

OPPOSITION TO
MOTION OR REQUEST
GENERAL

IMPORTANT

**THIS PACKET IS IN NO WAY INTENDED TO SUBSTITUTE FOR THE
ADVICE OF A PRIVATE ATTORNEY**

Private Counsel Is Always Recommended For Legal Matters

The law allows any person to represent themselves in a legal action. However, filing an action with the Court and representing yourself in the courtroom can be a complicated legal procedure and this packet does not attempt to address all the legal issues involved in bringing your matter before the court. This packet is created to help you access the legal system without the assistance of an attorney.

When representing yourself, you are responsible for understanding the law that governs your case and for filing the proper legal documents. The laws and rules are set out in the Nevada Revised Statutes, the Rules of Civil Procedure, and the local rules governing the jurisdiction in which you are filing your documents.

When you sign these documents and present them for filing with the court, it is assumed by the Court that you have carefully read the documents, that you understand all the terms in the documents, that you agree with all the provisions in the documents, and that you are aware of all the consequences those provisions may produce.

Before filling in any portion of the following documents, read all the materials included in this packet regarding custody, visitation, child support and definitions of terms.

THIS INFORMATION IS PROVIDED AS A COURTESY ONLY. THE COURT, SELF-HELP CENTER, NON-PROFIT ORGANIZATION, OR LAW LIBRARY THAT MAY PROVIDE THIS INFORMATION SHALL NOT BE LIABLE FOR ERRORS CONTAINED HEREIN OR FOR DIRECT, INDIRECT, SPECIAL OR CONSEQUENTIAL DAMAGES IN CONNECTION WITH THE FURNISHINGS OF THIS MATERIAL.

**GENERAL INFORMATION ABOUT FILING AN
OPPOSITION TO MOTION OR REQUEST**

The forms must be typewritten or legibly handwritten in black ink.

There is no fee to file this document, so long as you have paid your fee with the initial filing of your documents.

There are facilities for copying your documents at the Court Clerk's office at the charge of \$.50 **per page**. Therefore, it is recommended that you make any copies of the documents you may want, or need, prior to going to the Court Clerk's office. You will need **two** copies of each document to be filed unless told otherwise. If exhibits are attached to the original document, a copy of the exhibits must be attached to each copy.

Location of the Court Clerk's Office

The Court Clerk's Office for White Pine County is located on the first floor of the courthouse at 801 Clark Street, Suite 4, Ely, Nevada 89301 or call (775) 293-6509.

If you are mailing the documents to the Court Clerk's office for filing, OR if you have submitted an Order of Decree for the Judge to sign, **it is strongly suggested that you provide a self-addressed, stamped envelope when you file your documents. A copy of the file-stamped documents will then be mailed to you.**

FILLING OUT THE DOCUMENTS

1. **For All Documents:** Fill in the spaces on lines 9 through 13, **exactly** as they appear in your other documents. This is the "heading" of the document and it is always the same. If you are the Plaintiff in the original document, you will remain the Plaintiff; if you are listed as the Defendant in the original document, you will remain the Defendant. The Case No. and Dept. No. are always the same.
2. **Important Note:** This form provides you with the basic form to protect your interest in the legal matter, so long as it is filed within the time frame of ten (10) days after you have been served with a Motion or Request. **If you do not file within that time period, the other party may submit the motion and may be granted all they request.**
3. **Be aware** that multiple motions may have been filed. If you have been served with additional motions, you must answer each motion on a separate form. If you do not formally answer each motion, the other party may submit those motions and may be granted all they request. If you have questions regarding motions that have been served on you, immediately seek counsel with a private attorney.
4. **The Opposition:** When noting what you agree or disagree with, be sure to address each and every item in the Motion or Request. If you need more space, additional sheets of

paper can be attached. Be sure to write only on one side of the paper and clearly indicate that it is a continuation of your explanation.

5. If you have documentation or statements that support your argument or that contradict the information in the Motion or Request, or the information in any of the other documents filed by the other party, be sure to attach copies of the documents or statements to your Opposition as exhibits. Explain in your Opposition how the exhibits support your claims or contradict the other party's claim.
6. **There may not be a hearing on the Motion or Request. This may be the only change you have to present your side of this matter to the Judge. The other party has one more opportunity to answer the things you bring up in your Opposition. If is important that you fully present your case to the Court at this point.**
7. The Certificate of Service: The opposing party must be personally served with a copy of the documents. Service may be made by mail or be personal service. After the documents have been completed, place an "X" on the appropriate line indicating the method of service. The Certificate is to be filled out and signed by the person who actually mails or personally serves a copy of the documents on the other party or their attorney.
8. Once the documents are completed, make two copies of each. Serve **one copy** as noted in the Certificate of Service. If there are multiple parties, make enough copies for yourself and each party. Take the original **and one copy** to the Court Clerk to be filed. The copy will be returned to you for your file.
9. **REMINDER: If a motion has been served on you, you must answer that motion with other responsive documents.**

If you need guidance in filling out the forms or in the procedure of the case, seek the advice of a private attorney.

NOTE: YOU MAY NOT USE THESE FORMS IF YOU ARE PRESENTLY REPRESENTED BY AN ATTORNEY IN THIS MATTER.

1 Case No.

2 Dept. No.

3 The undersigned hereby affirms that
4 this document does not contain the
5 social security number of any person.

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7 IN THE 7TH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
8 IN AND FOR THE COUNTY OF WHITE PINE

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Plaintiff,

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v.

**OPPOSITION TO MOTION
FOR _____**

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Defendant.

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I, _____, the _____ in this matter,
(Your name) (Plaintiff or Defendant)

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respond to the Motion _____ filed by
(Title of document to which you are responding)

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_____ on _____ as follows:
(Name of other party) (Date document filed)

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(State very specifically why you oppose or why you agree with the motion or request. If you agree with a part of the motion or request but disagree with another part, state that also.)

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If more space is needed to explain your position or you're your argument, attach additional sheets. Be sure to write only on one side of the sheet.

I _____ request a hearing on this matter.
(do or do not)

If a hearing is requested, please state why you feel a hearing is necessary:

Date: _____

(Print Name)

(Signature)

(Address)

(Telephone number)

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Case No.

Dept. No.

The undersigned hereby affirms that
this document does not contain the
social security number of any person.

IN THE 7TH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WHITE PINE

Plaintiff,

REQUEST FOR A HEARING

v.

Defendant.

I, _____, the _____ in this matter,
(Your name) (Plaintiff or Defendant)

request a hearing regarding _____
(What you are requesting a hearing for)

My reasons for requesting a hearing are as follows:

Date: _____

(Print Name)

(Signature)

(Address)

(Telephone number)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that they are 18 years of age or older, and on this date served a true and correct copy of the document/s entitled: _____

(Clearly list all documents you served

In the following way: *(check the appropriate blank, and fill in the appropriate information)*

IF THE DOCUMENTS WERE SERVED BY MAIL:

_____ by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid

_____ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested

The envelope was addressed to:

(Name) _____ at

(Address) _____

And that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED:

_____ by personally serving:

(Name) _____ at

(Address) _____

DATED: This ____ day of _____, _____.

(Signature of person who performed service)