

Small Claims

Q: Small claims limits are the same as if filed in county or district court. Listed below are some examples:

A: *One Year:* Cases involving motor vehicle repair; tort actions such as those based on assault, battery or treble damages on security deposits.

Two years: Bad check cases in which triple damages are sought; any type of action against health care providers, hospitals, pharmacies, dentists, optometrists, and veterinarians.

Three years: Actions involving bodily injury or property damage arising out of a motor vehicle accident; contract cases; and those alleging fraud or misrepresentation.

Six years: Actions to recover bad debts; unpaid loans; or, for bad checks where triple damages are not sought.

If you are not sure about your individual case concerning statute of limitations, you may wish to consult an attorney.

Q: Am I limited in how many small claims cases may I file?

A: No plaintiff may file more than 2 claims per month or 18 claims per calendar year §13-6-411