

# Goodlawyer Statement of Claim

**Practice area:** Business, Startup, Litigation

## What is a Statement of Claim?

A Statement of Claim is a legal document filed with the Courts to initiate a lawsuit. It describes the issue at hand, the legal basis for the claim, and the solution that is being requested. After the document is prepared, it is filed with the court by your lawyer and sent to the opposing party. Depending on the situation, the defendant will generally have 20 - 50 days to respond by accepting the accusations and the proposed remedy, filing a [Statement of Defense](#) and agreeing to proceed with the lawsuit, or filing a Counterclaim.

Statements of Claim are powerful documents for entrepreneurs and can prevent larger businesses and unscrupulous competitors from taking advantage of them. If the Statement of Claim is strategic and clearly written, the defendant may be open to settling, and further court proceedings can be avoided for everyone.

### **Price: \$1,500 + Tax**

- \$1,250 Legal fee
- \$250 Service fee
- \* Does not include government fees. These are generally \$100 - \$300.
- This price is based on a basic Statement of Claim and is subject to additional fees if your matter is more complex. Your lawyer will always clarify any additional costs for your approval

### **Included**

- Project kick-off call to gather information, advise you, and answer questions
- One customized Statement of Claim
- One round of minor revisions if necessary

### **Not Included**

- More than one Statement of Claim
- Serving of the Statement of Claim
- Commencing other court proceedings on the matter
- Additional work or questions following the delivery of the Statement of Claim
- Major revisions or rewriting of the Statement of Claim throughout, or after the project

## What is the process?

- 1. Book a call.** Pick a time to discuss your Statement of Claim with a Good Lawyer.
- 2. Discuss your Statement.** Help your lawyer understand the situation and the goals of your Statement of Claim.
- 3. Share documents.** Your lawyer will review your files and draft your Statement of Claim accordingly.
- 4. Your Statement will be prepared and filed.** Your lawyer will file the Statement of Claim with the courts on your behalf

## Why book a Statement of Claim through Goodlawyer?

**Make a strong opening statement.** A well written Statement of Claim will encourage the defendant to settle outside of court, saving you time and money.

**Rely on experience.** Good Lawyers have done this work many times before and can help you understand the process. They know what to include, what not to include, and what to expect throughout your Claim.

**Make things right.** The court system was created to protect Canadians. Filing a Statement of Claim is the critical first step to correcting injustice and receiving compensation for the damages you've suffered.

## Frequently Asked Questions

### Is the procedure the same provincially and federally?

For the most part, it is similar. The exact names of the documents involved can be different and filing fees can vary, but the procedure is generally the same. Your lawyer will inform you of these differences during your kickoff call.

### What happens after the claim is filed?

Either yourself or the Courts should arrange for the defendant to be served with a filed copy of the Statement of Claim, along with a description regarding what to do next. Timelines can vary, but a response is generally expected within 20 - 50 days. The defendant can respond with either a Statement of Defense, a Demand for Notice, which means they have accepted your terms and will be fulfilling them within a specific time period, or a Counterclaim, which means they believe they are owed compensation from you instead.

### What do I do if I receive a Statement of Claim?

If you receive a Statement of Claim then you are the defendant. At this point, it is highly recommended that you consult with a lawyer through an Advice Session to get their opinion on how to proceed. You will have to respond with either a Statement of Defense, a Demand for Notice, or a Statement of Counterclaim. A good litigation lawyer will help you determine what's best for your situation.

### How long do Statements of Claim take to draft?

Typically, from the time of your kick-off call you can expect to have your Statement of Claim within 2 weeks. This is because Statements of Claim often require significant legal research and must be drafted with extreme care and surety.

### **Will my lawyer file my Statement of Claim?**

Yes, your lawyer will file the Statement on your behalf. They will also pay the government filing fees, which will be added to the total price of service.

### **What are the filing fees?**

Filing fees depend on a number of factors, including the number of Statements that you file each year and the size of the claim. As a rule of thumb, they fall between \$100 and \$300. The good news is that a successful claim may be able to transfer some of these costs and expenses to the defendant, meaning this cost will be reimbursed eventually.

### **Do I need a lawyer in my city?**

No, not necessarily. Any experienced litigation lawyer can create a Statement of Claim for you. However, if the defendant decided to settle in court, you may want a local lawyer to attend with you.

“[Goodlawyer] is an amazing company and everything about them is professional, easy, cost effective and solution based. You will not be disappointed!

5-star Google review — Tyler, November 2020

[Book your Statement of Claim](#)