



BRITISH COLUMBIA

SUMMONS TO A DEFAULT HEARING

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER 672/04
REGISTRY LOCATION VICTORIA

TO:
What is the name and address of the person you are requiring to come to court?

NAME **KELLY CARTER**
 ADDRESS **972 ASH LANE**
 CITY, TOWN, MUNICIPALITY **VICTORIA** PROV **British Columbia** POSTAL CODE **V6L 7R2** TEL # **595-0013**

Because the debtor has not obeyed the payment schedule in the attached order, you are summoned to a default hearing in the case between:

Copy the names of all parties in the case as shown on the Payment Order.

COLIN GRAY CREDITOR
 and
KELLY CARTER DEBTOR

Fill in the date, time and place of the hearing.

You are required to attend the Provincial Court of British Columbia

on month at time am / pm or as soon after this time as the court schedule allows.
 at court location

List what you want the person to bring.

You are required to bring the following records and other things:

Attach a copy of the Payment Order.

I certify that the debtor named in the attached order has not obeyed the payment schedule in the order.

Fill in the date and sign here.

month signature of creditor

(a) Total Amount of Payment Order	\$	_____
(b) Less any payments to the creditor	- \$	_____
(c) Amount remaining due	= \$	_____
(d) Interest (calculated to the date below)	+ \$	_____
(e) Creditor's expenses allowed by the Court	+ \$	_____
Amount Due to the creditor	Total = \$	_____

What happens at a default hearing?

- At a default hearing, the judge may
- a) confirm the terms of a payment schedule or other order, or
 - b) change the terms of a payment schedule or other order in any manner that the judge thinks is fair to the debtor and the creditor.

- The judge may also issue a warrant for the imprisonment of the debtor, if
- a) the debtor has not obeyed a payment schedule, and
 - b) the debtor's explanation, or failure to give an explanation, of why the payment schedule has not been obeyed is considered by the judge to amount to contempt of court.

What happens if you do not attend?

The judge may issue a warrant for your arrest.

month by the court

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creditor copy