

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

_____,)
)
 Plaintiff,)
)
 vs.)
)
 _____,)
)
 Defendant.)

Civil No. _____

NOTICE OF MOTION AND MOTION TO COMPEL DISCOVERY

TO: ABOVE-NAMED, BY AND THROUGH (HIS) (HER) ATTORNEY, _____

YOU WILL PLEASE TAKE NOTICE that on the _____ day of _____, _____, at _____ .m., or as soon thereafter as counsel may be heard before the Honorable _____ a (Referee) (Judge) of the above-named Court, at the _____ County Courthouse, _____, in the City of _____, County of _____, and State of North Dakota, _____ of _____ will move the Court for an Order.

1. Compelling _____ to provide complete Answers to Interrogatories _____ to _____, which were served (personally) (by mail) on the _____, by and through (his) (her) attorney on _____, _____.

2. Compelling _____ to produce all of the documents requested in _____'s Request for Production of Documents, which were served (personally) (by mail) on _____, by and through (his) (her) attorney on _____, _____.

3. Establishing for purposes of this action that any information requested in _____'s Interrogatories and Request for Production of Documents shall be in accordance with the claims of _____ if _____ falls to provide complete

answers to _____'s Interrogatories and complete responses to _____'s Request for Production of Documents within thirty (30) days.

4. Prohibiting _____ from supporting claims in opposition to _____ with information or evidence that should have been provided in response to _____'s Interrogatories and Request for Production of Documents if complete answers to _____'s Interrogatories and complete responses to _____'s Request for Production of Documents are not provided by _____ within thirty (30) days.

5. Finding that if _____ does not provide complete answers to _____'s Interrogatories and complete responses to _____'s Request for Production of Documents within thirty (30) days, a request by _____ for a default judgment against _____ should be considered.

6. Requiring _____ to pay to _____ (the sum of \$_____) (a reasonable sum) as and for reasonable attorneys' fees and costs incurred incident to this motion.

7. For such other and further relief as the Court may deem just, fair, and equitable in the premises.

Said motion is based upon the Affidavit of _____, and arguments of counsel, together with all pleadings, records and files herein.

Dated this _____ day of _____, _____.

By _____
Name of Attorney
Address
Telephone
ND License No. _____
ATTORNEYS FOR _____