Print Form Reset Form

IN THE MAGISTRATE COURT OF _____ COUNTY, WEST VIRGINIA

Magistrate Court Case No.: _____

Name, Address & Phone Number of Plaintiff:

_____

_____

_____

_____

v.

Name, Address & Phone Number of Defendant(s):

_____

_____

_____

_____

CIVIL COMPLAINT
COMMERCIAL CREDITOR/CONTRACT ACTION

W. Va. Code §55-8-7, 50-4-1, 50-5-8(a); Mag. Ct. Civ. Rules 2, 6A

The above-named plaintiff or _____ , on behalf of the plaintiff acting in the capacity of _____ , alleges the following as true and accurate:

_____ and _____

made a contract or note, dated _____ . The defendant(s) is (are) in arrears for $ _____ or has (have) otherwise breached the terms of the contract or note in the following manner:

_____

_____

ORIGINAL OBLIGATION:

Principal	$
Interest	$
Insurance & Other	$
Total	$ 0.00

PAYMENTS CREDITED TO *(NOTE: Attach a page listing the dates & amount of each payment)*:

Principal	$
Interest (Beginning _____ , 20___)	$
Other Charges	$
Rebate of Unearned Interest	$
Rebate of Other Charges (insurance, etc.)	$
Sale of Repossessed Collateral	$
Total	$ 0.00

$ 0.00 _____ (-) $ 0.00 _____ (=) $ _____

(total of original obligation) *(subtract)* *(total payments credited)* *(equals)* **BALANCE DUE**

Magistrate Court Case No.: _____

List any collateral:

_____

_____

_____

The plaintiff requests the following relief from the Court:

_____

_____

_____

_____ _____

Plaintiff's Signature Date

Taken, subscribed, and sworn or affirmed before me this _____ day of _____ , 20____ .

My commission expires on _____

_____

Notary Public/Magistrate Assistant/Magistrate Clerk

NOTICE: ***Any party in a civil action seeking over $20.00 has the right to elect the case be tried by a jury. You must give written notice to the magistrate court 20 days from when the first timely answer to the complaint is made. If you do not notify the magistrate court with the appropriate time period, you give up your right to a jury trial. The jury fee will be assessed against the losing party if the case is tried by a jury or may be prorated between the parties if the case is settled before the trial.***

I have read and understood this, and my signature below indicates that I wish to have a jury trial.

_____ _____

Signature Date

NOTICE:

Any person involved in court proceedings who has a disability and needs special accommodations should inform the court sufficiently in advance so that arrangements can be made if possible.