

**COUNTERCLAIM OR SETOFF OF DEFENDANT  
(Small Claims Court)**

REQUIRED

IN THE COUNTY COURT OF \_\_\_\_\_ COUNTY, NEBRASKA

CASE NUMBER \_\_\_\_\_

\_\_\_\_\_  
Plaintiff

**COUNTERCLAIM OR  
SETOFF OF DEFENDANT**

VS.

\_\_\_\_\_  
Defendant

In the above entitled action I state and claim as my counterclaim or setoff the following sum:

\$ \_\_\_\_\_, or return of property valued at \$ \_\_\_\_\_, because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Signature Date \_\_\_\_\_

\_\_\_\_\_  
Name (Defendant) Street Address/P.O. Box

\_\_\_\_\_  
Bar Number and Firm Name (attorneys only) City/State/ZIP Code

\_\_\_\_\_  
Phone E-mail Address

**ORDER FOR TRANSFER TO CIVIL DOCKET**

This case is transferred to the civil docket because the counterclaim or setoff exceeds the jurisdiction of Small Claims Court, as case # \_\_\_\_\_. Pretrial hearing in this matter is hereby set for \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ .M.

DATE: \_\_\_\_\_ BY THE COURT: \_\_\_\_\_ (Seal)  
Judge/Clerk Magistrate

**AFFIDAVIT OF SERVICE**

I certify that I have delivered a copy of this counterclaim or setoff to the plaintiff by either personal service sheriff/ constable mailing a copy to the plaintiff by first class mail: (State full name and address to whom mailed)

\_\_\_\_\_  
\_\_\_\_\_

DATE AND TIME OF TRIAL: \_\_\_\_\_ DATE COPY DELIVERED TO PLAINTIFF: \_\_\_\_\_

DATE: \_\_\_\_\_ DEFENDANT'S SIGNATURE: \_\_\_\_\_

Note: A copy of the Counterclaim or Setoff of Defendant must be delivered to the plaintiff and the original filed with the court at least two days prior to the time set for hearing.

# RETURN

Received this Writ \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

I Hereby Certify that on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, I served the within

Counterclaim/Setoff on \_\_\_\_\_

by \_\_\_\_\_

a true and certified copy thereof with all the endorsements thereon, in the county aforesaid.

\_\_\_\_\_  
SHERIFF

Service and return \$ \_\_\_\_\_

Copy \_\_\_\_\_

Mileage \_\_\_\_\_ miles \_\_\_\_\_

\_\_\_\_\_  
TOTAL \$ \_\_\_\_\_