

APPENDIX OF FORMS

Introductory Statement.

(See Rule 84)

1. The following forms are intended for illustration only. They are limited in number. No attempt is made to furnish a manual of forms. While these forms list allegations considered to be sufficient in a typical case, other proper allegations may be added or substituted as conditions may require. Each form assumes the action to be brought in the first judicial district, Laramie County.

2. Except where otherwise indicated each pleading, motion, and other paper should have a caption similar to that of the summons, with the designation of the particular paper substituted for the word "Summons." In the caption of the summons, of the complaint, and of orders to show cause, final orders, judgments or decrees, all parties must be named but in other pleadings and papers, it is sufficient to state the name of the first party on either side, with an appropriate indication of other parties. See Rules 4(b), 7(b)(2), and 10(a).

3. Each pleading, motion, and other paper is to be signed in his individual name by at least one attorney of record (Rule 11). The attorney's name is to be followed by his address as indicated in Form 3. In forms following Form 3 the signature is not indicated.

4. If a party is not represented by an attorney, the signature and address of the party are required in place of the name of the attorney.

Form 1. Summons.

STATE OF WYOMING COUNTY OF LARAMIE	} ss.	IN THE DISTRICT COURT FIRST JUDICIAL DISTRICT Civil Action No.
A.B. Plaintiff, vs. C.D. Defendant.	} SUMMONS	
TO THE ABOVE-DEFENDANT:		

YOU ARE HEREBY SUMMONED and required to file with the clerk and serve upon the plaintiff's attorney an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. (If service upon you is made outside the State of Wyoming, you are required to file and serve your answer to the complaint within 30 days after service of this summons upon you, exclusive of the day of service.) If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Dated, (year)
(Seal of the District Court)

.....
Clerk of Court

.....
Attorney for Plaintiff
.....

Address
.....

Form 1-A. Notice of lawsuit and request for waiver of service of summons.

To:
(name of individual defendant or other addressee)

.....
[as (title, or other relationship of addressee to corporate
..... of
or other entity defendant) (name of corporate or other entity defendant)]

A lawsuit has been commenced against you (or the entity on whose behalf you are addressed). A copy of the complaint is attached to this notice. It has been filed in the District Court for the Judicial District of the State of Wyoming and has been assigned civil action docket number

This is not a formal summons or notification from the court, but, rather, my request that you sign and return the enclosed waiver of service in order to save the cost of serving you with a judicial summons and an additional copy of the complaint. The cost of service will be avoided if I receive a signed copy of the waiver within

(at least 30, or 60 if the addressee is located in a foreign country)
days after the date designated below as the date on which this notice and request is sent. I enclose a stamped, addressed envelope (or other means of cost-free return) for your use. An extra copy of the waiver is also attached for your records.

If you comply with this request and return the signed waiver, it will be filed with the court and no summons will be served on you. The action will then proceed as if you had been served on the date the waiver is filed, except that you will not be obligated to answer the complaint before 60 days from the date designated below as the date on which this notice is sent (or before 90 days from that date if your address is not in the United States).

If you do not return the signed waiver within the time indicated, I will take appropriate steps to effect formal service in the manner authorized by the Wyoming Rules of Civil Procedure and will then, to the extent authorized by those rules, ask the court to require you (or the party on whose behalf you are addressed) to pay the full costs of such service. In that regard, please read the statement concerning the duty of parties to waive the service of the summons which is set forth on the reverse side (or at the foot) of the waiver form.

I affirm that this request is being sent to you on behalf of the plaintiff, this day of, (year)

.....
.....
(signature, title, and address of plaintiff's attorney or unrepresented plaintiff)

(Added January 11, 1995, effective April 11, 1995.)

Form 1-B. Waiver of service of summons.

To:
(name of plaintiff's attorney or unrepresented plaintiff)

I acknowledge receipt of your request that I waive service of a summons in the action of _____, which is civil action number _____

(caption of action)

_____ in the District Court for the _____
(docket number)

Judicial District of the State of Wyoming. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4, W.R.C.P.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12, W.R.C.P., is not served upon you within 60 days after (date request was sent), or within 90 days after that date if the request was sent outside the United States.

Dated this _____ day of _____, (year)

(signature)

(printed/typed name)

[as _____ of _____]

To be printed on reverse side of the waiver form or set forth at the foot of the form:

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Wyoming Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

(Added January 11, 1995, effective April 11, 1995.)

Form 2. [Reserved].

Form 3. Complaint on a promissory note.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant on or about June 1, 1975, executed and delivered to plaintiff a promissory note [in the following words and figures: (here set out the note verbatim)]; [a copy of which is hereto annexed as Exhibit A]; [whereby defendant promised to pay to plaintiff or order on June 1, 1976 the sum of ten thousand dollars (\$10,000.00) with interest thereon at the rate of six per cent per annum].

3. Defendant owes to plaintiff the amount of said note and interest. Wherefore plaintiff demands judgment against defendant for the sum of ten thousand dollars (\$10,000.00), interest, and costs.

Signed:
Attorney for Plaintiff

Address:

(Amended November 30, 1992, effective February 25, 1993.)

Form 4. Complaint on an account.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant owes plaintiff ten thousand dollars (\$10,000.00) according to the account hereto annexed as Exhibit A.

Wherefore (etc., as in Form 3).

(Amended November 30, 1992, effective February 25, 1993.)

Form 5. Complaint for goods sold and delivered.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant owes plaintiff ten thousand dollars (\$10,000.00) for goods sold and delivered by plaintiff to defendant between June 1, 1976, and December 1, 1976.

Wherefore (etc., as in Form 3).

(Amended November 30, 1992, effective February 25, 1993.)

Form 6. Complaint for money lent.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant owes plaintiff ten thousand dollars (\$10,000.00) for money lent by plaintiff to defendant on June 1, 1976.

Wherefore (etc., as in Form 3).

(Amended November 30, 1992, effective February 25, 1993.)

Form 7. Complaint for money paid by mistake.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant owes plaintiff ten thousand dollars (\$10,000.00) for money paid by plaintiff to defendant by mistake on June 1, 1976, under the following circumstances: (here state the circumstances with particularity — see Rule 9(b)).

Wherefore (etc., as in Form 3).

(Amended November 30, 1992, effective February 25, 1993.)

Form 8. Complaint for money had and received.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant owes plaintiff ten thousand dollars (\$10,000.00) for money had and received from one G. H. on June 1, 1976, to be paid by defendant to plaintiff.

Wherefore (etc., as in Form 3).

(Amended November 30, 1992, effective February 25, 1993.)

Form 9. Complaint for negligence.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On June 1, 1976, in a public highway called Capitol Avenue in Cheyenne, Wyoming, defendant negligently drove a motor vehicle against plaintiff who was then crossing said highway.

3. As a result plaintiff was thrown down and had his leg broken and was otherwise injured, was prevented from transacting his business, suffered great pain of body and mind, and incurred expenses for medical attention and hospitalization in the sum of one thousand dollars (\$1,000.00).

Wherefore plaintiff demands judgment against defendant in the sum of ten thousand dollars (\$10,000.00) and costs.

(Amended November 30, 1992, effective February 25, 1993.)

Form 10. Complaint for negligence where plaintiff is unable to determine definitely whether the person responsible is C. D. or E. F. or whether both are responsible and where his evidence may justify a finding of wilfulness or of recklessness or of negligence.

A. B.,
Plaintiff,
v.
C. D. and E. F.,
Defendants.

COMPLAINT

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On June 1, 1976, in a public highway called Capitol Avenue in Cheyenne, Wyoming, defendant C. D. or defendant E. F., or both defendants C. D. and E. F. wilfully or recklessly or negligently drove or caused to be driven a motor vehicle against plaintiff who was then crossing said highway.

3. As a result plaintiff was thrown down and had his leg broken and was otherwise injured, was prevented from transacting his business, suffered great

pain of body and mind, and incurred expenses for medical attention and hospitalization in the sum of one thousand dollars (\$1,000.00).

Wherefore plaintiff demands judgment against C. D. or against E. F. or against both in the sum of ten thousand dollars (\$10,000.00) and costs.
(Amended November 30, 1992, effective February 25, 1993.)

Form 11. Complaint for conversion.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On or about December 1, 1976, defendant converted to own use ten (10) bonds of the Company (here insert brief identification as by number and issue) of the value of ten thousand dollars (\$10,000.00), the property of plaintiff.

Wherefore plaintiff demands judgment against defendant in the sum of ten thousand dollars (\$10,000.00), interest, and costs.
(Amended November 30, 1992, effective February 25, 1993.)

Form 12. Complaint for specific performance of contract to convey land.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On or about December 1, 1976, plaintiff and defendant entered into an agreement in writing a copy of which is hereto annexed as Exhibit A.

3. In accord with the provisions of said agreement plaintiff tendered to defendant the purchase price and requested a conveyance of the land, but defendant refused to accept the tender and refused to make the conveyance.

4. Plaintiff now offers to pay the purchase price.

Wherefore plaintiff demands:

(1) That defendant be required specifically to perform said agreement;

(2) Damages in the sum of one thousand dollars (\$1,000.00); and

(3) That if specific performance is not granted plaintiff have judgment against defendant in the sum of ten thousand dollars (\$10,000.00).
(Amended November 30, 1992, effective February 25, 1993.)

Form 13. Complaint on claim for debt and to set aside fraudulent conveyance under Rule 18(b).

A. B.,
Plaintiff,
v.
C. D. and E. F.,
Defendants.

COMPLAINT

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Defendant C. D. on or about executed and delivered to plaintiff a promissory note [in the following words and figures: (here set out the note verbatim)]; [a copy of which is hereto annexed as Exhibit A]; [whereby defendant C. D. promised to pay to plaintiff or order on the sum of five thousand dollars (\$5,000.00) with interest thereon at the rate of per cent, per annum].

3. Defendant C. D. owes to plaintiff the amount of said note and interest.

4. Defendant C. D. on or about conveyed all property, real and personal (or specify and describe) to defendant E. F. for the purpose of defrauding plaintiff and hindering and delaying the collection of the indebtedness evidenced by the note above referred to.

Wherefore plaintiff demands:

(1) That plaintiff have judgment against defendant C. D. for ten thousand dollars (\$10,000.00) and interest;

(2) That the aforesaid conveyance to defendant E. F. be declared void and the judgment herein be declared a lien on said property;

(3) That plaintiff have judgment against the defendants for costs.

(Amended November 30, 1992, effective February 25, 1993.)

Form 14. Complaint for negligence under federal employer's liability act (45 U.S.C. §§ 51 through 60).

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. During all the times herein mentioned defendant owned and operated in interstate commerce a railroad which passed through a tunnel located at and known as Tunnel No.

3. On or about June 1, 1976, defendant was repairing and enlarging the tunnel in order to protect interstate trains and passengers and freight from injury and in order to make the tunnel more conveniently usable for interstate commerce.

4. In the course of thus repairing and enlarging the tunnel on said day defendant employed plaintiff as one of its workmen, and negligently put plaintiff to work in a portion of the tunnel which defendant had left unprotected and unsupported.

5. By reason of defendant's negligence in thus putting plaintiff to work in that portion of the tunnel, plaintiff was, while so working pursuant to defendant's order, struck and crushed by a rock, which fell from the unsupported portion of the tunnel, and was (here describe plaintiff's injuries).

6. Prior to these injuries, plaintiff was a strong, able-bodied person, capable of earning and actually earning dollars per day. By these injuries the plaintiff has been made incapable of any gainful activity, has suffered great physical and mental pain, and has incurred expense in the amount of dollars for medicine, medical attendance, and hospitalization.

Wherefore plaintiff demands judgment against defendant in the sum of dollars and costs.

(Amended November 30, 1992, effective February 25, 1993.)

Form 15. Complaint for divorce.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Plaintiff has resided in the State of Wyoming for 60 days immediately preceding the time of filing this complaint. Plaintiff is a resident of the County of Laramie, State of Wyoming.

3. Plaintiff and defendant were married to each other on June 1, 1975, at Cheyenne, Wyoming.

4. One child, A.B., was born on June 1, 1976, as issue of said marriage. Plaintiff is a fit and proper person to have primary care, control and custody of said child.

5. Such irreconcilable differences now exist between the parties that there is no hope for continuing a viable marital relationship.

6. The parties own real and personal property as follows: (here describe)

7. The defendant has and is capable of earning an income sufficient to pay for the support of plaintiff and A.B., and to pay the plaintiff's attorney's fee in this matter.

Wherefore plaintiff demands:

(1) That a decree of divorce be granted to the plaintiff dissolving the marriage to defendant;

(2) That plaintiff be awarded the primary care, control and custody of the child A.B. subject to reasonable visitation rights of defendant;

(3) That defendant pay to plaintiff a reasonable sum for plaintiff's support and the support of A.B. during the pendency of this action, a reasonable attorney's fee, and costs;

(4) That defendant pay to plaintiff a reasonable sum as alimony and a reasonable sum for the support of A.B. during the minority of A.B.;

(5) That the court decree a just and equitable division of the property of the parties.

(Amended November 30, 1992, effective February 25, 1993.)

Form 16. Complaint in action to quiet title.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Plaintiff is the owner in fee simple and is in possession of a tract of land in Laramie County, State of Wyoming, described as follows:

(insert description).

3. Defendant claims an estate or interest therein adverse to the plaintiff.

Wherefore plaintiff demands that his title to said tract of land be quieted against the defendant, that defendant be adjudged to have no right, title or interest therein, that defendant pay to plaintiff the costs of this action, and that plaintiff have such other and further relief as is just.

(Amended November 30, 1992, effective February 25, 1993.)

Form 17. Complaint on insurance policy.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On or about June 1, 1955, defendant, for a valuable consideration, issued to G. H. a policy of life insurance whereby defendant promised to pay to plaintiff as beneficiary the sum of ten thousand dollars (\$10,000.00) upon the death of G. H.

3. On September 1, 1976, G. H. died.

4. All conditions precedent to liability under said policy have been performed or have occurred.

5. Defendant has not paid plaintiff the sum of ten thousand dollars (\$10,000.00) or any part thereof.

Wherefore plaintiff demands judgment against defendant for the sum of ten thousand dollars (\$10,000.00), interest, and costs.

(Amended November 30, 1992, effective February 25, 1993.)

Form 18. Complaint for interpleader and declaratory relief.

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. On or about June 1, 1975, plaintiff issued to G. H. a policy of life insurance whereby plaintiff promised to pay to K. L. as beneficiary the sum of ten thousand

dollars (\$10,000.00) upon the death of G. H. The policy required the payment by G. H. of a stipulated premium on June 1, 1976, and annually thereafter as a condition precedent to its continuance in force.

3. No part of the premium due June 1, 1976, was ever paid and the policy ceased to have any force or effect on July 1, 1976.

4. Thereafter, on September 1, 1976, G. H. and K. L. died as the result of a collision between a locomotive and the automobile in which G. H. and K. L. were riding.

5. Defendant C. D. is the duly appointed and acting executor of the will of G. H.; defendant E. F. is the duly appointed and acting executor of the will of K. L.; defendant X. Y. claims to have been duly designated as beneficiary of said policy in place of K. L.

6. Each of defendants, C. D., E. F., and X. Y. is claiming that the above-mentioned policy was in full force and effect at the time of the death of G. H.; each of them is claiming to be the only person entitled to receive payment of the amount of the policy and has made demand for payment thereof.

7. By reason of these conflicting claims of the defendants, plaintiff is in great doubt as to which defendant is entitled to be paid the amount of the policy, if it was in force at the death of G. H.

Wherefore plaintiff demands that the court adjudge:

(1) That none of the defendants is entitled to recover from plaintiff the amount of said policy or any part thereof;

(2) That each of the defendants be restrained from instituting any action against plaintiff for the recovery of the amount of said policy or any part thereof;

(3) That, if the court shall determine that said policy was in force at the death of G. H., the defendants be required to interplead and settle between themselves their rights to the money due under said policy, and that plaintiff be discharged from all liability in the premises except to the person whom the court shall adjudge entitled to the amount of said policy; and

(4) That plaintiff recover its costs.

(Amended November 30, 1992, effective February 25, 1993.)

Form 19. Motion to dismiss, presenting defenses of failure to state a claim, of lack of service of process, or improper venue, and of lack of jurisdiction under Rule 12(b).

The defendant moves the court as follows:

(1) To dismiss the action because the complaint fails to state a claim against defendant upon which relief can be granted;

(2) To dismiss the action or in lieu thereof to quash the return of service of summons on the grounds that the defendant has not been properly served with process in this action, all of which more clearly appears in the affidavits of M. N. and X. Y. hereto annexed as Exhibit A and Exhibit B respectively; and

(3) To dismiss the action on the ground that the court lacks jurisdiction because (here state grounds).

Signed:

Attorney for Defendant

Address:

Notice of Motion

To:

Attorney for Plaintiff

Please take notice, that the undersigned will bring the above motion on for hearing

before this court on the day of, (year), at 10:00 a.m. of that day or as soon thereafter as counsel can be heard.

Signed:
Attorney for Defendant

Form 20. Answer presenting defenses under rule 12(b).

First Defense

The complaint fails to state a claim against defendant upon which relief can be granted.

Second Defense

If defendant is indebted to plaintiffs for the goods mentioned in the complaint, he is indebted to them jointly with G. H. G. H. is alive; is a citizen and a resident of this state, is subject to the jurisdiction of this court; can be made a party without depriving this court of jurisdiction of the present parties, and has not been made a party.

Third Defense

Defendant admits the allegation contained in paragraphs 1 and 4 of the complaint; alleges that he is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the complaint; and denies each and every other allegation contained in the complaint.

Fourth Defense

The right of action set forth in the complaint did not accrue within 10 years next before the commencement of this action.

Counterclaim

(Here set forth any claim as a counterclaim in the manner in which a claim is pleaded in a complaint).

Cross-Claim Against Defendant M. N.

(Here set forth the claim constituting a cross-claim against defendant M. N. in the manner in which a claim is pleaded in a complaint).

Form 21. Answer to complaint set forth in form 8, with counterclaim for interpleader.

Defense

Defendant denies the allegations stated in paragraph 1 of the complaint to the extent set forth in the counterclaim herein.

Counterclaim for Interpleader

1. Defendant received the sum of ten thousand dollars (\$10,000.00) as a deposit from E. F.

2. Plaintiff has demanded the payment of such deposit to him by virtue of and assignment of it which he claims to have received from E. F.

3. E. F. has notified the defendant that he claims such deposit, that the purported assignment is not valid, and that he holds the defendant responsible for the deposit.

Wherefore defendant demands:

(1) That the court order E. F. to be made a party defendant to respond to the complaint and to this counterclaim.

(2) That the court order the plaintiff and E. F. to interplead their respective claims.

(3) That the court adjudge whether the plaintiff or E. F. is entitled to the sum of money.

(4) That the court discharge defendant from all liability in the premises except to the person it shall adjudge entitled to the sum of money.

(5) That the court award to the defendant its costs and attorney's fees.

Form 22. Motion to bring in third-party defendant.

Defendant moves for leave to make E. F. a party to this action and that there be served upon him summons and third-party complaint as set forth in Exhibit A hereto attached.

Signed:

Attorney for Defendant C. D.

Address:

Notice of Motion

(Contents the same as in Form 19. No notice is necessary if the motion is made before the moving defendant has served his answer).

Exhibit A

STATE OF WYOMING
COUNTY OF LARAMIE

}

ss.

IN THE DISTRICT COURT
FIRST JUDICIAL DISTRICT
Civil Action No.

A. B.,
Plaintiff

v.

SUMMONS

C. D.,
Defendant and third-party plaintiff

v.

E. F.,
Third-party defendant

To the above-named Third-Party Defendant:

You are hereby summoned and required to serve upon, plaintiff's attorney whose address is, and upon, who is attorney for C. D., defendant and third-party plaintiff, and whose address is, an answer to the third-party complaint which is herewith served upon you and an answer to the complaint of the plaintiff, a copy of which is herewith served upon you, within 20 days after the service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint.

Dated, (year)

.....
Clerk of Court

(Seal of District Court)

STATE OF WYOMING }
COUNTY OF LARAMIE } ss.

IN THE DISTRICT COURT
FIRST JUDICIAL DISTRICT
Civil Action No.

A. B.,
Plaintiff

v.

C. D.,
Defendant and third-party plaintiff

v.

E. F.,
Third-party defendant

THIRD-PARTY COMPLAINT

1. Plaintiff A. B. had filed against defendant C. D. a complaint, a copy of which is hereto attached as "Exhibit C".

2. (Here state the grounds upon which C. D. is entitled to recover from E. F., all or part of what A. B. may recover from C. D. The statement should be framed as in an original complaint).

Wherefore C. D. demands judgment against third-party defendant E. F. for all sums that may be adjudged against defendant C. D. in favor of plaintiff A. B.

Signed:

Attorney for C. D., Third-Party
Plaintiff

Address:

Form 22-A. Summons and complaint against third-party defendant.

STATE OF WYOMING }
COUNTY OF LARAMIE } ss.

IN THE DISTRICT COURT
FIRST JUDICIAL DISTRICT
CIVIL ACTION NO.

A.B.,
Plaintiff,
v.

C.D.,
Defendant and third-party plaintiff

v.

E.F.,
Third-party defendant.

SUMMONS

To the above-named Third-Party Defendant:

You are hereby summoned and required to serve upon, plaintiff's attorney whose address is, and upon, who is attorney for C.D., defendant and third-party plaintiff, and whose address is, an answer to the third-party complaint which is herewith served upon you within 20 days after the service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff which you may but are not required to answer.

Dated, (year)

.....
Clerk of Court

(Seal of District Court)

STATE OF WYOMING

COUNTY OF LARAMIE

} ss.

IN THE DISTRICT COURT
FIRST JUDICIAL DISTRICT
CIVIL ACTION NO.

A.B.,

Plaintiff,

v.

C.D.,

Defendant and third-party plaintiff

v.

E.F.,

Third-party defendant.

} THIRD-PARTY COMPLAINT

1. (Here set out the grounds upon which the court's jurisdiction depends.)

2. Plaintiff A. B. has filed against defendant C. D. a complaint, a copy of which is hereto attached as "Exhibit C".

3. (Here state the grounds upon which C. D. is entitled to recover from E. F., all or part of what A. B. may recover from C. D. The statement should be framed as in an original complaint.)

Wherefore C. D. demands judgment against third-party defendant E. F. for all sums that may be adjudged against defendant C. D. in favor of plaintiff A. B.

Signed:

Attorney for C. D., Third-
Party Plaintiff

Address:

(Amended July 13, 1964, effective October 11, 1964; amended November 30, 1992, effective February 25, 1993.)

Form 23. Motion to intervene as a defendant.

STATE OF WYOMING COUNTY OF LARAMIE	}	ss.	IN THE DISTRICT COURT FIRST JUDICIAL DISTRICT Civil Action No.
A. B., Plaintiff v. C. D., Defendant E. F., Applicant for intervention	}		MOTION TO INTERVENE AS A DEFENDANT

E. F. moves for leave to intervene as a defendant in this action, in order to assert the defenses set forth in his proposed answer, of which a copy is hereto attached, on the grounds (here state them) and as such has a defense to plaintiff's claim presenting both questions of law and of fact which are common to the main action.

Signed:
Attorney for E. F.,
Applicant for intervention
Address:

Notice of Motion

(Contents the same as in Form 19)

STATE OF WYOMING COUNTY OF LARAMIE	}	ss.	IN THE DISTRICT COURT FIRST JUDICIAL DISTRICT Civil Action No.
A. B., Plaintiff v. C. D., Defendant E. F., Intervenor	}		INTERVENOR'S ANSWER

First Defense

Intervenor admits the allegations stated in paragraphs and of the complaint; denies the allegations in paragraphs and

Second Defense

(Set forth any defenses).

Signed:
Attorney for E. F., Intervenor
Address:

Form 24. Request, under Rule 34, for production of documents and objects and for entry upon land.

Plaintiff A. B. requests defendant C. D. to respond within days to the following requests:

(1) That defendant produce and permit plaintiff to inspect and to copy each of the following documents:

(Here list the documents either individually or by category and describe each of them.)

(Here state the time, place, and manner of making the inspection and performance of any related acts.)

(2) That defendant produce and permit plaintiff to inspect and to copy, test, or sample each of the following objects:

(Here list the objects either individually or by category and describe each of them.)

(Here state the time, place, and manner of making the inspection and performance of any related acts.)

(3) That defendant permit plaintiff to enter (here describe property to be entered) and to inspect and to photograph, test or sample (here describe the portion of the real property and the objects to be inspected).

(Here state the time, place, and manner of making the inspection and performance of any related acts.)

Signed:

Attorney for Plaintiff

Address:

Notice of Motion

(Contents the same as in Form 19)

Exhibit A

State of

County of

A. B., first being duly sworn says:

(1) (Here set forth all that plaintiff knows which shows that defendant has the papers or objects in his possession or control).

(2) (Here set forth all that plaintiff knows which shows that each of the above mentioned items is relevant to some issue in the action).

(Jurat)

Signed: A. B.

(Amended October 21, 1970, effective February 11, 1971.)

Form 25. Request for admission under Rule 36.

Plaintiff A. B. requests defendant C. D. within days after service of this request to make the following admissions for the purpose of this action only and subject to all pertinent objections to admissibility which may be interposed at the trial:

(1) That each of the following documents, exhibited with this request is genuine:

(Here list the documents and describe each document).

(2) That each of the following statements is true:

(Here list the statements).

Signed:

Attorney for Plaintiff

Address:

Form 26. Allegation of reason for omitting party.

When it is necessary, under Rule 19(c), for the pleader to set forth in his pleading the names of persons who ought to be made parties, but who are not so made, there should be an allegation such as the one set out below:

John Doe named in this complaint is not made a party to this action, because he is not subject to the jurisdiction of this court.

Form 27. [Deleted].

Form 28. Suggestion of death upon the record under Rule 25(a)(1).

A. B., [describe as a party, or as executor, administrator, or other representative or successor of C. D., the deceased party] suggests upon the record, pursuant to Rule 25(a)(1), the death of C. D. [describe as party] during the pendency of this action.

(Added July 13, 1964, effective October 11, 1964.)

Form 29. Summons in condemnation.

STATE OF WYOMING }
COUNTY OF LARAMIE }

ss.

IN THE DISTRICT COURT
FIRST JUDICIAL DISTRICT
Civil Action No.

A. B.,
Plaintiff
v.
C. D.,
Defendant }

SUMMONS IN CONDEMNATION

To the above-named defendant:

You are hereby summoned and notified that at ... o'clock ... m. on the day of, (year), a hearing before the above entitled court at will be held upon plaintiff's complaint which is herewith served upon you, at which time and place you are to appear and defend.

You are further notified that if you fail to appear at said time and place, judgment will be rendered for plaintiff condemning your interest in the property described in plaintiff's complaint, appointing appraisers to ascertain the compensation to be paid therefor (and permitting plaintiff to take possession or to continue in possession thereof upon the payment into court of such sum of money as may be required, or upon the giving of such approved security as may be determined by the court). (Strike if inapplicable.)

You are further notified that if you desire to contest the plaintiff's right to take the said property or the necessity therefor, you shall, prior to the time set for hearing as above stated, file with the court an answer to the complaint.

Dated, (year)
(Seal of District Court)

.....
Clerk of Court

.....
Attorney for Plaintiff

.....
Address

(Added December 21, 1965, effective March 21, 1966.)