

(Court file no.) .....

FORM 75.7

Courts of Justice Act

STATEMENT OF CLAIM PURSUANT TO ORDER GIVING DIRECTIONS

ONTARIO

SUPERIOR COURT OF JUSTICE

IN THE ESTATE OF *(insert name)*, deceased.

B E T W E E N :

*(Name)*

Plaintiff

- and -

*(Name)*

Defendant

- and -

*(Name)*

Persons Submitting Rights to the Court

STATEMENT OF CLAIM PURSUANT TO ORDER GIVING DIRECTIONS

TO THE DEFENDANT

A LEGAL PROCEEDING HAS BEEN COMMENCED by the Plaintiff. The claim made is set out in the following pages.

IF YOU WISH TO DEFEND THIS PROCEEDING, you or an Ontario lawyer acting for you must prepare a statement of defence in Form 18A prescribed by the Rules of Civil Procedure, serve it on the plaintiff's lawyer, or, where the plaintiff does not have a lawyer, serve it on the plaintiff, and file it, with proof of service, in the court office, WITHIN 20 DAYS after this statement of claim is served upon you, if you are served in Ontario.

If you are served in another province or territory of Canada or in the United States of America, the period of serving and filing your statement of defence is 40 days. If you are served outside of Canada and the United States of America, the period is 60 days.

Instead of serving and filing a statement of defence, you may serve and file a Statement of Submission or Rights to the Court in Form 75.9 prescribed by the Rules of Civil Procedure.

IF YOU FAIL TO DEFEND THIS PROCEEDING, JUDGMENT MAY BE GIVEN AGAINST YOU IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

1. The Plaintiff claims:

RCP-E 75.7 (November 1, 2005)