Answer
Blank
(MC 03)

When to Use:	• You received a complaint; **and** • You want to participate in the proceedings; **and** • There is something you disagree with in the complaint.
Filing Fees:	$0
Method of Payment:	Credit Card
Where to File:	https://mifile.courts.michigan.gov
Filing Type:	Miscellaneous
Additional Information:	You can serve this answer electronically if the other party has a MiFILE account. You will need to send a copy of this answer to the other party if he or she does **not** have a MiFILE account. You can send this motion by regular, first class mail.

STATE OF MICHIGAN JUDICIAL DISTRICT 20th JUDICIAL CIRCUIT	ANSWER, CIVIL (PAGE 1 OF ___)	CASE NO. and JUDGE

Court address

12240 Fillmore St, Rm 50, West Olive, MI 49460

Court telephone no.

616-846-8315

Plaintiff's name, address, and telephone no.	v	Defendant's name, address, and telephone no.
Plaintiff's attorney, bar no., address, and telephone no.		Defendant's attorney, bar no., address, and telephone no.

☐ Defendant,
☐ Attorney for defendant, in answer to the complaint, states:

(Paragraph numbers in the answer must correspond to paragraphs in the complaint. Attach additional sheets if necessary.)

1. I ☐ agree with the statements in paragraph 1.
   ☐ disagree with the statements in paragraph 1 because _____ .
   ☐ do not know if the statements in paragraph 1 are true.

2. I ☐ agree with the statements in paragraph 2.
   ☐ disagree with the statements in paragraph 2 because _____ .
   ☐ do not know if the statements in paragraph 2 are true.

3. I ☐ agree with the statements in paragraph 3.
   ☐ disagree with the statements in paragraph 3 because _____ .
   ☐ do not know if the statements in paragraph 3 are true.

☐ continued on page 2.

Date

Defendant/Attorney signature

Name (type or print)

IMPORTANT: If you have affirmative defenses, you must state them now using the last page of this form. If you do not, the court may prohibit you from raising them later. An affirmative defense is a defense claiming that the plaintiff is not entitled to a judgment because other facts exist that create a lawful defense. Affirmative defenses allow you to provide information to the court that is not stated in the plaintiff's complaint.

CERTIFICATE OF SERVICE

I certify that on this date I served a copy of this answer on the plaintiff(s) or their attorney(s) by
☐ personal service ☐ first-class mail addressed to their last-known address(es) as defined in MCR 2.107(C)(3).
I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Signature

Form Instructions

Distribute form to:
Court
Plaintiff
Defendant
Proof of service

Case No. _____

Plaintiff's name	**v**	Defendant's name

continued from page 1.

4. I ☐ agree with the statements in paragraph 4.
☐ disagree with the statements in paragraph 4 because _____ .
☐ do not know if the statements in paragraph 4 are true.

5. I ☐ agree with the statements in paragraph 5.
☐ disagree with the statements in paragraph 5 because _____ .
☐ do not know if the statements in paragraph 5 are true.

6. I ☐ agree with the statements in paragraph 6.
☐ disagree with the statements in paragraph 6 because _____ .
☐ do not know if the statements in paragraph 6 are true.

7. I ☐ agree with the statements in paragraph 7.
☐ disagree with the statements in paragraph 7 because _____ .
☐ do not know if the statements in paragraph 7 are true.

8. I ☐ agree with the statements in paragraph 8.
☐ disagree with the statements in paragraph 8 because _____ .
☐ do not know if the statements in paragraph 8 are true.

9. I ☐ agree with the statements in paragraph 9.
☐ disagree with the statements in paragraph 9 because _____ .
☐ do not know if the statements in paragraph 9 are true.

10. I ☐ agree with the statements in paragraph 10.
☐ disagree with the statements in paragraph 10 because _____ .
☐ do not know if the statements in paragraph 10 are true.

11. I ☐ agree with the statements in paragraph 11.
☐ disagree with the statements in paragraph 11 because _____ .
☐ do not know if the statements in paragraph 11 are true.

12. I ☐ agree with the statements in paragraph 12.
☐ disagree with the statements in paragraph 12 because _____ .
☐ do not know if the statements in paragraph 12 are true.

13. I ☐ agree with the statements in paragraph 13.
☐ disagree with the statements in paragraph 13 because _____ .
☐ do not know if the statements in paragraph 13 are true.

14. I ☐ agree with the statements in paragraph 14.
☐ disagree with the statements in paragraph 14 because _____ .
☐ do not know if the statements in paragraph 14 are true.

15. I ☐ agree with the statements in paragraph 15.
☐ disagree with the statements in paragraph 15 because _____ .
☐ do not know if the statements in paragraph 15 are true.

☐ continued on page 3.

Case No. _____

Plaintiff's name	**v**	Defendant's name

continued from page 2.

16. I ☐ agree with the statements in paragraph 16.
☐ disagree with the statements in paragraph 16 because _____ .
☐ do not know if the statements in paragraph 16 are true.

17. I ☐ agree with the statements in paragraph 17.
☐ disagree with the statements in paragraph 17 because _____ .
☐ do not know if the statements in paragraph 17 are true.

18. I ☐ agree with the statements in paragraph 18.
☐ disagree with the statements in paragraph 18 because _____ .
☐ do not know if the statements in paragraph 18 are true.

19. I ☐ agree with the statements in paragraph 19.
☐ disagree with the statements in paragraph 19 because _____ .
☐ do not know if the statements in paragraph 19 are true.

20. I ☐ agree with the statements in paragraph 20.
☐ disagree with the statements in paragraph 20 because _____ .
☐ do not know if the statements in paragraph 20 are true.

21. I ☐ agree with the statements in paragraph 21.
☐ disagree with the statements in paragraph 21 because _____ .
☐ do not know if the statements in paragraph 21 are true.

22. I ☐ agree with the statements in paragraph 22.
☐ disagree with the statements in paragraph 22 because _____ .
☐ do not know if the statements in paragraph 22 are true.

23. I ☐ agree with the statements in paragraph 23.
☐ disagree with the statements in paragraph 23 because _____ .
☐ do not know if the statements in paragraph 23 are true.

24. I ☐ agree with the statements in paragraph 24.
☐ disagree with the statements in paragraph 24 because _____ .
☐ do not know if the statements in paragraph 24 are true.

25. I ☐ agree with the statements in paragraph 25.
☐ disagree with the statements in paragraph 25 because _____ .
☐ do not know if the statements in paragraph 25 are true.

26. I ☐ agree with the statements in paragraph 26.
☐ disagree with the statements in paragraph 26 because _____ .
☐ do not know if the statements in paragraph 26 are true.

27. I ☐ agree with the statements in paragraph 27.
☐ disagree with the statements in paragraph 27 because _____ .
☐ do not know if the statements in paragraph 27 are true.

☐ continued on additional page(s).

Case No. _____

Plaintiff's name	**v**	Defendant's name

AFFIRMATIVE DEFENSES

☐ Defendant, ☐ Attorney for defendant, states the following affirmative defenses:

CHECK ALL THAT APPLY (for each box checked, attach a statement of facts)

☐ 1. I paid this debt in full (satisfied). Attached is proof of payment.
☐ 2. This action is barred by the statute of limitations because

☐ the plaintiff failed to sue within six years of _____ , the last activity on the alleged account.
Date
MCL 600.5807(8)

☐ the alleged contract involves a motor vehicle retail installment sales contract or the sale of other goods, and the plaintiff failed to sue within four years of _____ , the last activity on the alleged account.
Date
MCL 440.2725(1)

☐ the plaintiff failed to sue within three years after the alleged contract of sale of a mobile home on _____ .
Date
MCL 125.2333

☐ 3. ☐ I paid an amount that the plaintiff accepted as payment in full (accord and satisfaction). Attached is proof of payment.

☐ The debt was discharged in bankruptcy. The case number was _____ .

☐ 4. The contract is void or voidable because
☐ I was a minor when the alleged contract was made.

☐ I was not mentally competent when the alleged contract was made. Probate case number _____ . Attached are my letters of conservatorship/guardianship.

☐ there was no valid contract (no meeting of the minds) because _____ .

☐ 5. The contract was severely unjust or extremely one-sided (unconscionable).
☐ 6. I am not liable for the alleged damages because of the plaintiff's contributory negligence.
☐ 7. The alleged contract is unenforceable because it is not in writing (statute of frauds).
☐ 8. My vehicle was repossessed and later sold in a commercially unreasonable manner. MCL 440.9607(3).
☐ 9. The contract should not be enforced because of the plaintiff's improper conduct (fraud and/or duress).
☐ 10. The goods purchased were defective (failure of consideration).
☐ 11. The terms of the contract did not express what the parties intended (mutual mistake).
☐ 12. I have not been credited for all payments made on the alleged account. Attached is proof of payment.
☐ 13. Other:

_____
Date

_____
Defendant/Attorney Signature

_____
Name (type or print)