

SUMMONS

TO THE DEFENDANT: (*name*) of (*address*)

The plaintiff (*name*) makes a claim against you or which may affect you. Details of the claim and relief sought are contained in the accompanying Statement of Claim/Affidavit (*delete whichever is inapplicable*).

Action required

If you wish to defend the claim, you must:

- (a) file a Notice of Address for Service within 14 calendar days after service of this Summons on you; and
- (b) file a Defence/answering Affidavit (*delete whichever is inapplicable*) within 28 calendar days after service of the Statement of Claim/Affidavit relied on by the plaintiff (*delete whichever is inapplicable*) on you.

If a Notice of Address for Service and a Defence/answering Affidavit (*delete whichever is inapplicable*) is not filed within the time stated, orders may be made against you in your absence and without further notice.

The Notice of Address for Service and Defence/answering Affidavit (*delete whichever is inapplicable*) must be filed at a Registry of the Court. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

Endorsements

Summons issued pursuant to section (*number*) of the (*Act*) (*or*) rule (*number*) of the *District Court Civil Rules 2006* (*delete whichever is inapplicable*).

This Summons has the following endorsements under section (*number*) of the (*Act*) (*or*) rule (*number*) of the *District Court Civil Rules 2006*: (*delete whichever is inapplicable*)

Orders sought (*delete this section if statement of claim filed*)

On the grounds stated in the accompanying affidavit, the plaintiff seeks the following orders:

(state briefly but specifically the orders sought)

Accompanying documents

This summons must be accompanied by a Statement of Claim or Affidavit in lieu of pleading.

Plaintiff's address

The plaintiff's address for service is:

Place:

Email:

The plaintiff's address is (*if the plaintiff is an individual - place of residence or business; if the plaintiff is a corporation - principal place of business*).

Date:

Signed by (*name*)

Plaintiff/Plaintiff's solicitor

(delete whichever is inapplicable)

NOTES

- 1 If the full name of a party is not known the summons may be endorsed as follows:
"Any better full name of the (*role of the party*) is not known, and not reasonably ascertainable by, the plaintiff"
- 2 If the plaintiff intends to apply for an authorisation under rule 81 the summons is to bear the following endorsement under rule 81(2):
"The plaintiff brings this action as representative of a group of which each member has a common interest being (*set out question of law or fact in which there is a common interest*) and intends to apply for the necessary authorisation under rule 81."

3 As to other endorsements which may be required on a summons see rule 38(3)(a).