

SUMMONS
(CITACION JUDICIAL)
UNLAWFUL DETAINER—EVICION
(RETENCION ILICITA DE UN INMUEBLE—DESALOJO)

FOR COURT USE ONLY
DISEÑO PARA USO DE LA CORTE

SUM-130

1 NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):

2 YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):

You have 5 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. (To calculate the five days, count Saturday and Sunday, but do not count other court holidays. If the last day falls on a Saturday, Sunday, or a court holiday then you have the next court day to file a written response.) A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call a lawyer right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.legalaidcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 5 DÍAS DE CALENDARIO después de que se entregue esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandado. (Para calcular los cinco días, cuente los sábados y los domingos pero no los otros días feriados de la corte. Si el último día cae en sábado o domingo, o en un día en que la corte está cerrada, tiene hasta el próximo día de corte para presentar una respuesta por escrito). Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp), en la biblioteca de leyes de su condado o en la corte que le queda más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le de un formulario de extensión de pago de costas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte lo podrá quitar su sueldo, dinero y bienes sin más advertencia. Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services (www.legalaidcalifornia.org), en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp) o pidiéndoles en contacto con la corte o el colegio de abogados locales.

3 There is nothing to fill out. This is information for the Defendant, but you should read it also.

4 The name and address of the court is:
(El nombre y dirección de la corte es):

5 The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):

6 (Must be answered in all cases) An unlawful detainer assistant (Bus. & Prof. Code, §§ 6460-6415) did not did compensation give advice or assistance with this form. (If plaintiff has received any help or advice for pay from an unlawful detainer assistant, complete item 6 on the next page.)

Date: _____ Clerk, by _____ Deputy
(Fecha) (Firma) (Firma)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010).)

8 NOTICE TO THE PERSON SERVED: You are served

a. as an individual defendant.

b. as the person sued under the fictitious name of (specify):

c. as an occupant

d. on behalf of (specify):

under: CCP 416.10 (corporation) CCP 416.60 (minor)

CCP 416.20 (defunct corporation) CCP 416.70 (co-servant/ee)

CCP 416.40 (association or partnership) CCP 416.90 (authorized person)

CCP 415.46 (occupant) other (specify):

5. by personal delivery on (date):

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SUM-130 (Rev. January 1, 2004)

SUMMONS—UNLAWFUL DETAINER—EVICION

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Code of Civil Procedure, §§ 415.20, 415.40, 1107

How to fill out

**SUMMONS –
UNLAWFUL DETAINER
SUM-130**

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 and add this to your copies.

- 1** Write the name of the person(s) you are suing (Defendant).
- 2** You are the Plaintiff. Write your name here.
- 3** There is nothing to fill out. This is information for the Defendant, but you should read it also.
- 4** The name and address of the court is: Superior Court of California – County of Fresno, 1100 Van Ness Avenue, Fresno CA 93724-0002
- 5** Write your name, address and phone number.
- 6**
 - If you filled out this form, or if someone helped you fill out this form and was not paid, check the first box.
 - If someone helped you fill out the form and was paid check the second box.
- 7** Do nothing. The court clerk signs and dates the form here.
- 8** Mark box (c) “as an occupant”.

PLAINTIFF (Name) DEFENDANT (Name)	CASE NUMBER
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5. Unlawful detainer assistant (complete if plaintiff has received any help or advice for pay from an unlawful detainer assistant):

10 a. Assistant's name:
 b. Telephone no.:
 c. Street address, city, and ZIP:
 d. County of registration:
 e. Registration no.:
 f. Registration expires on (date):

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How to fill out

SUM-130

**Summons—Unlawful
 Detainer
 - page two -**

DIRECTIONS

- ▶ Find the number on the sample form.
Example: 10
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink.
- ▶ Fill out one proof of service form for each defendant.

- 9 Write your name after Plaintiff. Write the name of the Defendant(s).
- 10 Fill out the rest of this section **ONLY** if you received help for pay.
 - (a) Write the name of the person you paid to help you.
 - (b) Write their telephone number.
 - (c) Write their address.
 - (d) Write the county where the assistant is registered (example: Fresno).
 - (e) Write their registration number.
 - (f) The date their registration expires (ends).