectfully submitted,

(Name of Plaintiff)

By: _____
(Name of Plaintiff's Attorney)
State Bar No. _____

Its Attorney

OF COUNSEL:

(Name of Plaintiff's Attorney)
Post Office Box _____

(City, State, Zip Code)
Telephone: _____

IN THE _____ COURT OF _____ (County), _____ (State)

PLAINTIFF

(Name of Plaintiff)

V.

CAUSE NO. _____, _____

DEFENDANT

(Name of Defendant)

SUMMONS

To the above named Defendant:

You are hereby summoned and required to serve an Answer to the attached Complaint, either personally or through an attorney, within _____ days after service of this summons upon your exclusive of the day of service. A copy of the Answer must be mailed to the attorney for the party plaintiff who is suing you. The attorney's name and address appear below. If plaintiff has no attorney, a copy of the Answer must be mailed to the plaintiff at the address stated on this Summons.

You are also required to file the original Answer with the Court in Room _____ at _____ (street address, city, state, zip code), between _____ (time) and _____ (time), Mondays through Fridays. You may file the original Answer with the Court either before you serve a copy of the Answer on the plaintiff or within _____ days after you have served the plaintiff.

If you fail to file an Answer, judgment by default may be entered against you for the relief demanded in the complaint.

Clerk of the Court

(Name of Plaintiff's Attorney)

Telephone _____

Date _____

IMPORTANT: IF YOU FAIL TO SERVE AND FILE AN ANSWER WITHIN THE TIME STATED ABOVE, OR IF, AFTER YOU ANSWER, YOU FAIL TO APPEAR AT ANY TIME THE COURT NOTIFIES YOU TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY DAMAGES OR OTHER RELIEF DEMANDED IN THE COMPLAINT. IF THIS OCCURS, YOUR WAGES MAY BE ATTACHED OR WITHHELD OR PERSONAL PROPERTY OR REAL ESTATE YOU OWN MAY BE TAKEN AND SOLD TO PAY THE JUDGMENT. IF YOU INTEND TO OPPOSE THIS ACTION, DO NOT FAIL TO ANSWER WITHIN THE REQUIRED TIME

If you wish to talk to a lawyer and feel that you cannot afford to pay a fee to a lawyer, promptly contact one of the offices of the Legal Aid Society _____ (**phone number**) or the _____ (**Name of State**) State Bar Association at _____ (**phone number**).