

**IN THE JUSTICE COURT  
FLATHEAD COUNTY, MONTANA**

\_\_\_\_\_,  
\_\_\_\_\_,  
Plaintiff(s)  
V.  
\_\_\_\_\_,  
\_\_\_\_\_,  
Defendant(s)

**COUNTERCLAIM OR SETOFF  
IN SMALL CLAIMS DIVISION**  
(Claim may not exceed \$6,500.00)

Docket No. \_\_\_\_\_

---

Defendant(s) allege as a Counterclaim, which arises out of the same transaction or occurrence which is the subject of the plaintiff's Complaint in the pending action, that the plaintiff(s) are indebted to the defendant(s) in the sum of \$ \_\_\_\_\_\* for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

which sum is now due, together with defendant's costs incurred in bringing this claim.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_

\_\_\_\_\_  
Defendant(s) Signature

\_\_\_\_\_  
Defendant(s) Mailing Address

\_\_\_\_\_  
Defendants(s) Email Address

\_\_\_\_\_  
Defendant(s) Phone number

Pursuant to MCA 25-35-604, the Counterclaim must be served on the plaintiff, by the sheriff, constable or other process server, not less than 72 hours before the date set for the hearing.

\*\*\*A separate Certificate of Service must be attached.\*\*\*