

<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA</p> <p> <input type="checkbox"/> DOWNTOWN COURTHOUSE* 191 NORTH FIRST STREET SAN JOSE, CA 95113 </p> <p> <input type="checkbox"/> PALO ALTO COURTHOUSE 270 GRANT AVENUE PALO ALTO, CA 94306 </p> <p> <input type="checkbox"/> SOUTH COUNTY COURTHOUSE 301 DIANA AVENUE MORGAN HILL, CA 95037 </p>	<p><i>FOR COURT USE ONLY</i></p>
<p>PLAINTIFF/PETITIONER:</p> <p>DEFENDANT/RESPONDENT:</p>	
<p>REQUEST FOR DISMISSAL (SMALL CLAIMS)</p>	<p>CASE NUMBER:</p>

If you settle the case before trial, you must file a dismissal with the clerk. **Please file your dismissal at least 3 (three) court days prior to hearing date.**

TO THE CLERK: Please **dismiss** the Claim of **Plaintiff/Petitioner** as follows: (check applicable box)

- | | |
|--|--|
| <p>1. <input type="checkbox"/> With prejudice (may not file again)</p> <p>2. <input type="checkbox"/> Without prejudice (may file again)</p> | <p>3. <input type="checkbox"/> Partial dismissal (for multiple Defendants/Respondents)
Dismiss only as to _____</p> <p>a) <input type="checkbox"/> With prejudice (may not file again)</p> <p>b) <input type="checkbox"/> Without prejudice (may file again)</p> |
|--|--|

Date:

<p>(TYPE OR PRINT NAME)</p>	<p>▶</p>	<p>(SIGNATURE OF PLAINTIFF/PETITIONER)</p>
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If a claim of Defendant/Respondent has been filed, the Defendant/Respondent may dismiss their action as follows:

TO THE CLERK: Please **dismiss** the Claim of **Defendant/Respondent** as follows: (check applicable box)

- | | |
|--|--|
| <p>1. <input type="checkbox"/> With prejudice (may not file again)</p> <p>2. <input type="checkbox"/> Without prejudice (may file again)</p> | <p>3. <input type="checkbox"/> Partial dismissal (for multiple Plaintiffs/Petitioners)
Dismiss only as to _____</p> <p>a) <input type="checkbox"/> With prejudice (may not file again)</p> <p>b) <input type="checkbox"/> Without prejudice (may file again)</p> |
|--|--|

Date:

<p>(TYPE OR PRINT NAME)</p>	<p>▶</p>	<p>(SIGNATURE OF PLAINTIFF/PETITIONER)</p>
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NOTE: In some facilities, if there is a Claim of Plaintiff/Petitioner AND a Claim of Defendant, and only one party wants to file a dismissal prior to the hearing, the party who wants to file the dismissal should file it in the Court when appearing on the other claim in the case. Check with the clerk at the Courthouse where your claim is filed for clarification.