

(Name)
(Mailing Address)
(City, State, Zip Code)
(Phone Number)

Plaintiff / Defendant (Circle One)

**IN THE JUSTICE COURT OF THE STATE OF MONTANA
IN AND FOR THE COUNTY OF MISSOULA
BEFORE _____, JUSTICE OF THE PEACE**

Plaintiff(s),

CASE NO: SM _____

-vs-

NOTICE OF REMOVAL

Defendant(s),

COMES NOW the defendant(s) within ten (10) days of service of the small claims complaint as provided under section 25-35-605, MCA, and files a NOTICE OF REMOVAL of this action to the CIVIL DIVISION OF THE JUSTICE COURT.

DATED this _____ day of _____, _____.

Signature of Defendant(s)

NOTICE OF FILING OF REMOVAL

On this date a NOTICE OF REMOVAL to the civil division of the Justice Court was filed with the court under case number: _____. The Justice and City Court Civil Rules and statutes governing proceedings originally filed in the Justice Court are to be followed, except the plaintiff(s) is/are not required to replead the complaint unless the court so orders or pay an additional filing fee if paid in small claims court. Each defendant is required to answer the complaint in this action and is required to pay the statutory filing fee of \$20.00 for said answer. If the answer is not filed within twenty (20) days of removal, the plaintiff(s) may request entry of default judgment as provided by Rules 7 and 21 of the Justice and City Court Civil Rules.

Mediation currently set for _____, and the Non-Jury Trial for _____, are hereby vacated.

DATED this _____ day of _____, _____.

Justice of the Peace

Certificate of Service:

I hereby certify that true and correct copy of this Notice of Removal was served upon the above-named parties by placing the same in the U.S. Mail, postage fully paid thereon, addressed as follows:

Signature

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