*Defense*

**Retaliation**

Mass. Gen. Laws c. 239, §2A; c. 186, §18

{%p if retaliation\_counterclaim %}

Counterclaim where tenancy is terminated for nonpayment of rent or without fault

{%p endif %}

**21.** The landlord is trying to evict me and/or retaliate against me because:

{%p for defense in retaliation\_defenses %}

{%p if has\_defense[defense] %}

1. {{ retaliation[defense].document }}

{%p endif %}

{%p endfor %}

{%p if has\_defense['other'] %}

1. {{ retaliation\_defense\_other }}

{%p endif %}

This defense entitles me to possession. {% if retaliation\_counterclaim %}Where this is raised as a counterclaim, this entitles me to one to three times the rent (calculated at the full contract rent for tenants with subsidies) or my actual damages, whichever is greater.{% endif %}

{%p if retaliation\_entitled\_to\_presumption %}

**22.** I am entitled to a presumption of retaliation because the landlord took action against me within 6 months of any of the above (listed in 21b through 21i).

{%p endif %}