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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CASE NO. _____
[to be filled in by Clerk's Office]

COMPLAINT FOR
INTERPLEADER AND
DECLARATORY RELIEF

_____,
Plaintiff(s),
v.
_____,
Defendant(s).

I. THE PARTIES TO THIS COMPLAINT

A. Plaintiff(s) in Interpleader

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name _____
Street Address _____
City and County _____
State and Zip Code _____
Telephone Number _____

1 B. Defendant(s) in Interpleader

2 Provide the information below for each defendant named in the complaint, whether the
3 defendant is an individual, a government agency, an organization, or a corporation. For an
4 individual defendant, include the person's job or title (if known). Attach additional pages if
5 needed.

6 Defendant No. 1

7 Name

8 Job or Title (if known)

9 Street Address

10 City and County

11 State and Zip Code

12 Telephone Number

13 Defendant No. 2

14 Name

15 Job or Title (if known)

16 Street Address

17 City and County

18 State and Zip Code

19 Telephone Number

20 Defendant No. 3

21 Name

22 Job or Title (if known)

23 Street Address

24 City and County

State and Zip Code

Telephone Number

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Defendant No. 4

Name _____

Job or Title *(if known)* _____

Street Address _____

City and County _____

State and Zip Code _____

Telephone Number _____

II. BASIS FOR JURISDICTION AND VENUE

There are two types of interpleader actions, each brought under a different provision.

Which type of interpleader action are you bringing? *(check one)*

I am bringing this interpleader action under Federal Rule of Civil Procedure 22.
(Fill out Section A below.)

I am bringing this interpleader action under 28 U.S.C. § 1335. *(Fill out Section B below.)*

A. Interpleader Action Under Rule 22

1. Jurisdiction is proper because the action *(check all that apply)*:

arises under a federal statute, a federal treaty, and/or a provision of the United States Constitution *(specify the relevant statutory, treaty, and/or constitutional provisions. Attach additional pages if needed)*:

meets the jurisdictional requirements of 28 U.S.C. § 1332, under which no

1 plaintiff may be a citizen of the same State as any defendant, and the
2 amount at stake must exceed the sum or value of \$75,000:

3 a. The Plaintiff(s)

4 i. If the plaintiff is an individual

5 The plaintiff, *(name)* _____, is a citizen of
6 the State of *(name)* _____.

7 ii. If the plaintiff is a corporation

8 The plaintiff, *(name)* _____,
9 is incorporated under the laws of the State of *(name)*
10 _____,
11 and has its principal place of business in the State of *(name)*
12 _____.

13 *(If more than one plaintiff is named in the complaint, attach an additional page providing*
14 *the same information for each additional plaintiff.)*

15 b. The Defendant(s)

16 i. If the defendant is an individual

17 The defendant, *(name)* _____, is a citizen of the
18 State of *(name)* _____ Or is a citizen of
19 *(foreign nation)* _____.

20 ii. If the defendant is a corporation

21 The defendant, *(name)* _____, is
22 incorporated under the laws of the State of *(name)*
23 _____,
24 and has its principal place of business in the State of *(name)*

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_____.

Or is incorporated under the laws of *(foreign nation)*

_____.

and has its principal place of business in *(name)*

_____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

c. The Amount in Controversy

The amount in controversy-the amount the plaintiff claims the defendant owes or the amount at stake-is more than \$75,000, not counting interest and costs of court, because *(explain and attach additional pages if needed)*:

2. Venue is proper under 28 U.S.C. § 1391 because *(check one)*:

all of the defendants live in

(a common State) and at least one defendant lives in _____

(county, State), which is located in this court's judicial district. a

substantial part of the property that is the subject of this complaint

for interpleader is situated in _____

(county, State), which is located in this court's judicial district.

there is no district in which this action may otherwise be brought.

The court has personal jurisdiction over the defendants for the following reasons *(identify the connections the defendants have*

with the judicial district):

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B. Interpleader Action Under 28 U.S.C. § 1335

1. In order for this court to have jurisdiction over this action, at least two defendants must be citizens of different States as defined in 28 U.S.C. § 1332(a) or (c), and the value of the property in controversy must be at least \$500.

a. Interpleader Defendant No. 1

i. If the defendant is an individual

The defendant, *(name)* _____, is a citizen of the State of *(name)* _____ Or is a citizen of *(foreign nation)* _____.

ii. If the defendant is a corporation

The defendant, *(name)* _____, is incorporated under the laws of the State of *(name)* _____, and has its principal place of business in the State of *(name)* _____ Or is incorporated under the laws of *(foreign nation)* _____, and has its principal place of business in *(name)* _____.

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b. Interpleader Defendant No. 2

i. If the defendant is an individual

The defendant, *(name)* _____, is a
citizen of the State of *(name)* _____ Or is a
citizen of *(foreign nation)* _____.

ii. If the defendant is a corporation

The defendant, *(name)* _____, is
incorporated under the laws of the State of *(name)*
_____,
and has its principal place of business in the State of *(name)*
_____.

Or is incorporated under the laws of *(foreign nation)*
_____,
and has its principal place of business in *(name)* _____.

c. The Property in controversy

The property in controversy is worth \$ _____ *(value)*.

2. Venue is proper under 28 U.S.C. § 1397 because at least on defendant,
(name) _____, resides in *(county, State)* _____, which
is located in this court's judicial district.

III. STATEMENT OF INTERPLEADER ACTION

A. Describe the property that is the subject of this interpleader action, and explain why you
are in possession of the property. Explain why each of the defendants claims an
entitlement to the property.

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B. Plaintiff has (*check one*):

- deposited (*the property at issue*) _____ into the registry of the court
- given a bond payable to the clerk of court in the amount of \$ _____ (*value*), which the court has deemed proper and which is conditioned upon compliance by the plaintiff with the future order or judgment of the court with respect to the subject matter of the controversy.

C. *Explain why you are in great doubt as to which defendant(s) is/are entitled to the property subject to the interpleader action. Explain why you cannot determine which claim(s) is/are valid without exposing yourself to potential double litigation. Attach additional pages if needed.*

IV. RELIEF

The plaintiff requests that (*check all that apply*):

- Each defendant be restrained from instituting any action against the plaintiff for recovery of the property or any part of it.
- The defendants be required to interplead and settle among themselves their rights to the property and that the plaintiff be discharged from all liability.
- The plaintiff recover costs and reasonable attorney's fees.
- The court grant any further relief as may be just and proper under the circumstances of this case.

V. CERTIFICATION AND CLOSING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: _____

Signature of Plaintiff _____

Printed Name of Plaintiff _____

Date of signing: _____

Signature of Plaintiff _____

Printed Name of Plaintiff _____

Date of signing: _____

Signature of Plaintiff _____

Printed Name of Plaintiff _____