

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**\*\*\* SAMPLE \*\*\***

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

**ANSWER**

\_\_ CV \_\_\_\_ ( ) ( )

NAME OF PLAINTIFF(S)

v.

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

NAME OF DEFENDANT(S)

**I**

**ADMISSIONS AND DENIALS**

[State exactly which parts of the complaint you admit and which parts you deny. Refer to the complaint sentence by sentence or paragraph by paragraph, in the same order as the sentences or paragraphs appear in the complaint. Attach additional papers as necessary]

For example:

1. The defendant admits that he is a teacher at Brooklyn Technical High School in Brooklyn, New York. The defendant does not know whether the other information in paragraph 1 of the complaint is true or false.
2. The defendant denies that his principal place of business is in Queens County, New York.
3. The defendant admits the allegations in paragraph 3 of the complaint.
4. The defendant lacks sufficient knowledge or information to determine the truth of the allegations in paragraph 4 of the complaint.

**II**

**DEFENSES**

[State any legal theory that does not allow plaintiff to win the case. Attach additional papers as necessary].

For example:

FIRST DEFENSE:

The Court lacks subject matter jurisdiction over this action.

**SECOND DEFENSE:**

The statute of limitations bars this action in that the events described in the complaint occurred more than three years before the lawsuit was commenced.

**WHEREFORE** defendant asks this Court to dismiss the complaint and enter judgment in favor of defendant.

**III  
COUNTERCLAIMS**

[Although you are not required to make a counterclaim, state any claims you have that entitle you to recover from the plaintiff that arise out of the same events or transactions stated in the complaint and/or any crossclaims against the other defendants that arise out of the same events or transactions stated in the complaint, and/or any third-party claims you have against third parties (that is, someone not already named in the lawsuit) that arise out of the same events or transactions in the complaint. Attach additional papers as necessary. See Pro Se Manual for further explanation.]

For example:

1. Plaintiff is the owner of a green and white Oldsmobile vehicle, New York License plate number 3G-R2D2.
2. On January 15, 2012, plaintiff was driving his Oldsmobile vehicle in a negligent manner and collided with defendant on Flatbush Avenue in Brooklyn, New York.
3. As a result of the collision, defendant was knocked down, had his arm broken, and suffered great pain.
4. As a result of the collision, defendant was prevented from teaching, his sole source of income, and incurred expenses for medical care, hospitalization and physical therapy in the sum of \$50,000.

**WHEREFORE** defendant demands judgment against plaintiff in the sum of \$50,000.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

Signature of Defendant \_\_\_\_\_

Address \_\_\_\_\_

Telephone Number \_\_\_\_\_