

SUPREME COURT OF YUKON

Between

Plaintiff

and

Defendant

and

Third Party

THIRD PARTY NOTICE

To *[name and address of third party]*:

THIS ACTION has been brought by the plaintiff against the defendant. The plaintiff's claim against the defendant is set out in the Statement of Claim.

TAKE NOTICE that the defendant claims against you *[state in summary form the relief claimed against the third party]*:

The facts on which the defendant relies are *[state in summary form the material facts on which the defendant relies]*:

IF YOU INTEND TO DEFEND this action, or if you have a counterclaim, YOU MUST

- (a) GIVE NOTICE of your intention by filing an APPEARANCE in Form 9 in the registry of this court, at the address shown below, within the time for appearance provided for below and YOU MUST ALSO DELIVER a copy of the Appearance to the defendant's address for delivery, which is set out in this Third Party Notice, and
- (b) FILE A STATEMENT OF DEFENCE in Form 10 in the registry of this court within the time for defence provided for below and DELIVER a copy of the Statement of Defence to the defendant's address for delivery.

YOU OR YOUR LAWYER may file the Appearance and the Statement of Defence. You may obtain an APPEARANCE form and a STATEMENT OF DEFENCE form at the registry.

JUDGMENT MAY BE TAKEN AGAINST YOU IF

- (a) YOU FAIL to file the Appearance within the time for appearance provided for below, or
- (b) YOU FAIL to file the Statement of Defence within the time for defence provided for below.

TIME FOR APPEARANCE

If this Notice is served on a person in Yukon, the time for appearance by that person is 7 days from the service (not including the day of service).

If this Notice is served on a person outside Yukon, the time for appearance by that person after service is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

[or, if the time for appearance has been set by order of the court, within that time.]

TIME FOR DEFENCE

A Statement of Defence of Third Party must be filed and delivered to the defendant _____ within 14 days from the end of the time for appearance provided for above.

[or, if the time for defence has been set by order of the court, within that time.]

(1) The address of the registry is: The Law Courts 2134 Second Avenue Whitehorse, Yukon. Y1A 5H6 Telephone: (867) 667-5937 Fax: (867) 393-6212
(2) The defendant's ADDRESS FOR DELIVERY (Required : Residential address or business address AND postal address in Yukon) is: <u>Optional</u> : Fax number for delivery: Email address: Telephone:

(3) The name and office address of the defendant's lawyer is:

Dated _____

Defendant [or defendant's lawyer]