



**THE CHEROKEE COURT
EASTERN BAND OF CHEROKEE INDIANS
POST OFFICE BOX 1629
CHEROKEE, NORTH CAROLINA 28719**

Bradley B. Letts, Chief Justice

Phone: (828) 359-1068

Monty Beck, Chief Judge

Fax: (828) 520-7068

Barbara Parker, Associate Judge

Small Claims Process:

- Fill out the Plaintiff and Defendant information on all sheets.
- Please use a street or physical address, and include a job site, if available, as it will assist the officer with service.
- Do not fill in any other information on the ORDER, other than the information for the Plaintiff and Defendant.
- On the complaint, please list all the information that pertains to your claim.
- You may attach any documentation that you would like for the Court to consider.
- Please send a check for \$100.00 for **EACH** complaint that you wish to file. Mail them to:
THE CHEROKEE COURTS
PO Box 1629
Cherokee, NC 28719
- Upon receiving your complaint(s), we will issue a summons, along with a court date and file number. We will forward you a copy of the case filed if you include a self-addressed, stamped envelope (SASE).

**YOU WILL BE EXPECTED TO BE PRESENT ON THE DAY OF COURT THAT IS
SCHEDULED FOR YOUR CASE.**



THE CHEROKEE COURT
EASTERN BAND OF CHEROKEE INDIANS
POST OFFICE BOX 1629
CHEROKEE, NORTH CAROLINA 28719

CASE: _____

PLAINTIFF

VS

DEFENDANT

SMALL CLAIMS COMPLAINT

___ **ON ACCOUNT**

___ **FOR SERVICES RENDERED**

___ **MONEY LENT**

___ **OTHER** _____

TO DEFENDANT: _____

PLAINTIFF is a resident of _____,

DEFENDANT is a resident of the Cherokee, Qualla Boundary, and is/is not an Enrolled Member of the Eastern Band of Cherokee Indians.

DEFENDANT owes the PLAINTIFF (check all the following that apply):

___ \$ _____ according to the summary of events listed below.

___ \$ _____ for services contracted and received between the _____ of 20____ and the _____, 20____ (date).

___ for the cost of this action in the amount of \$100.00

___ Other

Please give a brief summary of the events leading up to the filing of this Small Claims Case:

Wherefore, Plaintiff demands judgment against the Defendant for the amount of \$ _____ (Total).

Date _____

 Plaintiff/Agent

CONTACT INFORMATION

NAME: _____

ADDRESS: _____

PHONE: _____

For Attorney's Office Only

COMPANY EMAIL: _____

***** Please provide the correct address/phone number so we may reach you (Plaintiff) to send notices, orders, etc. It is YOUR responsibility to inform the Clerk's Office if your contact information changes. If you fail to do so, you will be considered served.**

Signature: _____ **Date:** _____



THE CHEROKEE COURT
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CASE: _____

SMALL CLAIMS JUDGMENT

PLAINTIFF

VS

DEFENDANT

This action was heard ~~th~~is date before the undersigned Judge. Timely notice of the nature of this action and the time and place of the trial was given to the Defendant.

THE COURT FINDS:

- ____ That the Plaintiff ~~has proven~~ his/her case by the greater weight of the evidence.
- ____ That the Plaintiff ~~has failed to prove~~ his/her case by the greater weight of the evidence.
- ____ That the Plaintiff failed to appear, and the case is dismissed for failure to prosecute.
- ____ Other: _____

IT IS THEREFORE ADJUDGED:

- ____ That the Plaintiff recover ~~of~~ the Defendant the principal sum of _____, with interest at _____% per month from the _____ day of _____, 20____, to the ~~pr~~esent, and the cost of this action \$ _____, together with interest accruing after the date of this judgment at the legal rate.
- ____ That the Plaintiff recover ~~p~~ossession of the personal property described in the complaint (other) _____.
- ____ That the Plaintiff recover ~~n~~othing of the Defendant and this case is dismissed.
- ____ Plaintiff is hereby ~~authorize~~d to repossess the personal property described above when accompanied by a Cherokee Police Officer. The Cherokee Police Officer is hereby ~~by~~ authorized and directed to accompany the plaintiff to repossess the property.
- ____ Other: _____

 (Date)

 Judge Presiding