Form 76B

Courts of Justice Act

SIMPLIFIED PROCEDURE MOTION FORM

|  |
| --- |
| Court File No........................ |
|  |
| *(General heading)* |
|  |
| SIMPLIFIED PROCEDURE MOTION FORM |
|  |
| JURISDICTION | ( ) | Judge |
|  | ( ) | Associate Judge |
|  | ( ) | Registrar |
|  |
| THIS FORM IS FILED BY *(Check appropriate boxes to identify the party filing this form as a moving/responding party on this motion AND to identify this party as plaintiff, defendant, etc. in the action)* |
|  |
| [ ] | moving party |
| [ ] | plaintiff |
|  | .................................................................................................................................................................... |
| [ ] | responding party |
| [ ] | defendant |
|  | .................................................................................................................................................................... |
| [ ] | Other — specify kind of party and name |
|  | .................................................................................................................................................................... |
|  |
|  |
| MOTION MADE |  |
|  |  |
| [ ] | on consent of all parties | [ ] | on notice to all parties and unopposed |
| [ ] | without notice | [ ] | on notice to all parties and expected to be opposed |
|  |  |
| Notice of this motion was served on(date): .............................................................................................. |
|  |  |
| by means of: |  |
|  |
|  |
|  |
|  |
| METHOD OF HEARING REQUESTED |
|  |
| [ ] | in person  |
| [ ] | in writing only, no attendance |
| [ ] | by telephone conference |
| [ ] | by video conference |
|  |  |
| Date, time and address or telephone conference or video conference details |
|  |
|   |   |   |
| (date) | (time) | (place) |
|  |
|  |  |  |
| ORDER SOUGHT BY THIS PARTY (Responding party is presumed to request dismissal of motion and costs) |
|  |  |  |
| [ ] | extension of time — until (give specific date): ......................................................................................... |
| [ ] | serve claim |  |
| [ ] | file or deliver statement of defence |  |
| [ ] | other relief — be specific |  |
|  | .................................................................................................................................................................... |
|  | .................................................................................................................................................................... |
|  |
|  |  |  |
| MATERIAL RELIED ON BY THIS PARTY |
|  |  |  |
| [ ] | this form |  |
| [ ] | pleadings |  |
| [ ] | affidavits — specify .................................................................................................................................. |
| [ ] | other — specify |  |
|  | .................................................................................................................................................................... |
|  | .................................................................................................................................................................... |
|  |
| GROUNDS IN SUPPORT OF/IN OPPOSITION TO MOTION (INCLUDING RULE AND STATUTORY PROVISIONS RELIED ON)  |
|  |
|  |
|  |
|  |
| CERTIFICATION BY LAWYER |
|  |
| I certify that the above information is correct, to the best of my knowledge.Signature of lawyer *(If no lawyer, party must sign)* |
|  |  |
|  |  |
| Date |  |
|  |  |
|  |
|  |
| THIS PARTY’S LAWYER *(If no lawyer, give party’s name, address for service, telephone and e-mail address, if any.)* | OTHER LAWYER *(If no lawyer, give other party’s name, address for service, telephone and e-mail address, if any.)* |
|  |  |
| Name and firm: | Name and firm: |
|  |  |
| Address: | Address: |
|  |  |
| Telephone: | E-mail address: | Telephone: | E-mail address: |
|  |  |  |  |
| THIS PARTY’S LAWYER *(If no lawyer, give party’s name, address for service, telephone and e-mail address, if any.)* | OTHER LAWYER *(If no lawyer, give other party’s name, address for service, telephone and e-mail address, if any.)* |
|  |  |
| Name and firm: | Name and firm: |
|  |  |
| Address: | Address: |
|  |  |
| Telephone: | E-mail address: | Telephone: | E-mail address: |
|  |  |  |  |
|  |
|  |
| DISPOSITION |
|  |
| [ ] | order to go as asked |
| [ ] | adjourned to |
| [ ] | order refused |
| [ ] | order to go as follows: |
|  | .................................................................................................................................................................... |
|  | .................................................................................................................................................................... |
|  |
| Hearing method .................................................................................. | Hearing duration ............................................................................... min. |
|  |  |
| Heard in: | [ ] courtroom | [ ] office [ ] by telephone conference [ ] by video conference |
|  |  |
| [ ] | Successful party MUST prepare formal order for signature |
|  |  |
| [ ] | No copy of disposition to be sent to parties |
|  |  |
| [ ] | Other directions — specify |
|  | .................................................................................................................................................................... |
|  | .................................................................................................................................................................... |
|  |  |
|  |  |
| Date ............................................................. | Name ................................................Judge/Associate Judge/Registrar | Signature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

RCP-E 76B (April 1, 2021)