

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF IMPERIAL</b> <input type="checkbox"/> 939 West Main Street, El Centro, CA 92243 <input type="checkbox"/> 2124 Winterhaven Drive, Winterhaven, CA 92283	
PETITIONER: RESPONDENT:	
<b>DECLARATION OF REPRESENTATIVE OF PARTY FOR SMALL CLAIMS COURT (Code of Civil Proceeding § 116.540)</b>	CASE NUMBER: _____

I declare under penalty of perjury that I am over the age of 18 years and if sworn as a witness would testify as follows:

I am authorized to appear for \_\_\_\_\_, a party herein, on the basis set forth below.

\_\_\_\_\_ **Corporation:** I am a regular employee, or a duly appointed or elected officer or director, who is employed, appointed, or elected for purposes other than only to represent the corporation in small claims court.

\_\_\_\_\_ **Partnership:** I am either a partner, a regular employee, or a duly appointed or elected officer or director, who is employed, appointed, or elected for purposes other than only to represent the party in small claims court.

\_\_\_\_\_ **Sole Proprietorship:** (a) The claim can be proved or disputed by evidence of an account that constitutes a business record as defined in Evidence Code § 1271, and there is no other issue of fact in the case. (b) I am a regular employee of the party for purposes other than only to represent the party in small claims court, and I am qualified to testify to the identity and mode of preparation of the business record.

\_\_\_\_\_ **Military Duty Out of State:** The plaintiff will not personally appear, has submitted declarations to serve as evidence supporting his or her claim, is serving on active duty in the United States Armed Forces outside of this state, was assigned to his or her duty station after his or her claim arose and the assignment is for more than 6 months. I am serving without compensation and I have not appeared in small claims actions more than 4 times this calendar year.

\_\_\_\_\_ **Incarceration:** The party is incarcerated in a county jail, a Department of Corrections or Juvenile facility, will not personally appear and has submitted declarations to serve as evidence supporting his or her claim. I am serving without compensation and I have not appeared in small claims actions more than 4 times this calendar year.

\_\_\_\_\_ **Nonresident Owner of Real Property:** Defendant owner of real property does not live in California and is defending against a claim relating to property located here. Defendant has submitted written declarations to serve as evidence supporting his or her defense, allowing me to appear and participate on his or her behalf. I am serving without compensation and I have not appeared in small claims actions more than 4 times this calendar year.

\_\_\_\_\_ **Owner of Rental Real Property:** I am a property agent under contract with the owner of rental real property to manage the rental of real property involved herein, the owner has retained me principally to manage the rental of that property and not principally to represent the owner in small claims court, and the claim relates to the rental property.

\_\_\_\_\_ **Association Created to Manage Common Interest Development (Civil Code § 1351):** I am an agent, a management company representative, or a bookkeeper appearing on behalf of the association.

\_\_\_\_\_ **Husband or Wife:** I am suing or being sued with my spouse, the claim is a joint claim, my spouse has given his or her consent, and the interests of justice would be served.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_.

\_\_\_\_\_  
Signature of Representative