

STATE OF NEW YORK

SUPREME COURT COUNTY OF [Insert County]

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[Insert Caption]

Plaintiff

(Motor Vehicle Summons and  
Complaint with  
Single passenger plaintiff suing  
Driver of Second Car)

SUMMONS

vs.

Index No: [Insert Index Number]

Defendant[s]

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To the above named defendant[s]:

YOU ARE HEREBY SUMMONED and required to serve upon plaintiff's attorneys a verified answer to the verified complaint in this action within twenty days after the service of this summons, exclusive of the day of service, or within thirty days after service is complete if this summons is not personally delivered to you within the State of New York. In case of your failure to answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: [Insert Date]

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[Name of Attorney]  
[Name of Law Firm]  
Attorneys for Plaintiff[s]  
[Address]  
[Telephone Number]

Trial is desired in the County of [Insert County].

The basis of venue designated above is that Plaintiff resides there [or, defendant resides there, or is a foreign common carrier corporation, and the cause of action arose in the County of [Insert County]].<sup>1</sup>

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<sup>1</sup> These are some common venue bases in personal injury actions. Venue, however, must be decided on a case by case basis, *see* CPLR 501, 503-505.