

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ST JOSEPH )

IN THE ST JOSEPH SUPERIOR COURT  
SMALL CLAIMS DIVISION, SOUTH BEND

CAUSE NO.

\_\_\_\_\_)  
Plaintiff(s)/Landlord(s) )  
 )  
vs. )  
 )  
\_\_\_\_\_)  
Defendant(s)/Tenant(s)

**LANDLORD'S VERIFIED PETITION FOR EMERGENCY POSSESSORY ORDER**

Plaintiff ("Landlord") states to the Court:

1. I am the Landlord of property located at \_\_\_\_\_  
(Street),  
\_\_\_\_\_ Indiana \_\_\_\_\_, of which,  
(City) (Zip)  
Defendant, \_\_\_\_\_, is the Tenant.

2. The Defendant/Tenant has acted or has failed to act, and the Defendant/Tenant's  
action or failure to act has caused or will cause immediate and serious injury, loss, or damage.

3. Defendant/Tenant has, or I have probable cause to believe that the Defendant/Tenant  
has or will commit waste (harm or destroy the property) by:

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

4. I request that the Court review this Petition and schedule an emergency hearing for not  
later than three (3) business days after the date the Petition has been filed.

5. I request that, at the emergency hearing, the Court find:

(A) probable cause to believe that Defendant/Tenant has violated or threatened to  
violate Indiana Law;

(B) that the property is suffering or will suffer immediate and serious injury, loss or damage; and

(C) that the Court should issue an emergency Order as permitted by law.

6. I further request that the Court direct the Clerk to issue the Defendant Tenant a summons to appear at the hearing which summons should:

(A) give notice of the date, time, and place of the hearing;

(B) inform Defendant/Tenant that Defendant/Tenant must appear before the Court to answer the Petition; and

(C) further provide that service be made upon Defendant/Tenant with the summons to appear.

WHEREFORE, Plaintiff/Landlord requests that the Court conduct proceedings and grant relief as specified above in this Verified Petition.

I affirm, under the penalties of perjury, that the foregoing representations are true.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Plaintiff/Landlord

**CERTIFICATE OF SERVICE**

I hereby certify that I sent a copy of this Motion by first class mail to the other party. I mailed a copy to the following address: \_\_\_\_\_  
on the following date: \_\_\_\_\_.

Signature \_\_\_\_\_  
Clerk of the Court