

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

 (Plaintiff))
)
 PLAINTIFF,)
)
 Vs)
)
 _____)
 (Defendant))
)
 DEFENDANT,)

Case No. _____

NOTICE OF HEARING ON MOTION
FOR _____

TO: _____
(List names of parties to receive notice of filing)

YOU ARE HEREBY GIVEN NOTICE that a hearing on the Motion for _____
 _____ will be
 heard before the Court pursuant to Rule 3.2 of the North Dakota Rules of Court, the Honorable
 _____ presiding, on the ____ day of _____,
 20____, at _____ (am/pm) or as soon thereafter as the matter may be heard.

Dated this ____ day of _____, 20____

(Signature)

(Printed Name)

(Address)

(City, State, Zip Code)

(Telephone Number)

INSTRUCTIONS FOR NOTICE OF HEARING ON MOTION

ND Legal Self Help Center Staff and Court employees cannot help you fill out forms. If you are unsure how to proceed, you should consult a lawyer.

There is no guarantee that all judges and courts will accept forms available through the ND Legal Self Help Center.

Do not include these instruction sheets when you serve or file the completed form.

THE “MOTION” SECTION OF THE [GUIDE TO A CIVIL ACTION](#) on the ND Legal Self Help Center website has additional information and resources.

The party making a request for a hearing on a motion must serve a notice of the hearing on all other parties. [Rule 3.2 of the North Dakota Rules of Court](#) describes how to make a timely request for a hearing on the motion.

This form may be used to notify parties of a hearing on the motion if the moving party did not request a hearing, or if the moving party did not include a notice of hearing in their Notice of Motion.

If the opposing party requests a hearing on the motion, this form may be used to notify parties of the hearing. Notice by the opposing party can also be included as the first section of the opposing party’s answer brief by copying the notice on this form.

Top of Form:

- Complete the top of the Notice of Hearing on Motion exactly as it appears in the Plaintiff’s complaint.
- Fill in the type of motion on the lines under “Notice of Hearing on Motion For.”
- List the names of all the other parties on the “TO:” line. If a party is represented by a lawyer, list the name of the lawyer.
- Fill in the case number.

Hearing Information:

The party requesting a hearing on a motion must schedule a time for the hearing by contacting the clerk of court where the civil action is filed.

- Fill in the hearing information.

Sign and Date the Notice of Motion:

- The party requesting the hearing must sign and date the Notice of Hearing on Motion.

Serve and File the Notice of Hearing on Motion:

- A copy of the Notice of Hearing on Motion must be served on all other parties. The Notice of Hearing on Motion can be served with answer to motion documents.

The [Service](#) link on the ND Legal Self Help Center website has information about service after a civil action has been started.

- The original Notice of Hearing on Motion must be filed with the clerk of court where the existing case is filed. The Notice of Hearing on Motion can be filed with answer to motion documents.

The “Filing Documents with the District Court” Section of the [Guide to a Civil Action](#) on the ND Legal Self Help Center website has additional information and resources.

Do not include these instruction sheets when you serve or file the completed form.

The North Dakota Legal Self Help Center provides resources to people who represent themselves in civil matters in the North Dakota courts. The information provided by the Center is not intended for legal advice but only a general guide to the court process. The Center is not responsible for any consequences that may result from the information provided. The information cannot replace the advice of competent legal counsel licensed in the state.