

**STATEMENT OF CLAIM AND NOTICE
(DISAGREEMENT ABOUT SECURITY DEPOSIT - RESIDENTIAL)**

<p>IN THE SMALL CLAIMS DIVISION OF THE DISTRICT COURT OF THE THIRD CIRCUIT _____ DIVISION STATE OF HAWAI‘I</p>	
Plaintiff(s)	Reserved for Court Use
	Civil No.
Defendant(s)	Filing Party Name, Attorney, Address, Telephone and Fax Number

STATEMENT OF CLAIM

Plaintiff alleges as follows:

I am a resident at _____ .

Since (date) _____ , 20 ____ , Defendant owes me the sum of \$ _____ for _____

Defendant resides and/or does business at _____

_____ in the State of Hawai‘i.

Plaintiff asks for judgment in the principal amount of \$ _____

In addition, the Court may award court costs and interest. Where the Court determines that the landlord **WRONGFULLY** and **WILLFULLY** retained all or part of the security deposit, it **MAY** award the tenant damages equal to three times the security deposit retained, pursuant to Hawai‘i Revised Statutes §521-44(h).

DECLARATION

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOLLOWING IS TRUE AND CORRECT.

Date:	Signature of Plaintiff:
	Print/Type Name:

I certify that this is a full, true and correct
copy of the original on file in this office.

Clerk, District Court of the Above Circuit, State of Hawai‘i

NOTICE

TO _____ :

This Statement of Claim will be heard by a Judge at the address checked below on

_____, _____ 20__ at _____ m.

YOU MUST BE PRESENT ON THIS TRIAL DATE TO AVOID JUDGMENT BY DEFAULT.

COURT ADDRESS

- North & South Hilo Division 777 Kilauea Avenue, 2nd Floor, Hilo, Hawai'i 96720-4212
- Puna Division 777 Kilauea Avenue, 2nd Floor, Hilo, Hawai'i 96720-4212
- North & South Kona Division 79-1020 Haukapila Street, Kealahou, Hawai'i 96750
- Ka'u Division — To be heard at North & South Kona Division
Kona: 79-1020 Haukapila Street, Kealahou, Hawai'i 96750
- South Kohala Division 67-5187 Kamamalu Street, Kamuela, Hawai'i 96743
- Hamakua Division — To be heard at South Kohala Division
67-5187 Kamamalu Street, Kamuela, Hawai'i 96743
- North Kohala Division — To be heard at South Kohala Division
67-5187 Kamamalu Street, Kamuela, Hawai'i 96743

Mailing Address for the court: 777 Kilauea Avenue, Hilo, Hawai'i 96720-4212

79-1020 Haukapila Street, Kealahou, Hawai'i 96750 67-5187 Kamamalu Street, Kamuela, Hawai'i 96743

If you have witnesses, or documents related to this claim, you should bring them with you to trial.

If you wish to subpoena witnesses for trial, contact the clerk as soon as possible before trial.

You may not be represented by an attorney in the Small Claims Division for security deposit cases.

You have **NO RIGHT TO APPEAL** from a judgment of the Small Claims Division.

IF YOU DO NOT APPEAR AND DEFEND ON THE DATE AND TIME STATED ABOVE, A DEFAULT JUDGMENT MAY BE ENTERED AGAINST YOU FOR THE AMOUNTS REQUESTED IN THIS STATEMENT OF CLAIM.

Clerk

This notice shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the public, unless the court permits, in writing on this notice, personal delivery during those hours.



In accordance with the **Americans with Disabilities Act**, and other applicable State and Federal laws, if you require an accommodation for your disability when working with a court program, service, or activity please contact the District Court Administration Office at PHONE NO. 961-7424, FAX 961-7411, OR TTY 961-7422 **at least (10) working days in advance** of your hearing, or appointment date.