

**IN THE COUNTY COURT, SEVENTH JUDICIAL CIRCUIT,  
IN AND FOR VOLUSIA COUNTY, FLORIDA**

\_\_\_\_\_  
a/a/o \_\_\_\_\_,  
Plaintiff,

vs.

\_\_\_\_\_  
Defendant.

CASE NO.: \_\_\_\_\_-COCI

DIVISION: 84

**SMALL CLAIMS PRETRIAL CONFERENCE RESPONSES**  
**STIPULATIONS, REQUEST TO WAIVE APPEARANCE AND ORDER**

- I. (Initial if applicable) The parties having responded and/or stipulated as set forth herein, request the parties appearance at Small Claims Pretrial Conference be waived by the Court.

\_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant

- II. DEFENDANT (Initial as Applicable):

- A. ISSUES:

\_\_\_\_\_ Denies Liability & Damages  
\_\_\_\_\_ Admits Liability & Denies Damages  
\_\_\_\_\_ Admits Liability & Damages

- B. VENUE:

\_\_\_\_\_ Admits venue is proper in Volusia County, Florida  
\_\_\_\_\_ Objects to venue being proper in Volusia County, Florida

- C. FLORIDA RULES OF CIVIL PROCEDURE:

\_\_\_\_\_ Requests the Florida Civil Rules of Procedure be invoked. (Unless stipulated by the parties below, the Defendant will need to file a Motion and set it for hearing.)

- II. AGREEMENT OF THE PARTIES (Initial if Applicable):

- A. \_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant

The parties agree to invoke the Florida Civil Rules of Procedure, except Fla. R. Civ. P. 1.420(e). with the exception that Fla. Sm. Cl. R. 7.110(e), Failure to Prosecute shall continue to govern this action.

B. \_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant

The parties agree that Defendant shall have 20 days to respond to Plaintiff's Statement of Claim. (Unless Civil Rules of Procedure are invoked by agreement of the parties, no written response to the Statement of Claim is required by the Small Claims Rules.)

C. \_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant

The parties further agree that:

1. \_\_\_\_\_  
\_\_\_\_\_
2. \_\_\_\_\_  
\_\_\_\_\_

III. TRIAL:

A. JURY TRIAL (initial if applicable):

A jury trial is demanded by \_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant

\_\_\_\_\_  
Plaintiff's Attorney  
Print: \_\_\_\_\_  
FBN: \_\_\_\_\_

\_\_\_\_\_  
Defendant's Attorney  
Print: \_\_\_\_\_  
FBN: \_\_\_\_\_

If requested by both parties above, the appearance of the parties at the Small Claims Pretrial Conference is waived. The court hereby confirms the responses and/or stipulations of the parties as set forth above and, and the Court hereby invokes Fl. R. Civ. P. 1.440. Accordingly, this case shall remain open and pending, and no further action shall be taken by the court until such time as one of the parties notices the case at issue or for hearing, or otherwise file paperwork resolving the issues between the parties.

**ORDERED** in VOLUSIA COUNTY, FLORIDA on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
DAVID H. FOXMAN  
COUNTY COURT JUDGE

No copies were provided to the parties in open court and the parties agree to download a copy of this document directly from the Clerk of Court.