

**REPUBLIC OF THE PHILIPPINES**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Plaintiff,

vs.

Civil Case No. \_\_\_\_\_

For: \_\_\_\_\_

\_\_\_\_\_  
Defendant.

x-----x

**DECISION ON SMALL CLAIMS**

1. The small claims action filed in this case is for money owed under:

- Contract of Lease
- Contract of Loan/other credit accommodations
- Contract of Services
- Contract of Sale of Personal Property
- Enforcement of a Barangay Amicable Settlement

2. In the Statement of Claims, Plaintiff/s claim/s the Defendant/s owe/s him/her/it the principal amount of ₱ \_\_\_\_\_ with interest rate of \_\_\_\_\_ computed, as follows:

3. In the Response submitted, Defendant/s interposed the following defense:

- Defendant/s do/es not owe Plaintiff/s any money.
- Defendant/s owe/s Plaintiff/s only a portion of the amount claimed.
- Defendant/s already paid the principal amount claimed and the interests charged to the loan is excessive.
- It is the Plaintiff/s who owe/s the Defendant/s money.
- Defendant/s admit/s owing money to the Plaintiff/s but has/have no financial capacity to pay at the moment.
- Defendant/s deny/denies the loan obtained and raises the defense of forgery.
- Defendant/s is/are a mere co-maker/s of the loan and has the benefit of excussion.
- Others

4. On \_\_\_\_\_ (date), both parties:

- personally appeared during the hearing
- appeared through an authorized representative.

Attempts for alternative dispute resolution failed. The court thus proceeded with the hearing of the case which was terminated on \_\_\_\_\_.

5. In establishing the small claim, Plaintiff/s presented the following documentary evidence:

- Signed deed or agreement captioned as \_\_\_\_\_ and marked as Exhibit/s \_\_\_\_\_
- Promissory Note marked as Exhibit/s \_\_\_\_\_
- Receipt/s marked as Exhibit/s \_\_\_\_\_
- Bank deposit slip/s marked as Exhibit/s \_\_\_\_\_
- Check/s marked as Exhibit/s \_\_\_\_\_
- Latest Demand Letter marked as Exhibit \_\_\_\_\_
- Barangay Amicable Settlement marked as Exhibit \_\_\_\_\_
- Others: \_\_\_\_\_ marked as Exhibit/s

6. Plaintiff/s likewise submitted the affidavits of the following witnesses who alleged, in summary, as follows:

Name of Witness	Gist of Testimony

7. In defense, Defendant/s submitted the following documentary evidence:

- Signed deed or agreement captioned as \_\_\_\_\_ and marked as Exhibit/s \_\_\_\_\_
- Promissory Note marked as Exhibit/s \_\_\_\_\_
- Receipt/s marked as Exhibit/s \_\_\_\_\_
- Bank deposit slip/s marked as Exhibit/s \_\_\_\_\_
- Check/s marked as Exhibit/s \_\_\_\_\_
- Barangay Amicable Settlement marked as Exhibit \_\_\_\_\_
- Others: \_\_\_\_\_ marked as Exhibit/s

8. Defendant/s likewise submitted the affidavits of the following witnesses who alleged, in summary, as follows:

Name of Witness	Gist of Testimony

9. In the same action, Defendant/s raised the following compulsory counterclaim:

- Plaintiff and Defendant are mutual creditors and debtors of each other.
- Defendant/s has/have commission/s due from the Plaintiff.
- It is the Plaintiff/s who owe/s Defendant money.
- Others. \_\_\_\_\_

10. With the same having been submitted for judgment, this court finds:

- The claim of the Plaintiff/s is meritorious.
- The compulsory counterclaim of the Defendant is meritorious.
- Neither Plaintiff's claim nor Defendant's counterclaim is meritorious.

Wherefore, the small claim/ counterclaim is granted. (State reason)
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This court orders \_\_\_\_\_ to pay to \_\_\_\_\_ the amount of ₱  
(state the monetary award or damages) with interest of \_\_\_\_\_ until fully paid.

Plaintiff's prayer for the withdrawal of the remaining balance in the Sheriff's Trust Fund in the amount of ₱ \_\_\_\_\_, is granted, subject to accounting and auditing procedures. The Clerk of Court is directed to release such amount to the Plaintiff or his/her/its authorized representative.

- The claim of the Plaintiff/s is devoid of merit.
- The compulsory counterclaim of the Defendant is devoid of merit.

Wherefore, the small claim/counterclaim is denied. (State the reason).

Plaintiff's prayer for the withdrawal of the remaining balance in the Sheriff's Trust Fund in the amount of ₱ \_\_\_\_\_, is granted, subject to accounting and auditing procedures. The Clerk of Court is directed to release such amount to the Plaintiff or his/her/its authorized representative.

- The action is dismissed is with prejudice.
- The action is dismissed without prejudice.

Wherefore, the small claim/and counterclaim is dismissed with/without prejudice.  
(State the reason).

Plaintiff's prayer for the withdrawal of the remaining balance in the Sheriff's Trust Fund in the amount of ₱ \_\_\_\_\_, is granted, subject to accounting and auditing procedures. The Clerk of Court is directed to release such amount to the Plaintiff or his/her/its authorized representative.

SO ORDERED.

\_\_\_\_\_  
Place

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge

Copy furnished:  
All parties  
Office of the Clerk of Court of \_\_\_\_\_