

THE SUPERIOR COURT OF NEW JERSEY

Law Division, Special Civil Part

SMALL CLAIMS SUMMONS

YOU ARE BEING SUED!

IF YOU WANT THE COURT TO HEAR YOUR SIDE OF THIS CASE, YOU MUST APPEAR IN COURT. IF YOU DO NOT, THE COURT MAY RULE AGAINST YOU. READ ALL OF THIS PAGE AND THE NEXT PAGE FOR DETAILS.

In the attached complaint, the person suing you (who is called *the plaintiff*) briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. **You are cautioned that if you do not come to court on the trial date to answer the complaint, you may lose the case automatically**, and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment and the judgment is valid for 20 years.

You can do one or more of the following things:

1. *Come to court to answer the complaint.* You do not have to file a written answer, but if you dispute the complaint and want the court to hear your side of the case, you must appear in court on the date and at the time noted on the next page.

AND/OR

2. *Resolve the dispute.* You may wish to contact the plaintiff's lawyer, or the plaintiff if the plaintiff does not have a lawyer, to resolve this dispute. **You do not have to do this unless you want to.** This may avoid the entry of a judgment and the plaintiff may agree to accept payment arrangements, which is something that cannot be forced by the court. You will have to appear in court on the trial date unless a written agreement is reached and filed with the court.

AND/OR

3. *Get a lawyer.* If you cannot afford to pay for a lawyer, free legal advice may be available by contacting Legal Services at (973) 285-6911. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at (973) 267-5882.

If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

La traducción al español se encuentra al dorso de esta página.

Clerk of the Special Civil Part

FORM B – Page 2
SMALL CLAIMS SUMMONS AND RETURN OF SERVICE

Plaintiff or Plaintiff's Attorney Information:

Name: William O. Wimmer

Address: 22 Franklin Place Bldg 4A

Morristown, NJ 07960

Phone: (973) 723-8473

William O. Wimmer

Plaintiff(s)

versus

Town of Morristown

Defendant(s)

Defendant Information:

Name: Town of Morristown

Address: 200 South Street

Morristown, NJ 07960

Phone: (973) 292-6626

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION, SPECIAL CIVIL PART

Morris COUNTY

PO BOX 910 2

Morristown, NJ 07963

(973) 656-4100

Docket Number: SC-970-10
(to be provided by the court)

Civil Action

SUMMONS

(Check one): Contract ☒ Tort

Demand Amount: \$ 303.65

Filing Fee: \$ 15.00

Service Fee: \$

Attorney's Fees: \$

TOTAL: \$ 303.65

YOU MUST APPEAR IN COURT ON THIS DATE AND
at 9:00 a.m. **OR THE COURT MAY RULE AGAINST YOU.**

TIME: JUL 15 2010

REPORT TO:

Courtroom #18

Courthouse/Administration Bldg.

1 (For Court Use Only)

Washington St.

Morristown, NJ 07963

**COURT OFFICE
IF SERVED BY**

Docket Number:

Date: **Time:** WM WF BM BF OTHER

HT **WT** **AGE** **HAIR** **MUSTACHE** **BEARD** **GLASSES**

NAME: **RELATIONSHIP:**

Description of Premises

I hereby certify the above to be true and accurate:

Court Officer

IF SERVED BY MAIL:

I, , hereby certify that on , I mailed a copy
of the within summons and complaint by regular and certified mail-return receipt requested.

Employee Signature

FORM A
SMALL CLAIMS COMPLAINT (Contract, Security Deposit, Rent, or Tort)

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
SMALL CLAIMS SECTION**

Attorney for Plaintiff (if any) _____

Address _____

Telephone No. _____

Morris

County

Docket No. _____

(to be provided by the court)

From Plaintiff

William O. Wimmer

Name

Address 22 Franklin Place Bldg 4A

Morristown, NJ 07960

Telephone No. (973) 723-8473

**CIVIL ACTION
COMPLAINT**

To Defendant

Town of Morristown

Name

Address 200 South Street

Morristown, NJ 07960

Telephone No. _____

Check One – See Instruction A for Form A

☐ Contract

☐ Security Deposit

☐ Rent

☒ Personal Injury or Property Damage (other than motor vehicle)

COMPLAINT (See instruction B for form A)

Demand: \$ 303.65 plus costs.

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): Attach additional sheets if necessary.

I am suing the Town of Morristown for reimbursement of towing and impound charges when my car was towed on December 4, 2009 from in front of my home on Franklin Place without proper notification. On March 10, 2010 the parking summons was dismissed in Morristown Municipal Court by Judge Noonan, who said that ordering the return of towing and impound charges was out of his jurisdiction and suggested that I file a claim in Small Claims Court to have the money returned to me.

IMPORTANT: Plaintiffs and defendants must bring all witnesses, photos, and documents, and other evidence to the hearing. Subpoena forms are available at the Clerk's office to require the attendance of witnesses.

At the trial Plaintiff will require:

An interpreter

☐ Yes

☒ No

Indicate Language: _____

An accommodation for disability

☐ Yes

☒ No

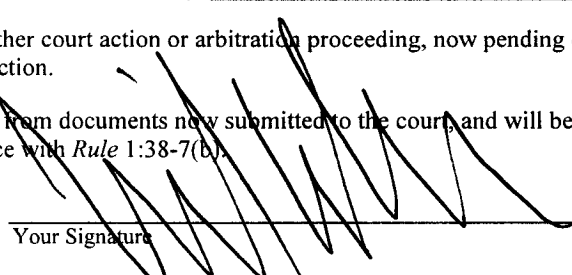
Indicate Disability: _____

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).

June 21, 2010

Date


Your Signature

William O. Wimmer

Your Name Typed or Printed