

UNITED STATES BANKRUPTCY COURT
Southern District of Florida
www.flsb.uscourts.gov

In re: _____ /
 Debtor

Case No.
 Chapter

_____ /
 Plaintiff

Adversary Proceeding No.

vs.

_____ /
 Defendant and Third-Party Plaintiff

_____ /
 Third-Party Defendant

THIRD-PARTY SUMMONS

YOU ARE SUMMONED and required to file a motion or answer to the third-party complaint which is attached to this summons with the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the third-party complaint within 35 days.

<input type="checkbox"/> Clerk, 301 N. Miami Ave., #150 Miami, FL 33128	<input type="checkbox"/> Clerk, 299 E. Broward Blvd., #112 Ft. Lauderdale, FL 33301	<input type="checkbox"/> Clerk, 1515 North Flagler Drive Room 801 West Palm Beach, FL 33401
----------------------------------------------------------------------------	----------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------

At the same time, you must also serve a copy of the motion or answer upon the defendant's attorney.

Name and Address of Defendant's Attorney

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney

If you make a motion, your time to answer is governed by Fed. R. Bankr. P. 7012. If you are also being served with a copy of the complaint of the plaintiff, you have the option of not answering the plaintiff's complaint **unless** this is an admiralty or maritime action subject to the provisions of Fed. R. Civ. P. 9(h) and 14(c), in which case you are required to file a motion or an answer to both the plaintiff's complaint and the third-party complaint, and to serve a copy of your motion or answer upon the appropriate parties.

Pretrial Conference Information	
Address:	Date:
	Time:
	Courtroom Number:

Trial Information: A Trial Will Be Held During the One-week Trial Period Indicated Below	
Address:	Trial Week: <input type="checkbox"/> To be set at pretrial conference
	Time:
	Courtroom Number:

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE THIRD-PARTY COMPLAINT.

 Date

Clerk of the Bankruptcy Court
 By: _____
 Deputy Clerk

CERTIFICATE OF SERVICE

I, _____ (name) _____, certify that service of this summons and a copy of the third-party complaint was made _____ (date) _____ by:

- Mail service: Regular, first class United States mail, postage fully pre-paid, addressed to:

- Personal Service: By leaving the process with the third-party defendant or with an officer or agent of third-party defendant at:

- Residence Service: By leaving the process with the following adult at:

- Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addressed to the following officer of the third-party defendant at:

- Publication: The third-party defendant was served as follows: [Describe briefly]

- State Law: The third-party defendant was served pursuant to the laws of the State of _____ (name of state) _____, as follows: [Describe briefly]

If service was made by personal service, by residence service, or pursuant to state law, I further certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

Under penalty of perjury, I declare that the foregoing is true and correct.

_____ Date

_____ Signature

Print Name		
Business Address		
City	State	Zip