
Name

Address

City, State, Zip

Phone

Email

I am the Plaintiff/Petitioner Defendant/Respondent
 Attorney for:
 Plaintiff/Petitioner Defendant/Respondent, and my Utah Bar number is _____
 Person with Power of Attorney for:
 Plaintiff/Petitioner Defendant/Respondent, who is in military service

In the District Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff/Petitioner

v.

Defendant/Respondent

**Motion for Stay under the
Servicemembers Civil Relief Act**

Case Number

Judge

Commissioner (domestic cases)

Instructions:

Attach a letter from the service member's commanding officer stating that the service member's military duty prevents appearance and that leave is not authorized.

- (1) I request that this case be stayed until _____ (date), at which time military service should no longer affect the service member's ability to appear.

- (2) _____ (number of) previous stays have been granted. (If no stays have been previously granted, enter 0.)

- (3) I am: (Choose one.)
- the service member.
 - the attorney appointed by the court.
 - the attorney hired by the service member.
 - a person with power of attorney from the service member, and I am permitted to make this motion under 50 U.S.C. App. Section 519.

- (4) The service member is on active duty in: (Choose one.)
- the Army, Navy, Air Force, Marine Corps, or Coast Guard.
 - a reserve component ordered to report for active service.
 - the National Guard called to active service.

- (5) This motion is being filed: (Choose one.)
- before the service member starts active duty.
 - while the service member is on active duty.
 - within 90 days after the service member was released from active duty.

- (6) The service member has has not received notice of this case.

- (7) I make this request because the service member may have a defense which cannot be presented without the service member's presence. Military service materially affects the service member's ability to appear because: (Explain how military service materially affects the ability to appear. Attach a letter from the service member's commanding officer stating that the service member's military duty prevents appearance and that leave is not authorized.)

- (8) Under 50 U.S.C. App. Section 522(c), this motion is not an appearance for jurisdictional purposes, and it does not constitute a waiver of any substantive or procedural defense, including a defense relating to lack of personal jurisdiction.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Motion for Stay under the Servicemembers Civil Relief Act on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

Signature ► _____

Date _____

Printed Name _____