



IN THE TRIBAL COURT FOR THE HOOPA VALLEY TRIBE

ANSWER TO CIVIL COMPLAINT

CASE NO.

Court Address
P.O. Box 1389 Hoopa, CA 95546

Court telephone no.
(530) 625-4305

PLAINTIFF: \_\_\_\_\_

v./and

DEFENDANT: \_\_\_\_\_

Defendant (name), \_\_\_\_\_, answers the Complaint as follows:

I. JURISDICTION

A. Personal 1 HVTC §1.1.04(b) (check all that apply, complete information for each plaintiff or defendant. Attach additional jurisdictional sheet if necessary):

1.(a) Plaintiff (name): \_\_\_\_\_

(i) I agree with this Plaintiff's reported tribal affiliation.

I deny this Plaintiff's reported tribal affiliation. The correct information is:

I have no knowledge of this Plaintiff's reported tribal affiliation.

(ii) I agree that this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation.

I deny that this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation. The correct information is:

I have no knowledge whether this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation.

(iii) I agree that this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.

I deny that this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.

I have no knowledge whether this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.

(iv) I agree that this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute.

I deny that this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute. The correct information is:

- I have **no knowledge** whether this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute.
  - (v)  I **agree** that this Plaintiff voluntarily submitted to tribal court jurisdiction by the filing of this complaint.
  - I **deny** that this Plaintiff voluntarily submitted to tribal court jurisdiction by the filing of this complaint. The correct information is: \_\_\_\_\_
- 

1.(b) **Plaintiff** (*name*): \_\_\_\_\_

- (i)  I **agree** with this Plaintiff's reported tribal affiliation.
- I **deny** this Plaintiff's reported tribal affiliation. The correct information is:

\_\_\_\_\_

- I have **no knowledge of** this Plaintiff's reported tribal affiliation.

- (ii)  I **agree** that this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation.
  - I **deny** that this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation. The correct information is: \_\_\_\_\_
- 

- I have **no knowledge** whether this Plaintiff resides within the exterior boundaries of the Hoopa Valley Reservation.
  - (iii)  I **agree** that this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.
  - I **deny** that this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.
  - I have **no knowledge** whether this Plaintiff was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.
  - (iv)  I **agree** that this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute
  - I **deny** that this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute. The correct information is: \_\_\_\_\_
- 

- I have **no knowledge** whether this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute.
  - (v)  I **agree** that this Plaintiff voluntarily submitted to tribal court jurisdiction by the filing of this complaint.
  - I **deny** that this Plaintiff voluntarily submitted to tribal court jurisdiction by the filing of this complaint. The correct information is: \_\_\_\_\_
- 

2.(a) **Defendant** (*name*): \_\_\_\_\_

- (i)  I **agree** with the Plaintiff's report of my tribal affiliation.
  - I **deny** the Plaintiff's report of my tribal affiliation. The correct information is:
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- (ii)  I **agree** that I reside within the exterior boundaries of the Hoopa Valley Reservation.  
 I **deny** that I reside within the exterior boundaries of the Hoopa Valley Reservation. The correct information is: \_\_\_\_\_

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- (iii)  I **agree** that I was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.  
 I **deny** that I was present within the exterior boundaries of the Hoopa Valley reservation when the acts or omissions upon which this law suit are based occurred.
- (iv)  I **agree** that I own property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute.  
 I **deny** that this Plaintiff owns property within the exterior boundaries of the Hoopa Valley reservation, and that this property is the subject of the dispute. The correct information is: \_\_\_\_\_

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- (v)  I **agree** that I am personally subject to the jurisdiction of this court for the reason listed in the complaint.  
 I **deny** that I am personally subject to the jurisdiction of this court for the reason listed in the complaint. The correct information is: \_\_\_\_\_

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**B. Subject Matter** (Check all that apply)

1.  I **agree** that this case is brought under the Indian Civil Rights Act of 1968, 25 USC §§ 1301-1303. HVTC § 1.1.04(c)  
 I **deny** that this case is brought under the Indian Civil Rights Act of 1968, 25 USC §§ 1301- 1303. HVTC § 1.1.04(c). The correct information is: \_\_\_\_\_
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2.  I **agree** that this is a contract action brought under 1 HVTC § 1.1.04(c)(i).  
 I **deny** that this is a contract action brought under 1 HVTC § 1.1.04(c)(i). The correct information is: \_\_\_\_\_
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3.  I **agree** that this is a tort action brought under 1 HVTC § 1.1.04(c)(i)  
 I **deny** that this is a tort action brought under 1 HVTC § 1.1.04(c)(i). The correct information is: \_\_\_\_\_
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4.  I **agree** that this is a tort action brought under 36 HVTC § 4.3  
 I **deny** that this is a tort action brought under 36 HVTC § 4.3. The correct information is: \_\_\_\_\_
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5.  I **agree** that this case is brought under the Constitution and by laws of the Hoopa Valley Tribe, and is governed by the tribal statute(s) listed by the Plaintiff. HVTC § 1.1.04(c).  
 I **deny** that this case is brought under the Constitution and by laws of the Hoopa Valley Tribe, and is governed by the tribal statute(s) listed by the Plaintiff. HVTC § 1.1.04(c). The Correct information is: \_\_\_\_\_
- 
6.  I **agree** that this case is brought under the traditional law of the Hoopa Valley Tribe,

pursuant to HVTC Title II, §2.1.03-2.1.04.

I **deny** that this case is brought under the traditional law of the Hoopa Valley Tribe, pursuant to HVTC Title II, §2.1.03-2.1.04. I have not agreed to the use of traditional law in this case.

**C. Statute of Limitations HVTC § 2.3.13**

I **agree** that the events described in this complaint have occurred within **3 years** of the filing of the complaint.

I **deny** that the events described in this complaint have occurred within **3 years** of the filing of the complaint. The correct information is: \_\_\_\_\_

**D. Real Party in Interest HVTC § 2.2.02**

**1. Plaintiff**

I **agree** that the Plaintiff has been, or will be harmed, by the actions of the defendant(s) in the ways listed in the complaint.

I **deny** that the Plaintiff has been, or will be harmed, by the actions of the defendant(s) in the ways listed in the complaint. The correct information is: \_\_\_\_\_

**2. Defendant**

I **agree** that the named defendant(s) are the persons or entities who are able to provide the relief sought by the Plaintiff.

I **deny** that the named defendant(s) are the persons or entities who are able to provide the relief sought by the Plaintiff. The correct information is: \_\_\_\_\_

**II. FACTUAL BACKGROUND**

I **agree** with the Plaintiff's version of the facts.

I **deny** the Plaintiff's version of the facts. The correct information is as follows:  
(Attach additional sheet if necessary):

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**III. RELIEF REQUESTED**

**Defendant requests the Court enter a judgment in favor of the defense and:**

- A.  denies the Plaintiff's request for the money damages listed in the complaint.
- B.  denies the Plaintiff's request to foreclose my security interest in non trust personal property.
- C.  denies the Plaintiff's request for non monetary damages as described in the complaint.
- D.  Denies the Plaintiff's request for case costs under Title 3 Rule 37 of the Hoopa Valley Tribal codes as listed in the complaint.
- E.  Denies the Plaintiff's request for reasonable attorney or spokesperson fees.
- F.  Denies the Plaintiff's request for other damages, as described in the complaint.
- G.  dismisses the case against the defendant.
- H.  Awards this defendant the following **case costs**:
  - i. Filing Fee: \$ \_\_\_\_\_
  - ii. Service fee: \$ \_\_\_\_\_
  - iii. Witness Fees: \$ \_\_\_\_\_
  - iv. Jury Fees: \$ \_\_\_\_\_


**I declare under penalty of perjury of the laws of the Hoopa Valley Tribe that the above is true and correct to the best of my knowledge.**

**Dated:** \_\_\_\_\_

**Signed:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

 <p>IN THE TRIBAL COURT FOR THE HOOPA VALLEY TRIBE</p>	<p>PROOF OF SERVICE BY U.S. MAIL</p>	<p>CASE NO.</p>
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1. At the time of the service I was **at least 18 years old** and **not a party to this case**. I am a resident of or employed in the county where the mailing took place.

2. **My name**, residence, or business address and phone number are:

a. Name: \_\_\_\_\_

b. Address: \_\_\_\_\_

c. Phone number: \_\_\_\_\_

3. On (date) \_\_\_\_\_ I mailed from (city and state) \_\_\_\_\_ the following documents (list names of all documents that were mailed):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

4. I served the documents by enclosing them in an envelope and (check one):

a.  depositing the sealed envelope with the United States Postal Service with the **First Class** postage fully prepaid.

b.  depositing the sealed envelope with the United States Postal Service after paying the postage for **certified mail, return receipt requested** (attach copy of receipt).

5. The envelope was addressed as follows::

a. Name of Person served: \_\_\_\_\_

b. Address of Person Served: \_\_\_\_\_

6. I declare **under penalty of perjury** of the laws of the Hoopa Valley Tribe that the above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
(Signature of person who served the papers)