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| District Court - Schedule C - Forms in civil proceedingsS.I. No. 17 of 2014No. 42.01 Appearance and defence: general*Schedule CO.42, r. 3(1)* District Court Area of District No. Record number: Between ........ Claimant ........ RespondentAPPEARANCETo: District Court Clerk: The \*respondent intends \*respondents intend to defend this claim notice. Particulars of first respondent:

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| --- | --- |
| Name | http://www.courts.ie/icons/ecblank.gif |
| Address | \*(in the above Court \*(area) and district) |
| Occupation | http://www.courts.ie/icons/ecblank.gif |
| PPSN | http://www.courts.ie/icons/ecblank.gif |
| \*Solicitor | \*(if the respondent intends to defend in person, please state “in person”) |
| Address for service of documents | http://www.courts.ie/icons/ecblank.gif |

[Repeat particulars for second and any subsequent respondent] Dated the ........ day of........ 20.... Signed:........ \*(Solicitor for) Respondent This appearance was filed at........ on the ...... day of ........ 20.... with ........ the District Court Clerk assigned to the above Court area and district Note: This page only to be completed and filed with the appropriate District Court Clerk; the remainder of the document to be completed and served on the claimant or claimant’s solicitor.*\*Delete where inapplicable* --------------------------------------------------------------------------------------------------*Schedule CO.42, r. 3(1)* District Court Area of District No. Record number: Between ........ Claimant ........ RespondentAPPEARANCE AND DEFENCEThe \*respondent intends \*respondents intend to defend this claim notice. Particulars of first respondent:

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| --- | --- |
| Name | http://www.courts.ie/icons/ecblank.gif |
| Address | \*(in the above Court \*(area) and district) |
| Occupation | http://www.courts.ie/icons/ecblank.gif |
| PPSN | http://www.courts.ie/icons/ecblank.gif |
| \*Solicitor | \*(if the respondent intends to defend in person, please state “in person”) |
| Address for service of documents | http://www.courts.ie/icons/ecblank.gif |

[Repeat particulars for second and any subsequent respondent] Dated the ........ day of........ 20.... Signed:........ \*(Solicitor for) Respondent To the \*(solicitor for the) claimant(s) at the address(es) given in the claim noticeGROUNDS OF DEFENCE*[Set out in numbered paragraphs a statement of the grounds of the respondent’s defence, including all material facts on which the respondent relies, with necessary particulars of such fact.* *Grounds of defence must state which of the facts stated in the claimant’s statement of claim are admitted; denied or not admitted. Where a fact stated in a statement of claim is denied, reasons must be given for denying the fact; and if the respondent intends to prove a fact different from that stated in the statement of claim, the grounds of defence must state, with necessary particulars, the fact that the respondent intends to prove.* *The grounds of defence must state specifically, with particulars, any fact or matter which makes the claim of the claimant not maintainable; or if not stated specifically, might take the claimant by surprise; or raises questions of fact not arising out of the statement of claim.* *Example as follows—* *1. The respondent admits and does not require proof of the following allegations specified or matters pleaded in the claimant’s statement of claim:........* *2. The respondent denies the following allegations specified or matters pleaded in the claimant’s statement of claim:........* *3. The respondent denies the allegation [x] because ........ and instead pleads that ........* *4. The respondent alleges that the claimant’s claim is not maintainable in law against the respondent because........* *5 In the alternative, some or all of the loss suffered by the claimant was occasioned in whole or in part by the claimant’s own action because........ ]*LIST OF CORRESPONDENCE AND OTHER DOCUMENTS ON WHICH THE RESPONDENT WILL RELY AT TRIAL

|  |  |  |  |
| --- | --- | --- | --- |
| http://www.courts.ie/icons/ecblank.gif | Document | Date | Description |
| *1* | *e.g. letter of offer* | *1 September 2013* | *Letter of offer from the claimant to the respondent* |
| *2* | *e.g. contract* | *10 September 2013* | *Contract signed by the claimant and the respondent* |
| Etc | http://www.courts.ie/icons/ecblank.gif | http://www.courts.ie/icons/ecblank.gif | http://www.courts.ie/icons/ecblank.gif |

*[If a counterclaim is made, the statement of counterclaim (in Form 42.07) should be inserted here]* Dated the ........ day of........ 20.... Signed:........ \*(Solicitor for) Respondent To the \*(solicitor for the) claimant(s) at the address(es) given in the claim notice*\*Delete where inapplicable*  |

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