

**COUNTERAFFIDAVIT AND DECLARATION BY STOP NOTICE CLAIMANT**  
**PUBLIC WORKS PROJECTS**

TO: ORIGINAL CONTRACTOR OR REPUTED ORIGINAL CONTRACTOR

TO: PUBLIC ENTITY

\_\_\_\_\_  
(NAME)

\_\_\_\_\_  
(NAME OF PUBLIC ENTITY)

\_\_\_\_\_  
(ADDRESS)

\_\_\_\_\_  
(SUBDIVISION, IF APPLICABLE)

\_\_\_\_\_  
(CITY) (STATE) (ZIP)

\_\_\_\_\_  
(ADDRESS)

\_\_\_\_\_  
(CITY) (STATE) (ZIP)

I, \_\_\_\_\_ state:  
(insert name of stop notice claimant)

That I furnished \_\_\_\_\_  
(describe labor performed or materials furnished)

to \_\_\_\_\_ as \_\_\_\_\_  
name of person to whom labor or materials was furnished (specify capacity of such person, e.g.)

\_\_\_\_\_ of the work of improvement located at:  
(contractor, subcontractor, sub-sub, architect, etc.)

That I gave a preliminary 20-day notice (public work) to \_\_\_\_\_  
(name of public entity)

on \_\_\_\_\_, 19\_\_\_\_\_, in accordance with Section 3098 of the California Civil Code. That I

filed a Stop Notice with \_\_\_\_\_ on \_\_\_\_\_, 19\_\_\_\_\_,

in accordance with Section 3184 of the California Civil Code. That the amount of \$ \_\_\_\_\_ which is due and

owing for the above described \_\_\_\_\_ remains unpaid.  
(describe labor and materials)

That I contest and rebut the allegations of the affidavit dated \_\_\_\_\_, 19\_\_\_\_\_,

filled by \_\_\_\_\_ as original contractor an said work of  
(insert name of original contractor)

improvement for the following reasons:

\_\_\_\_\_  
(SET FORTH IN DETAIL THE SOECIFIC BASIS UPON WHICH THE CLAIMANT CONTEST OR REBUTS THE ALLEGATIONS OF THE  
ORIGINAL CONTRACTOR'S AFFIDAVIT)

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_, California.

Telephone: (\_\_\_\_) \_\_\_\_\_

\_\_\_\_\_  
(name of claimant firm)

Contractor's License #: \_\_\_\_\_

\_\_\_\_\_  
(signature of claimant or agent)

\_\_\_\_\_  
(title)

\_\_\_\_\_  
Street or P.O. box)

\_\_\_\_\_  
(city, state, zip)

**DECLARATION OF SERVICE**

I, \_\_\_\_\_, declare that I served copies of the above Counteraffidavit and Declaration of a Stop Notice Claimant by first class registered / certified mail, postage prepaid, on the original contractor and the above public entity at the above address on \_\_\_\_\_, 19\_\_\_\_\_. I declare, under penalty of perjury, that the foregoing is true and correct.

Excuted on \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_, California.

Signature of person making service \_\_\_\_\_

**ATTACH RECEIPTS OF CERTIFIED OR REGISTERED MAIL WHEN RETURNED**

White Original Contractor Copy, Canary Public Entity Copy, Pink File Copy

