

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: TELEPHONE NO.: EMAIL ADDRESS: ATTORNEY FOR (<i>name</i>):	STATE BAR NUMBER: STATE: ZIP CODE: FAX NO.:	FOR COURT USE ONLY
NAME OF COURT: STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
SHORT TITLE:		
CROSS-COMPLAINANT:		
CROSS-DEFENDANT:		
<input type="checkbox"/> DOES 1 TO CROSS-COMPLAINT—Personal Injury, Property Damage, Wrongful Death <input type="checkbox"/> AMENDED (<i>Number</i>): Causes of Action (check all that apply): <input type="checkbox"/> Apportionment of Fault <input type="checkbox"/> Declaratory Relief <input type="checkbox"/> Indemnification <input type="checkbox"/> Other (<i>specify</i>): Jurisdiction (check all that apply): <input type="checkbox"/> ACTION IS A LIMITED CIVIL CASE (\$35,000 or less) <input type="checkbox"/> ACTION IS AN UNLIMITED CIVIL CASE (exceeds \$35,000) It <input type="checkbox"/> is <input type="checkbox"/> is not reclassified as unlimited by this cross-complaint		
		CASE NUMBER:

1. CROSS-COMPLAINANT (*name*):

alleges causes of action against CROSS-DEFENDANT (*name*):

2. This pleading, including exhibits and attachments, consists of the following number of pages:

3. Each cross-complainant named above is a competent adult

except cross-complainant (*name*):

- a. a corporation qualified to do business in California.
- b. an unincorporated entity (*describe*):
- c. a public entity (*describe*):
- d. a minor an adult

- (1) for whom a guardian or conservator of the estate or a guardian ad litem has been appointed.
- (2) other (*specify*):

- e. other (*specify*):

Information about additional cross-complainants who are not competent adults is contained in Cross-Complaint—Attachment 3.

SHORT TITLE:	CASE NUMBER:
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4. Each cross-defendant named above is a natural person

a. **except** cross-defendant (*name*):

- (1) a business organization, form unknown.
- (2) a corporation.
- (3) an unincorporated entity (*describe*):

b. **except** cross-defendant (*name*):

- (1) a business organization, form unknown.
- (2) a corporation.
- (3) an unincorporated entity (*describe*):

(4) an public entity (*describe*):

(4) an public entity (*describe*):

(5) other (*specify*):

(5) other (*specify*):

Information about additional cross-defendants who are not natural persons is contained in Cross-Complaint—Attachment 4.

5. The true names and capacities of cross-defendants sued as Does are unknown to cross-complainant.

6. Cross-complainant is required to comply with a claims statute, **and**

- a. has complied with applicable claims statutes, **or**
- b. is excused from complying because (*specify*):

7. _____ **Cause of Action—Indemnification**
(NUMBER)

- a. Cross-defendants were the agents, employees, co-venturers, partners, or in some manner agents or principals, or both, for each other and were acting within the course and scope of their agency or employment.
- b. The principal action alleges, among other things, conduct entitling plaintiff to compensatory damages against me. I contend that I am not liable for events and occurrences described in plaintiff's complaint.
- c. If I am found in some manner responsible to plaintiff or to anyone else as a result of the incidents and occurrences described in plaintiff's complaint, my liability would be based solely upon a derivative form of liability not resulting from my conduct, but only from an obligation imposed upon me by law; therefore, I would be entitled to complete indemnity from each cross-defendant.

8. _____ **Cause of Action—Apportionment of Fault**
(NUMBER)

- a. Each cross-defendant was responsible, in whole or in part, for the injuries, if any, suffered by plaintiff.
- b. If I am judged liable to plaintiff, each cross-defendant should be required: (1) to pay a share of plaintiffs judgment which is in proportion to the comparative negligence of that cross-defendant in causing plaintiff's damages; and (2) to reimburse me for any payments I make to plaintiff in excess of my proportional share of all cross-defendants' negligence.

SHORT TITLE:	CASE NUMBER:
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9. **Cause of Action—Declaratory Relief**
 (NUMBER)

An actual controversy exists between the parties concerning their respective rights and duties because cross-complainant contends and cross-defendant disputes as specified in Cross-Complaint—Attachment 9

as follows:

10. **Cause of Action—(specify):**
 (NUMBER)

11. The following additional causes of action are attached and the statements below apply to each (*in each of the attachments, "plaintiff" means "cross-complainant" and "defendant" means "cross-defendant"*):

- a. Motor Vehicle
- b. General Negligence
- c. Intentional Tort
- d. Products Liability
- e. Premises Liability
- f. Other (specify):

12. **CROSS-COMPLAINANT PRAYS** for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

- a. total and complete indemnity for any judgments rendered against me.
- b. judgment in a proportionate share from each cross-defendant.
- c. a judicial determination that cross-defendants were the legal cause of any injuries and damages sustained by plaintiff and that cross-defendants indemnify me, either completely or partially, for any sums of money which may be recovered against me by plaintiff.
- d. compensatory damages
 - (1) (unlimited civil cases) according to proof.
 - (2) (limited civil cases) in the amount of: \$
- e. other (specify):

13. The paragraphs of this cross-complaint alleged on information and belief are as follows (specify paragraph numbers):

Date:

(TYPE OR PRINT NAME)

SIGNATURE OF CROSS-COMPLAINANT OR ATTORNEY