COMMONWEALTH OF MASSACHUSETTS

APPEALS COURT

{{ trial\_court }}

COURT DOCKET NO. {{ docket\_number }}

APPEALS COURT DOCKET NO. {% if knows\_docket\_number %} {{ appeals\_docket\_number }} {% endif %}

{{ plaintiffs }}

PLAINTIFF(S)

v.

{{ defendants }}

DEFENDANT(S)

**MOTION FOR** **LEAVE TO LATE DOCKET APPEAL**

(1) Pursuant to Mass. R.A.P. 14(b), I am requesting that the Appeals Court, or a single justice thereof, issue an order enlarging the time for me to enter my appeal on the docket as required by Mass. R.A.P. 10(a)**.**

(2) I received the notice of assembly of the record from the lower court on {{ notice\_date }}

(3) I {% if motion\_to\_dismiss == True %} have {% elif motion\_to\_dismiss == False %} have not {% else %} am not sure if I have {% endif %} been served a motion to dismiss by the appellee {{ other\_parties }}.

(4) Good cause exists to grant leave to late docket this appeal.  See Tisei v. Building Inspector of Marlborough, 3 Mass. App. Ct. 377, 378-79 (1975).

(5) Excusable neglect.  My failure to timely docket this appeal was the result of excusable neglect.  {{ excuse\_description }}

(6) Meritorious issue on appeal.  This appeal presents at least one meritorious issue on appeal. {{ issue\_description }}

(7) For these reasons, I request leave to late docket this appeal.

{%p if i == "final" %}

{{ users[0].signature }}

{%p endif %}

{{ users[0] }}

{{ users[0].address.block() }}

{{ showifdef('user[0].phone\_numbers()') }}

{{ showifdef('users[0].email') }}

{{ user\_date }}

CERTIFICATE OF SERVICE

Pursuant to Mass. R.A.P. 13 (d), I hereby certify under the penalties of perjury, that I have served or will serve the attached motion upon the attorney of record for each attorney of record, or if the party has no attorney then I made service directly on the self-represented party by {{ motion\_delivery }}.  To the following person(s) at the following physical or email address(es): {{ attorney[0] }}, {{ attorney[0].address }}.  I have made or will make service on {{ service\_date }}

Signed under the penalties of perjury,

{%p if i == "final" %}

{{ users[0].signature }}

{%p endif %}

{{ users[0].name.first }} {{ users[0].name.last }}

{{ user\_date }}

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Exhibits

(Please attach all relevant documents from you trial court case and provide a list here)

1. {%p if doc\_uploads %}
2. {%p for doc\_upload in doc\_uploads %}
3. {{ doc\_upload.filename }}
4. {%p endfor %}
5. {%p endif %}