

Form 3

File Number

No.

Name of Registry

Registry

In the Supreme Court of British Columbia

Between

Plaintiff(s)

and

Style of proceeding

Defendant(s)

and

Defendant(s) by way of counterclaim

COUNTERCLAIM

Filed by:[party(ies)].....

To:[name(s) of party(ies) against whom the counterclaim is brought].....

This action has been brought by the plaintiff(s) against the defendant(s) for the relief set out in the notice of civil claim filed in this action.

TAKE NOTICE that the defendant(s)[state name(s)]..... claim(s) against you for the relief set out in Part 2 below.

IF YOU INTEND TO RESPOND to the claim made against you in this counterclaim, or if you have a set-off or counterclaim that you wish to have taken into account at the trial, YOU MUST FILE a response to counterclaim in Form 4 in the above-named registry of this court within the time for response to counterclaim described below and SERVE a copy of the filed response to counterclaim on the address for service of the defendant(s) bringing this counterclaim.

YOU OR YOUR LAWYER may file the response to counterclaim.

JUDGMENT MAY BE PRONOUNCED AGAINST YOU IF YOU FAIL to file the response to counterclaim within the time for response to counterclaim described below.

Time for response to counterclaim

A response to counterclaim must be filed and served on the defendant(s) bringing this counterclaim,

- a) if you were served with the counterclaim anywhere in Canada, within 21 days after that service,

- b) if you were served with the counterclaim anywhere in the United States of America, within 35 days after that service,
- c) if you were served with the counterclaim anywhere else, within 49 days after that service, or
- d) if the time for response to counterclaim has been set by order of the court, within that time.

Claim of the Defendant(s) Bringing the Counterclaim

Part 1: STATEMENT OF FACTS

- 1.
- 2.

Part 2: RELIEF SOUGHT

- 1.
- 2.

Part 3: LEGAL BASIS

- 1.
- 2.

Address for service of the defendant(s) bringing this counterclaim:

Address for service

Fax number address for service (if any):

E-mail address for service (if any):

The address of the registry is:

Address of the registry

Date: Dated

Signed

Signature of
 filing party lawyer for filing party(ies)

Rule 7-1(1) of the Supreme Court Civil Rules states:

- 1) Unless all parties of record consent or the court otherwise orders, each party of record to an action must, within 35 days after the end of the pleading period,
 - a) Prepare a list of documents in Form 22 that lists

- i. all documents that are or have been in the party's possession or control and that could, if available, be used by any party at trial to prove or disprove a material fact, and
 - ii. all other documents to which the party intends to refer at trial, and
- b) serve the list on all parties of record.