SELF-REPRESENTED LITIGANT

MOTION & ORDER FOR CONTINUANCE

**This form is intended for litigants who:**

* Have a hearing or other matter set before the court and/or a hearing officer and wish to have that matter continued until a future date.

**Information you will need:**

1. The docket number of the case for which you are requesting a continuance.
2. The date and location of your currently scheduled hearing.
3. Evidence (if possible) in support of your request for a continuance.
4. The exact name and address of the opposing party or the opposing party’s counsel.

**Instructions:**

These instructions are meant to guide you through the process of requesting a continuance.

**Courts take scheduled dates seriously. A continuance should be asked for only as a last option. Filing a *Motion for Continuance* does not automatically mean you will get a continuance. If the court does not give you a continuance, the case will move forward according to the already scheduled date.**

This packet of forms is not legal advice and cannot take the place of the advice that a lawyer can give you. It is always best to speak with a lawyer before taking any legal action. **When you represent yourself in court, you must follow all the proper procedures and the law. It is your responsibility to see your case through the whole process.**

1. Be sure you have the correct form.
2. Read all instructions before you begin.
3. Fill in the blanks with 100% accurate information. *Any false statement made in court or written in a court document may constitute perjury.*
4. Check all options that pertain to your situation.
5. Attach any supporting documentation (i.e., a doctor’s note) related to your request.

**All litigants are better off when represented by a licensed attorney. For help finding representation, visit** [www.LSBA.org/goto/FindLegalHelp.](http://www.lsba.org/goto/FindLegalHelp) **If you do not understand a legal term, need to have a hearing in open court, or need to clarify the correct response or application to your situation, you may want to seek more information or advice from the following resources:**

Louisiana LawHelp: [www.louisianalawhelp.org](http://www.louisianalawhelp.org/) Free Legal Answers: LA.freelegalanswers.org

Law Library of Louisiana: lasc.libguides.com/resources-for-self-represented-litigants

{% if user\_ask\_role == ‘plaintiff’ %}**{{ user\_names}}**{% else %}**{{ other\_parties\_names }}**{% endif %}

**PETITIONER**

**VERSUS**

{% if user\_ask\_role == ‘defendant’ %} **{{ user\_names }}**

{% else %}**{{ other\_parties\_names }}**{% endif %}

**DEFENDANT**

**{{ judicial\_district }} JUDICIAL DISTRICT COURT**

**DOCKET NO: {{ docket\_number }} DIV. {{ division }}**

**{{ name }} PARISH**

**STATE OF LOUISIANA**

**\* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* MOTION AND ORDER FOR CONTINUANCE**

**NOW INTO COURT**, comes **{{ users[0].name.full() }},** the Respondent, appearing in “proper person” in the above entitled and numbered cause, who respectfully provides that:

**1.**

There is presently a {% if type\_of\_hearing[‘Rule of Custody’] %}[✔]{% else %}[ ]{% endif %} Rule for Custody / {% if type\_of\_hearing[‘Child Support’] %}[✔]{% else %}[ ]{% endif %} Child Support / {% if type\_of\_hearing[‘Visitation’] %}[✔]{% else %}[ ]{% endif %} Visitation / {% if type\_of\_hearing[‘Other’] %}[✔]{% else %}[ ]{% endif %} other pleading*,*

***(check applicable ones)*** scheduled for hearings as follows:

Before Judge **{{ judge\_last\_name }}** on the date of **{{ date\_rule\_to\_show\_cause\_served }}** .

**2.**

That the Respondent seeks a continuance of the hearings for the following reasons: ***(check applicable one(s)).***

{% if reason\_for\_continuance[‘preparing\_seeking\_counsel’] %}[✔]{% else %}[ ]{% endif %} He/she was served with the Rule on **{{ date\_rule\_to\_show\_cause\_served }}**,and that additional time is needed to prepare and/or seek and retain counsel not necessarily limited to Legal Aid;

{% if reason\_for\_continuance[‘appointment\_or\_engagement’] %}[✔]{% else %}[ ]{% endif %} That he /she has a doctor’s appointment or other important prior engagement that cannot be rescheduled without great disruption ***(provide proof if available)***; and/or

{% if reason\_for\_continuance[‘other\_reason\_for\_continuance’] %}[✔]{% else %}[ ]{% endif %}Other

**Please explain**: **{{ other\_reason\_for\_continuance\_description }}**

**3.**

That the{% if who\_was\_contacted == other\_parties[0].name.first %} [✔] opposing party / □ counsel {% elif defendant\_contacted\_about\_continuance or defendant\_contacted\_about\_continuance == False %} [✔] opposing party / □ counsel {% elif who\_was\_contacted == ‘their\_attorney’ %} □ opposing party / [✔] counsel {% elif plantiff\_or\_defendant\_attorney and other\_party\_contacted\_about\_continuance == False%} [ ] opposing party / [✔] counsel {% endif %} *(check one*) {% if other\_party\_contacted\_about\_continuance %} [✔] has/ □ has not {% elif defendant\_contacted\_about\_continuance %} [✔] has/ □ has not {% elif defendant\_contacted\_about\_continuance == False %} □ has/ [✔] has not {% elif other\_party\_contacted\_about\_continuance == False %} □ has/ [✔] has not {% endif %} (*check one*) been contacted and {% if possible\_objection %}[✔] does / □ does not{% else %} □ does / [✔] does not {% endif %} (*check one*) have objection to the continuance of this matter. Notwithstanding this, it is requested that this hearing be re-set on the next available hearing date(s) in order to allow mover to have meaningful “access to justice.”

The name and telephone number of opposing party or counsel is as follows:

{% if plantiff\_or\_defendant\_attorney %}**{{ attorney[0].name.full() }}** {% else %} **{{ other\_parties[0].name.full()** }}{% endif %} (Name)

{% if plaintiff\_or\_defendant\_attorney %}**{{ attorney[0].address.on\_one\_line() }}** {% else %} **{{ other\_parties[0].address.on\_one\_line()** }}{% endif %} (Address)

{% if plaintiff\_or\_defendant\_attorney %} **{{ attorney[0].address.city }}, {{ attorney[0].address.state }}, {{ attorney[0].address.zip }}** {% else %} **{{ other\_parties[0].address.city }}, {{ other\_parties[0].address.state }}, {{ other\_parties[0].address.zip }}** {% endif %} (City, State, Zip)

{% if plaintiff\_or\_defendant\_attorney %} **{{ attorney\_phone\_number }}** {% else %} **{{ phone\_number }}** {% endif %}(Telephone Number)

**WHEREFORE,** the undersigned party moves this court to grant a continuance of the hearings presently scheduled above and further that this matter be re-set for the next available hearing date(s).

**{{ users[0].name.full() }} (Signature of mover)**

**{{ users[0].address.on\_one\_line() }} (Address)**

**{{ user\_phone\_number }} (Telephone Number)**

**ORDER**

**CONSIDERING** the above and foregoing Motion, **IT IS HEREBY ORDERED** that the hearings presently scheduled above, is/are hereby continued and re-set as follows:

Before Judge on the day of

a.m./p.m.

**OR :**

, 20 , at

**THE MOTION IS DENIED** and set for a hearing on day of , 20 .

**THUS RENDERED AND SIGNED** on this

day of

, 20 , in

Parish, Louisiana.

**JUDGE, {{ judicial\_district }} Judicial District Court**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing pleading was served upon

***(name of adverse or opposing counsel)*,** by placing copy of the same in

the U.S. mail, postage prepaid and properly addressed this day of

(***name of mover***).

, 20 , by me,

(signature of mover)