

How to fill out

CIVIL CASE COVER SHEET

CM-010

DIRECTIONS

- ▶ Find the number on the sample form.
Example: 1
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink.
- ▶ Leave the case number box blank. The clerk will give you a case number.

CM-010				
<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, title, business, and address)</p> <p>TELEPHONE NO. _____ FAX NO. _____</p> <p>ATTORNEY'S FIRM NAME _____</p> <p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____</p> <p>STREET ADDRESS _____</p> <p>CITY AND ZIP CODE _____</p> <p>BRANCH NAME _____</p> <p>CASE NAME _____</p>	<p>FOR COURT USE ONLY</p>			
<p>1 CIVIL CASE COVER SHEET</p> <p><input type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000)</p> <p><input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)</p>				
<p>Complex Case Designation</p> <p><input type="checkbox"/> Complex <input type="checkbox"/> Joinder</p> <p>Filed with first appearance by defendant (Cal. Rules of Court, rule 18.11)</p>				
<p>CASE NUMBER _____</p> <p>JUDGE _____</p> <p>DEPT. _____</p>				
<p>All the (5) items below must be completed (see instructions on page 2).</p>				
<p>1. Check one box below for the case type that best describes this case.</p> <table border="0" style="width: 100%; font-size: x-small;"> <tr> <td style="vertical-align: top;"> <p>Auto Tort</p> <p><input type="checkbox"/> Auto (102)</p> <p><input type="checkbox"/> Uninsured motorist (49)</p> <p>Other PIP/DWI (Personal Injury/Property Damage/Wrongful Death) Tort</p> <p><input type="checkbox"/> Asbestos (04)</p> <p><input type="checkbox"/> Product liability (24)</p> <p><input type="checkbox"/> Medical malpractice (45)</p> <p><input type="checkbox"/> Other PIP/DWI (23)</p> <p>Non-PIP/DWI (Other) Tort</p> <p><input type="checkbox"/> Business tort/negligent business practice (27)</p> <p><input type="checkbox"/> Child rights (98)</p> <p><input type="checkbox"/> Disembarment (13)</p> <p><input type="checkbox"/> Fraud (16)</p> <p><input type="checkbox"/> Intellectual property (19)</p> <p><input type="checkbox"/> Professional negligence (25)</p> <p><input type="checkbox"/> Consumer non-PIP/DWI tort (35)</p> <p>Employment</p> <p><input type="checkbox"/> Wrongful termination (26)</p> <p><input type="checkbox"/> Other employment (15)</p> </td> <td style="vertical-align: top;"> <p>Contract</p> <p><input type="checkbox"/> Breach of contract/warranty (06)</p> <p><input type="checkbox"/> Collections (09)</p> <p><input type="checkbox"/> Insurance coverage (18)</p> <p><input type="checkbox"/> Other contract (37)</p> <p>Real Property</p> <p><input type="checkbox"/> Eminent domain/nemine condemnation (14)</p> <p><input type="checkbox"/> Wrongful eviction (31)</p> <p><input type="checkbox"/> Other real property (29)</p> <p>Unlawful Detainer</p> <p><input type="checkbox"/> Commercial (31)</p> <p><input type="checkbox"/> Residential (32)</p> <p><input type="checkbox"/> Drugs (38)</p> <p>Judicial Review</p> <p><input type="checkbox"/> Asset forfeiture (05)</p> <p><input type="checkbox"/> Petition re arbitration award (11)</p> <p><input type="checkbox"/> Writ of mandate (32)</p> <p><input type="checkbox"/> Other judicial review (39)</p> </td> <td style="vertical-align: top;"> <p>Professionally Complex Civil Litigation (Cal. Rules of Court, rules 18.0A-18.12)</p> <p><input type="checkbox"/> Antitrust/Trade Regulation (02)</p> <p><input type="checkbox"/> Construction defect (40)</p> <p><input type="checkbox"/> Mass tort (44)</p> <p><input type="checkbox"/> Securities litigation (25)</p> <p><input type="checkbox"/> Environmental / toxic tort (30)</p> <p><input type="checkbox"/> Insurance coverage claims arising from the above listed professionally complex case types (41)</p> <p>Enforcement of Judgment</p> <p><input type="checkbox"/> Enforcement of judgment (28)</p> <p>Miscellaneous Civil Complaint</p> <p><input type="checkbox"/> RICO (27)</p> <p><input type="checkbox"/> Other complaint (not specified above) (42)</p> <p>Miscellaneous Civil Petition</p> <p><input type="checkbox"/> Partnership and corporate governance (21)</p> <p><input type="checkbox"/> Other petition (not specified above) (43)</p> </td> </tr> </table>		<p>Auto Tort</p> <p><input type="checkbox"/> Auto (102)</p> <p><input type="checkbox"/> Uninsured motorist (49)</p> <p>Other PIP/DWI (Personal Injury/Property Damage/Wrongful Death) Tort</p> <p><input type="checkbox"/> Asbestos (04)</p> <p><input type="checkbox"/> Product liability (24)</p> <p><input type="checkbox"/> Medical malpractice (45)</p> <p><input type="checkbox"/> Other PIP/DWI (23)</p> <p>Non-PIP/DWI (Other) Tort</p> <p><input type="checkbox"/> Business tort/negligent business practice (27)</p> <p><input type="checkbox"/> Child rights (98)</p> <p><input type="checkbox"/> Disembarment (13)</p> <p><input type="checkbox"/> Fraud (16)</p> <p><input type="checkbox"/> Intellectual property (19)</p> <p><input type="checkbox"/> Professional negligence (25)</p> <p><input type="checkbox"/> Consumer non-PIP/DWI tort (35)</p> <p>Employment</p> <p><input type="checkbox"/> Wrongful termination (26)</p> <p><input type="checkbox"/> Other employment (15)</p>	<p>Contract</p> <p><input type="checkbox"/> Breach of contract/warranty (06)</p> <p><input type="checkbox"/> Collections (09)</p> <p><input type="checkbox"/> Insurance coverage (18)</p> <p><input type="checkbox"/> Other contract (37)</p> <p>Real Property</p> <p><input type="checkbox"/> Eminent domain/nemine condemnation (14)</p> <p><input type="checkbox"/> Wrongful eviction (31)</p> <p><input type="checkbox"/> Other real property (29)</p> <p>Unlawful Detainer</p> <p><input type="checkbox"/> Commercial (31)</p> <p><input type="checkbox"/> Residential (32)</p> <p><input type="checkbox"/> Drugs (38)</p> <p>Judicial Review</p> <p><input type="checkbox"/> Asset forfeiture (05)</p> <p><input type="checkbox"/> Petition re arbitration award (11)</p> <p><input type="checkbox"/> Writ of mandate (32)</p> <p><input type="checkbox"/> Other judicial review (39)</p>	<p>Professionally Complex Civil Litigation (Cal. 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<p>2 This case <input type="checkbox"/> is <input type="checkbox"/> is not a complex case under rule 18.00 of the California Rules of Court. If the case is complex, mark the box(es) requiring exceptional judicial management.</p> <p>a. <input type="checkbox"/> Large number of separately represented parties. d. <input type="checkbox"/> Large number of witnesses</p> <p>b. <input type="checkbox"/> Extensive medical practice causing difficult or novel issues that will be time-consuming to resolve. e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states or countries, or at a federal court</p> <p>c. <input type="checkbox"/> Substantial amount of documentary evidence. f. <input type="checkbox"/> Substantial post-judgment judicial supervision</p>				
<p>3 Type of remedies sought (check all that apply):</p> <p>a. <input type="checkbox"/> monetary b. <input type="checkbox"/> nonmonetary, declaratory or injunctive relief c. <input type="checkbox"/> punitive</p>				
<p>4 Number of causes of action (specify): _____</p>				
<p>5 This case <input type="checkbox"/> is <input type="checkbox"/> is not a class action suit</p>				
<p>Date: _____</p>				
<p>10 SIGNATURE OF PARTY OR ATTORNEY FOR PARTY</p>				
<p>NOTICE</p> <p>• Plaintiff read into this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate, Family, or Welfare and Institutions Code). (Cal. Rules of Court, rule 201.8.) Failure to do may result in sanctions.</p> <p>• File this cover sheet in addition to any cover sheet required by local court rule.</p> <p>• If this case is complex under rule 18.00 of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.</p> <p>• Unless this is a complex case, this cover sheet will be used for statistical purposes only.</p>				
<p>CIVIL CASE COVER SHEET</p>				

- 1** Write your name and address. Write your phone number, and fax number if you have one.
- 2** If not filled in for you, write "Fresno" after COUNTY OF. Write the address of the court location where you are filing your papers.
- 3** The case name is the plaintiff's last name vs. defendant's last name. If there is more than one plaintiff or defendant, use the name of the primary or main person in the case. Examples:
Correct: Smith vs. Johnson *Wrong: Smith, Jones and Lewis vs. Johnson and Carlson*
- 4** Check "Limited."
- 5** Check "Residential" under the category "Unlawful Detainer."
- 6** Your case should not be complex. Check the second box. Do not check boxes a. through f.
- 7**
 - Check a. (monetary) if you are seeking money (such as back rent).
 - Check b. (nonmonetary) if you want other help (such as an eviction).
 - You may check a. and b., but do not check c. (punitive).
- 8** Write "1" (one) where asked to specify number of actions.
- 9** Your case is not a class action suit. Check the second box.
- 10** Fill in the date, type or print your name on the dotted line, and sign your name on the right.

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers

If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the Civil Case Cover Sheet contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must check all five items on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case fits multiple categories of action, check the box that best indicates the primary cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. You do not need to submit a cover sheet with amended papers. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, as counsel, or both to sanctions under rules 201.8(c) and 227 of the California Rules of Court.

To Parties in Complex Cases

In complex cases only, parties must also use the Civil Case Cover Sheet to designate whether the case is complex. If a plaintiff believes the case is complex under rule 1904 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a motion in the plaintiff's designated, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

<p>Auto Tort Auto (22) Personal Injury/Property Damage/Wrongful Death Uninsured Motorist (46) (if the case involves an uninsured motorist claim subject to mitigation, check the item instead of Auto)</p> <p>Other PIPD/AWD (Personal Injury/Property Damage/Wrongful Death) Tort Asbestos (64) Asbestos Property Damage Asbestos Personal Injury/Wrongful Death Product Liability (not asbestos or toxic/antipesticide) (24) Medical Malpractice (45) Medical Malpractice - Physicians & Surgeons Other Professional Health Care Malpractice Other PIPD/AWD (23) Premises Liability (e.g., slip and fall) Intentional Bodily Injury/PIPD/AWD (e.g., assault, vandalism) Intentional Infliction of Emotional Distress Negligent Infliction of Emotional Distress Other PIPD/AWD</p> <p>Non-PIP/AWD (Other) Tort Business Tort/Other Business Practice (67) Civil Rights (e.g., discrimination, false arrest) (not civil harassment) (68) Detention (e.g., seizure, abet) (13) Fraud (16) Intellectual Property (19) Professional Negligence (25) Legal Malpractice Other Professional Malpractice (not medical or legal) Other Non-PIP/AWD Tort (25)</p> <p>Employment Wrongful Termination (36) Other Employment (15)</p>	<p>Contract Breach of Contract/Warranty (16) Breach of Real Estate Case Contract (not unilateral contract or wrongful action) Contract/Warranty Breach-Seller Plaintiff (not fraud or negligence) Negligent Breach of Contract/Warranty Other Breach of Contract/Warranty Collections (e.g., money owed, open book accounts) (69) Collection Credit-Seller Plaintiff Other Processory Note/Collections Case Insurance Coverage (not professional complex) (18) Auto Subrogation Other Coverage Other Contract (37) Contractual Fraud Other Contract Dispute</p> <p>Real Property Eminent Domain/Inverse Condemnation (14) Wrongful Eviction (33) Other Real Property (e.g., quiet title) (26) Writ of Possession of Real Property Mortgage Foreclosure Quiet Title Other Real Property (not eminent domain, condemnation, or foreclosure)</p> <p>Unilateral Detainer Commercial (31) Residential (32) Drugs (38) (if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential)</p> <p>Judicial Review Assess Forfeiture (65) Petition Re Arbitration Award (11) Writ of Habeas (62) Writ-Administrative Mandamus Writ-Mandamus on Limited Court Case Matter Writ-Other Limited Court Case Review Other Judicial Review (39) Review of Health Officer Order Notice of Appeal-Labor Commissioner Appeals</p>	<p>Provisionally Complex Civil Litigation (Cal. Rules of Court Rule 1900-1912) Arbitral/Trials Reorganization (10) Construction Defect (16) Claims Involving Mass Tort (46) Successive Litigation (28) Toxic Tort/Environmental (39) Insurance Coverage Claims (arising from provisionally complex case type listed above) (41)</p> <p>Enforcement of Judgment Enforcement of Judgment (20) Abstract of Judgment (Out of County) Confession of Judgment (non-domestic relations) State Sales Judgment Administrative Agency Award (not unpaid taxes) Petition/Certification of Entry of Judgment on Unpaid Tax Other Enforcement of Judgment Case</p> <p>Miscellaneous Civil Complaint RICO (27) Other Complaint (not specified above) (42) Declaration/Retal Only Injunctive Relief Only (non-harassment) Mechanics Lien Other Contractual Complaint Case (non-arbitration-complicated) Other Civil Complaint (not non-arbitration-complicated)</p> <p>Miscellaneous Civil Petition Partnership and Corporate Governance (21) Other Petition (not specified above) (43) Civil Harassment Workplace Violence Elder-Dependent Adult Abuse Election Contest Petition for Name Change Petition for Relief from Late Claim Other Civil Petition</p>
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How to fill out
CIVIL CASE COVER SHEET

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This is an instruction page on how to complete the Cover Sheet. There is nothing for you to fill out on this page.