

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 IN AND FOR THE COUNTY OF KINGS  
3

4 \_\_\_\_\_,  
5 Plaintiff(s),  
6  
7 vs.  
8 \_\_\_\_\_,  
9 Defendant(s).

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

**DECLARATION IN SUPPORT OF  
DEFENSE TO CLAIM**

[CCP §116.540(f)]

11 1. I am a party in this small claims matter and am currently incarcerated in  
12 a county jail, a Department of Corrections facility, or a Youth Authority facility.

13 2. I [do] or [do not] (**circle one**), dispute liability in this case.

14 3. The facts supporting my defense to the claim for damages are as  
15 follows: \_\_\_\_\_

16 \_\_\_\_\_  
17 \_\_\_\_\_  
18 \_\_\_\_\_

19 \_\_\_\_\_ (additional pages  
20 attached? Y or N [circle one]. *Label Additional Page(s) as "Facts in Support of Defense".*)

21 4. I [have] or [have not] (**circle one**), attached documents in support of my  
22 defense to the claim. Identify name and relevance of any document attached to  
23 Declaration.

***Name of Document:***

***Relevance to Defense***

24 \_\_\_\_\_ (Exh. 6(A))

25 \_\_\_\_\_  
26 \_\_\_\_\_

**DECLARATION IN SUPPORT OF DEFENSE TO CLAIM**

Kings County Superior Court Local Rule 403(E)

[CCP §116.540(f)]

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\_\_\_\_\_ (Exh. 6(B)) \_\_\_\_\_

\_\_\_\_\_ (Exh. 6(C)) \_\_\_\_\_

\_\_\_\_\_ (Exh. 6(D)) \_\_\_\_\_

(additional pages attached? Y or N [circle one]. *Label Exhibits as Exhibit 6(F) through 6(Z) as appropriate.*)

5. Prior to filing the claim Plaintiff(s) [did] or [did not] (**circle one**) make a demand for payment from me.

6. I request that the court enter judgment in this case as follows: \_\_\_\_\_  
\_\_\_\_\_

7. I hereby consent to the court's appointment of a temporary judge to hear this matter. I understand that a temporary judge is a qualified member of the State Bar and that I have a right to have the matter heard before a judge, commissioner, or referee of the court.<sup>1</sup>

8. I declare under penalty of perjury under the laws of the State of California that the foregoing, and all matters stated in the attached pages hereto are true and correct to the best of my personal knowledge. As to those matters stated on information and belief, I believe the same to be true and correct.

This Declaration in Support of Defense was executed by me on \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ (identify address where executed).

\_\_\_\_\_  
Print Name of Declarant

\_\_\_\_\_  
Signature of Declarant

**NOTICE:** This Declaration must be filed with the court at least 5 court days prior to the hearing scheduled in your small claims case. Unless good cause has been shown to

\_\_\_\_\_

**DECLARATION IN SUPPORT OF DEFENSE TO CLAIM**

1 exist, a copy of this Declaration and all attachments must be served upon the Plaintiff(s)  
2 prior to the hearing.

3  
4 PROOF OF SERVICE BY MAIL

5 \* \* \*

6 STATE OF CALIFORNIA )  
7 COUNTY OF KINGS ) ss. No. \_\_\_\_\_

8  
9 I hereby declare under penalty of perjury that I am over the age of eighteen (18)  
10 years and not a party to this action. I further declare under penalty of perjury that on  
11 \_\_\_\_\_, 20\_\_\_\_, and in accordance with the procedures for the mailing of  
12 documents employed by \_\_\_\_\_ (**prison name**), I served the  
13 attached DECLARATION IN SUPPORT OF DEFENSE TO CLAIM via first class mail by  
14 depositing a true copy thereof, enclosed in a sealed envelope with postage fully paid,  
15 either in the designated box and/or with the appropriate designated prison official. The  
16 envelope was address, as follows:

17  
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22 Executed on \_\_\_\_\_, 20 \_\_, at Hanford, California.

23  
24 \_\_\_\_\_  
(Name)

25  
26  
27 **DECLARATION IN SUPPORT OF DEFENSE TO CLAIM**