

## COMPLAINT FOR CONVERSION (THEFT)

Sample Only  
Use At Your Own Risk



**INSTRUCTIONS:** The following is a “cause of action” to be inserted after the heading of the complaint and common allegations. Include as many other causes of action as you have claims such as fraud, accounting, etc. Your “prayer” (request for relief) comes after your causes of action and must describe the relief you are seeking for each cause of action.

### FIRST CAUSE OF ACTION

(For Conversion Against \_\_\_\_)

<>. Defendant \_\_, \_\_ is \_\_, and at all times herein mentioned was \_\_, a resident \_\_ of the City of \_\_, County of \_\_, State of California.

<>. Defendant \_\_, \_\_, is \_\_, and at all times herein mentioned, was \_\_ a Corporation organized and existing under the laws of the State of California with principle offices located at \_\_, in the City of \_\_, County of \_\_.

<>. Plaintiff \_\_ is \_\_ ignorant of the true names and capacities of defendants sued herein as DOES I through X, inclusive, and therefore sues \_\_ these defendants by such fictitious names. Plaintiff \_\_ will amend this complaint to allege their true names and capacities when ascertained.

<>. Plaintiff \_\_ is \_\_ informed and believes \_\_ and thereon alleges \_\_ that, at all times herein mentioned, each of the defendants sued herein was the agent and employee of each of the remaining defendants and was at all times acting within the purpose and scope of such agency and employment.

<>. At all times herein mentioned, and in particular on or about \_\_\_\_, 19 \_\_\_\_, plaintiff \_\_ was \_\_, and still is \_\_ [--- entitled to the possession of the following personal property, namely: \_\_\_\_\_

<>. On or about \_\_\_\_, 19\_\_\_\_, and at \_\_\_\_\_, California, the above-mentioned property had a value of \$\_\_\_\_\_.

<>. On or about \_\_\_\_, 19\_\_\_\_, defendant \_\_\_\_\_[----took the above-mentioned property from plaintiff's possession and converted the same to \_\_\_\_ own use.

**[----OPTIONAL: WHERE LAWFULLY ACQUIRED----]**

<>. On or about \_\_\_\_, 19\_\_\_\_, plaintiff\_\_\_\_ demanded the immediate return of the above-mentioned property but defendant\_\_\_\_ failed and refused, and continues\_\_\_\_ to fail and refuse, to return the property to plaintiff\_\_\_\_. A copy of plaintiff\_\_\_\_ written demand for return of the property is attached hereto as Exhibit \_\_\_\_\_ and made a part hereof.

**[---OPTIONAL IF SEEKING ALTERNATIVE  
DAMAGES UNDER CC 3336-----]**

<>. As a proximate result of defendant's\_\_\_\_ conversion, plaintiff suffered the following damages which are the natural, reasonable, and proximate results of the conversion: \_\_\_\_\_, all to plaintiff's\_\_\_\_ damage in the sum of \$\_\_\_\_\_.

**[---CONTINUE-----]**

<>. Between the time of defendant's\_\_\_\_ conversion of the above-mentioned property to \_\_\_\_ own use and the filing of this action plaintiff\_\_\_\_ expended the following time and money in pursuit of the converted property, all to plaintiff's\_\_\_\_ further damage in the sum of \$\_\_\_\_\_.

<>. The aforementioned acts of defendant\_\_\_ were\_\_\_ wilful, wanton, malicious, and oppressive, were undertaken with the intent to defraud, and justify the awarding of exemplary and punitive damages in the amount of \$\_\_\_\_\_.

WHEREFORE, plaintiff\_\_ pray\_\_ judgment against defendant\_\_ and each of them, as follows:

<>. For the value of the property converted in the sum of \$\_\_\_\_\_;

<>. For interest at the legal rate on the foregoing sum pursuant to Section 3336 of the Civil Code, from and after \_\_\_\_\_, 19\_\_\_\_;

[----<>. For damages for the proximate and foreseeable loss resulting from defendant's conversion in the sum of \$\_\_\_\_\_;-----]

[-----<>. For damages for time and money properly expended in pursuit of the converted property in the sum of \_\_\_\_\_;-----]

[-----<>. For punitive and exemplary damages in the sum of \_\_\_\_\_;-----]

<>. For costs of suit herein incurred; and

<>. For such other and further relief as the court may deem proper.

Date: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
[Plaintiff's name]  
Plaintiff *In Pro Per*

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