

JUSTICE COURT, LAS VEGAS TOWNSHIP Clark County, Nevada	Case No. _____
Name of Defendant(s)/Counterclaimant(s)	Department No. _____
VERSUS	SMALL CLAIMS COUNTERCLAIM REPLY
Name of Plaintiff(s)/Counterdefendant(s)	

There is no statutory filing fee for filling a Small Claims Counterclaim Reply. Each Plaintiff(s)/Counterdefendant(s) must file his or her own Reply and must pay any applicable E-filing fee imposed by the Court.

PLEASE TYPE OR PRINT LEGIBLY.

Plaintiff's(s)/Counterdefendant's(s) Reply to the Counterclaim:

1. Are you currently a resident of the Las Vegas Township? Yes No
2. Do you currently do business in the Las Vegas Township? Yes No
3. Are you currently employed within the Las Vegas Township? Yes No

Please check the applicable box below.

I agree that I owe the amount of money claimed by the Defendant(s)/Counterclaimant(s).

I do not agree that I owe the amount of money claimed by the Defendant(s)/Counterclaimant(s), for the following reasons:

Check here if you need more space. Add additional sheet(s) of paper and attach to this form with "SMALL CLAIMS COUNTERCLAIM REPLY" on top.

TO PLAINTIFF/COUNTERDEFENDANT: Your original Reply must be filed with the Las Vegas Justice Court Clerk's Office within 20 calendar days of service of the Counterclaim. A copy must be mailed to the Defendant(s)/Counterclaimant(s) at the time of filing the Reply Your failure to Reply (respond to) the Counterclaim within 20 calendar days from service of the Counterclaim, may result in the Defendant(s)/Counterclaimant(s) filing a Motion for Default Judgment against you. This means the Referee or Judge may grant a Judgment for the Defendant(s)/Counterclaimant(s) based on the claims/allegations in the Counterclaim without considering your possible defense(s) or explanation(s).

You may electronically file your Reply, (\$2.50 charge) at: <http://efilenv.com>, or you may come to the Court and electronically file, for free, the original copy of your Reply at: Justice Court Clerks' Office, Las Vegas Township, Regional Justice Center, 2nd Floor, 200 Lewis Avenue, Las Vegas, NV 89155-2511

Please check the applicable box below.

In conjunction with the filing of the Reply, I am mailing a copy of the Reply to the Defendant(s)/Counterclaimant(s) at the following address: _____.

(Plaintiff's Signature): _____ **(Date):** _____

Both, the Defendant(s)/Counterclaimant(s) and Plaintiff(s)/Counterdefendant(s), will be notified by mail of the date and time that the Court has scheduled this Counterclaim for mandatory Mediation, unless the Counterclaim is exempted from Mediation.

You MUST have this Reply notarized (block on the left) or sign the unsworn declaration per NRS 53.045 (block on the right):

SUBSCRIBED AND SWORN to before me this
____ day of _____, 20____.

NOTARY PUBLIC in and for the

County of _____, State of _____.

OR

"I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."

(Signature): _____

(Date): _____

INSTRUCTIONS TO DEFENDANT(S)/COUNTERCLAIMANT(S) OR PLAINTIFF(S)/COUNTERDEFENDANT(S) -- *Read Carefully*

1. The **Defendant/Counterclaimant** must file a Small Claims action in the township where the **Plaintiff/Counterdefendant** currently resides, works, or does business.
2. The **Defendant/Counterclaimant** cannot sue in Small Claims court for more than \$10,000.00, excluding interest and costs. Payment by the losing party of the attorney's fees of the winning party is not allowed except in cases involving shoplifting.
3. The **Defendant/Counterclaimant** must show the complete name and address of the **Plaintiff/Counterdefendant** in the caption (*Name and Address of Plaintiff(s)/Counterdefendant(s)*) to ensure service on the **Plaintiff/Counterdefendant**. If there are two **Plaintiff(s) Counterdefendant(s)** and they reside at different addresses, the **Defendant/Counterclaimant** must include both addresses.
4. The **Defendant/Counterclaimant** may serve the **Plaintiff/Counterdefendant** by licensed private process server, a disinterested third party, or the Constable. A **Defendant/Counterclaimant**, himself or herself, may not serve the Small Claims Counterclaim on the **Plaintiff/Counterdefendant**. The fully completed Affidavit of Service Form must be filed immediately after the Counterclaim is served.
5. If a Small Claims Counterclaim is not served for one year after it is filed, the Judge or Clerk may dismiss the Counterclaim without prejudice (this means the Counterclaim may be refiled within the statute of limitations for such Counterclaims, but a new filing fee would be required).
6. The **PLAINTIFF/COUNTERDEFENDANT** must file a written Reply, no later than 20 calendar days from the date of service of the Counterclaim, making any defense to the claim. **Plaintiff/Counterdefendant** may electronically file the Reply, (\$2.50 charge using credit or debit card) at: <http://efilenv.com>, or **Plaintiff/Counterdefendant** may come to the Court and electronically file, for free, the original copy of the Reply. A copy of this Reply **must be mailed by U.S. Mail, first-class postage, to Defendant/Counter-claimant immediately after E-Filing the Reply with the Las Vegas Justice Court.**
7. Even if a Reply is filed, the Court will schedule the Counterclaim for mandatory mediation and will notify all parties of the date, time, and location by mail.
8. All parties, not otherwise exempted from mediation, must appear for the mandatory mediation. If the **Plaintiff/Counterdefendant** fails to appear, a judgment may be entered against the **Plaintiff/Counterdefendant**.
9. Standard forms are supplied in order to expedite the handling of Small Claims. Forms are designed to cover the most common claims but are not specifically designed for any individual Counterclaim.
10. If **Plaintiff/Counterdefendant** believes the Counterclaim should be dismissed, **Plaintiff/Counterdefendant** may petition the Court to dismiss the Counterclaim and must explain the reasons for the request. A Motion to Dismiss form is available for use. It is designed to cover the most common reasons for dismissal but is not specifically designed for any individual Counterclaim.
11. Hearings in Small Claims Counterclaims are informal and are designed to promote fair and speedy justice. The **Defendant/Counterclaimant** and **Plaintiff/Counterdefendant** may offer evidence, including witnesses, to support their arguments.
12. If English is not your first language and you would like someone to interpret for you during your court appearance, you are encouraged to use a volunteer language interpreter. You may ask a friend, relative, or coworker to come to court to interpret for you. Bringing your own interpreter with you is both effective and efficient and will allow you to better understand the proceedings.
13. If a court-appointed interpreter is needed for a party who does not speak English, or for a party with a communications disability, that party must file a written motion to request an interpreter, and the compensation for that interpreter shall be paid as provided by law.
14. **The Las Vegas Justice Court Clerks can neither give legal advice nor assist in completing Court forms. The staff of the Self-Help Center, located on the 1st floor of the Regional Justice Center, can assist in providing information and forms for people who are representing themselves in Court. If you need more detailed assistance, you should consult an attorney.**