**Small Claims Reminders for Trial Readiness**

If you have already been through the ODR facilitation portion of the Small Claim process, and were not able to resolve your matter, you will need to prepare for Trial.

1. Service

This portion of the process will have already taken place.

1. Military Status of Defendant
	* On your court date you should bring with you proof of the military status of each Defendant (excluding businesses) listed on the affidavit. If the Defendant does not appear on the trial date you may be granted default judgement if the Defendant is not in the Military. If the Defendant is in the Military and does not appear, the court will proceed with the rules regarding Lawsuits Involving Military Service Members per Utah Code section 39-7-101. Your proof of military status should include the following:
		+ **Military Service Affidavit/Declaration**. This form can be obtained from the Millard County Justice Court’s small claims webpage or the Utah State Court’s small claims webpage
			- <https://millardcounty.org/your-government/county-departments/justice-court/small-claims/>
			- <https://www.utcourts.gov/howto/smallclaims/>
		+ **Status Report** from the Department of Defense Manpower Data Center. This report can be requested and obtained through the Servicemembers Civil Relief Act (SCRA) Website.
			- [https://scra-w.dmdc.osd.mil/scra/#/home](https://scra-w.dmdc.osd.mil/scra/%23/home) - then click ‘Single Record Request.’
			- This document should be dated no earlier than the day before your Small Claims Trial.
	* If you cannot obtain the **Status Report**, the Judge will determine if the **Military Service Affidavit/Declaration** is evidence enough to grant default judgement.
2. You should also bring with you any and all evidence, witnesses, etc. to the scheduled hearing.