

# NOTICE OF WITHDRAWAL

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

REGISTRY FILE NUMBER

65204

REGISTRY LOCATION

VICTORIA

NOTICE OF WITHDRAWAL

## In the case between:

Fill in the name of the  
claimant(s) in the case

SAM SMITH **CLAIMANT(S)**  
5432 Long Lane  
Victoria, British Columbia V2T 1N9 250-123-4567

and

Fill in the name of the  
defendant(s) in the  
case

JIM JOHNSON **DEFENDANT(S)**  
6291 Silly Street  
Victoria, British Columbia V6R 3L3 250-998-1234

and

Fill in the name of the  
third party in the case

**THIRD PARTY**

Indicate what you are  
withdrawing.

I Sam Smith  
**withdraw my**  **Claim against** JIM JOHNSON  
 **Counterclaim against** \_\_\_\_\_  
 **Reply to** \_\_\_\_\_  
 **Third Party Notice against** \_\_\_\_\_

Fill in the date and  
sign the notice.

Date  
June 1, 2009

Signature  
Sam Smith

Sam Smith  
Print Full Name

### Filing the Notice

A party who withdraws a Claim, Counterclaim, Reply or Third Party Notice must file a copy of the notice at the registry where the case has been filed before the party(s) are served.

### Claim, Counterclaim, Reply or Third Party Notice may be withdrawn

A party may withdraw a Claim, Counterclaim, Reply or Third Party Notice at any time.

### Notifying the other parties

A party who withdraws a Claim, Counterclaim, Reply or Third Party Notice must promptly serve notice of this on all parties who were served with the Claim, Counterclaim, Reply or Third Party Notice.

### The effect of withdrawing

A party who withdraws a Claim, Counterclaim, Reply or Third Party Notice may not at any time proceed with it or file another notice with respect to the Claim, Counterclaim, Reply or Third Party Notice without the permission of a judge (see Rule 16(7)).