

# LANDLORD/TENANT ANSWER IN PERSON FACT SHEET (CIV-LT-91)



## #9: PAYMENT

Defense # 9 says: The rent, or a portion of the rent, has already been paid to the Petitioner. This defense is also called "payment."

If you have paid a part or all of the rent that the owner or landlord is asking for in the petition then you have a defense to the nonpayment petition. When you go to court you will have to tell the Judge or Court Attorney when and how you paid the rent. You should bring any proof you have of payment with you to court, like, rent receipts, canceled checks, letters or witnesses who saw you make the payment. If the Judge says that you have paid all of the rent, the nonpayment case will be dismissed. If you prove you have paid part of the rent, then you will only have to pay the amount that remains due.