

United States Bankruptcy Court
Southern District of Florida
www.flsb.uscourts.gov

Case Number: xx-xxxxx-XXX

Adversary Number: xx-xxxxx-XXX

In re:

Name of Debtor(s):

_____ /

ALL DOCUMENTS REGARDING THIS MATTER
MUST BE IDENTIFIED BY BOTH ADVERSARY
AND BANKRUPTCY CASE NUMBERS

Plaintiff(s) /

VS.

Defendant(s) /

**Sample Document:
This form is generated
by the clerk's office.**

Third-Party Plaintiff(s) /

VS.

Third-Party Defendant(s) /

THIRD-PARTY SUMMONS IN AN ADVERSARY PROCEEDING

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 at the address indicated below within 30 days, pursuant to BR 7012, after the date of issuance of this summons, except that the United States and its offices and agencies must submit a motion or answer to the third-party complaint within 35 days.

**US Bankruptcy Court
(Address)
(City, State, Zip Code)**

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
(Name)
(Address)
(City, State, Zip Code)

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
(Name)
(Address)
(City, State, Zip Code)

If you make a motion, your time to answer is governed by Bankruptcy Rule 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 Federal Rules of Civil Procedure 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. Pursuant to BR 7007.1, and Local Rule 7003?1(B)(2) corporate defendants must file a corporate ownership statement.

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 COMPLAINT.



Clerk of Court

By: (Name)
Deputy Clerk

Dated: (Date)

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 the 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 _____, 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:		
Address:		
City:	State:	Zip: