**THE KING'S BENCH**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Centre**

BETWEEN:

applicant

-and-

respondent

**STATEMENT OF DEFENCE AND CROSSCLAIM**

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|  |

*(Name, address, and telephone number of party filing)*

**THE KING'S BENCH**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Centre**

ETWEEN:

applicant

-and-

respondent

*(Include the crossclaim in the same document as the statement of defence, and entitle the document STATEMENT OF DEFENCE AND CROSSCLAIM. The crossclaim is to follow the last paragraph of the statement of defence. Number the paragraphs in sequence commencing with the number following the number of the last paragraph of the statement of defence).*

 **STATEMENT OF DEFENCE AND CROSSCLAIM**

*(A plaintiff who files a reply in the main action must include the defence to counterclaim in the same document as the reply, and the document is to be entitled REPLY AND DEFENCE TO COUNTERLCLAIM. The defence to counterclaim is to follow immediately after the last paragraph of the reply and the paragraphs are to be numbered in sequence commencing with the number following the number of the last paragraph of the reply).*

The defendant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ claims against the defendant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(State here the precise relief claimed).*

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*(Then set out in separate, consecutively numbered paragraphs each allegation of material fact relied on to substantiate the crossclaim).*

*(Where a defendant to the crossclaim is sued in a capacity other than that in which the defendant is a party to the main action, set out the capacity. Where the statement of defence and crossclaim is to be served outside Manitoba without a court order, include the facts and the specific provisions of Rule 17 relied on in support of such service).*

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| --- | --- | --- |
|  |  |  |
|  Date |  |  |
|  |  |  |
|  |  |  |
|  |  | *(name, address, telephone of lawyer for crossclaiming defendant or defendant to crossclaim)* |

TO: *(Name and address of lawyer for defendant by crossclaim or defendant)*