

1 Case No. _____

2 Dept. _____

3 IN THE JUSTICE COURT OF ESERALDA TOWNSHIP
4 COUNTY OF ESERALDA, STATE OF NEVADA
* * * * *

6 _____,

7 vs Landlord(s),

**MOTION TO SET ASIDE (CANCEL)
ORDER FOR SUMMARY EVICTION
AND SEAL CASE**

9 _____,

10 _____ Tenant(s). /

11 Tenant, appearing in proper person, requests that the Court set aside (cancel) the summary
12 eviction pursuant to JCRCP 60(b).

13 This Court can set aside the summary eviction order if I am able to show that my failure to act
14 in this case was due to mistake, inadvertence, surprise or excusable neglect, or was the result of
15 some fraud, misrepresentation, or misconduct by my landlord. This Court can also set aside the
16 order if I have satisfied it by moving out, among other reasons.

17 The summary eviction order in this case should be set aside because *(state in detail the*
18 *facts, circumstances, and legal arguments that support your request, including any valid legal*
19 *defense you had to the eviction):*

20 _____
21 _____
22 _____
23 _____
24 _____

25 Check if attaching continuation pages

1 Additionally, if this Court should order the set aside of the eviction order, I request that the
2 summary eviction case be sealed pursuant to NRS Chapter 40, as amended by Assembly Bill 107,
3 Section 2(b)(1).

4 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is
5 true and correct.

6
7 _____
(Date)

_____ (Print Name)

_____ (Signature)

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CERTIFICATE OF SERVICE

I CERTIFY that on *(insert date motion was served)* _____, I served the **MOTION TO SET ASIDE (CANCEL) ORDER FOR SUMMARY EVICTION AND SEAL CASE**, pursuant to JCRCP 5 (b), by the following method *(check one box)*:

Depositing a copy of the motion in the United States Mail, postage prepared, to the address listed below *(below insert name and mailing address of Landlord or Landlord’s attorney)*.

Delivering, by hand delivery, a copy of the motion to the address listed below and leaving it (i) with Landlord or Landlord’s attorney; (ii) at the office of Landlord or Landlord’s attorney with a person in charge or if there is no one in charge, in a conspicuous place; or (iii) at Landlord’s dwelling house with a person of suitable age and discretion residing there *(below insert name and mailing address of Landlord, Landlord’s agent or attorney, or person of suitable age and discretion as applicable)*.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

(Date)

(Print Name)

(Signature)