

# REPLY

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER
REGISTRY LOCATION

**REPLY**

**CLAIMANT(S)**

NAME \_\_\_\_\_

**DEFENDANT(S)**

NAME \_\_\_\_\_

NAME \_\_\_\_\_

Form 38, Address for Service included for filing

Form 38, Address for Service previously filed

**a** \_\_\_\_\_

**b** \_\_\_\_\_

**c** \_\_\_\_\_

**d** \_\_\_\_\_

**e** \_\_\_\_\_

I, NAME \_\_\_\_\_ agree to pay \$ \_\_\_\_\_

I could make the following payments: give dates and amounts \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## COUNTERCLAIM

Only fill out this part if you wish to make a claim against the claimant. Do not fill out this part when replying to a counterclaim or to a Notice of Civil Resolution Claim.

**WHAT HAPPENED?** \_\_\_\_\_

Tell what has led to your counterclaim. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If this box is checked, the defendant is abandoning the amount of their counterclaim that is over \$35,000, not including interest and expenses.

Check this box if more space is needed to describe "what happened" and attach additional page(s). \_\_\_\_\_ additional page(s) are attached. Mark each additional page as "Page 2 of the Reply, Page 3 of the Reply, etc.". A copy of each attached page must accompany each copy of the Reply!

**a** \_\_\_\_\_ \$ \_\_\_\_\_

**b** \_\_\_\_\_ \$ \_\_\_\_\_

**c** \_\_\_\_\_ \$ \_\_\_\_\_

### TIME LIMIT FOR A CLAIMANT TO REPLY TO A COUNTERCLAIM

A claimant **must complete and file the attached Reply within 14 days after being served with the counterclaim. If the claimant does not reply**, the defendant may apply to a judge for a default order requiring the claimant to pay the amount claimed plus interest and further expenses.

The Court Address for filing documents is:

<b>TOTAL</b>	\$ _____
<b>+ FILING FEES</b>	\$ _____
<b>= TOTAL CLAIMED</b>	\$ _____

defendant's copy

defendant's copy

**FROM:**  
Except for a Reply to a counterclaim, this is the defendant who has made this Reply. If you have named more than one defendant, their Replies may be separate.

**DISPUTE:**  
If you wish to oppose all or part of the claim, tell why you disagree with each part. Use the "HOW MUCH" section of the Notice of Claim, Notice of Civil Resolution Tribunal Claim, or counterclaim as a guide. If you agree with parts of the claim, say so.

**PROPOSED PAYMENT:**  
If the person filing the reply agrees to pay all or part of what is claimed, they can propose a payment schedule.

**HOW MUCH?**  
This tells what you are asking for. This counterclaim will be heard at the same time as the claimant's claim.