**RQST**

ATTORNEY INFORMATION

Attorneys for Plaintiff

*In Conjunction with Legal Aid Center of Southern Nevada Pro Bono Project*

**DISTRICT COURT**

**FAMILY DIVISION**

**CLARK COUNTY, NEVADA**

Plaintiff., )

)

Plaintiff, )

)

vs. ) CASE NO. Case #

) DEPT. NO. Dept

Defendant, )

)

Defendant. )

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_ )

**REQUEST FOR EXTENSION OF TIME WITHIN WHICH**

**TO SERVE SUMMONS AND COMPLAINT**

COMESNOW, Plaintiff, Plaintiff, by and through his/her counsel, ATTORNEY NAME AND FIRM, and hereby moves this Honorable Court for an Order extending the time within which to effectuate service of process of the Complaint for Divorce and Summons filed herein on Defendant, Defendant.

DATED this Day day of Month, Year.

By \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ATTORNEY INFORMATION

Attorneys for Plaintiff

*In Conjunction with Legal Aid Center of Southern Nevada Pro Bono Project*

**MEMORANDUM OF POINTS AND AUTHORITIES**

Plaintiff, by and through his/her counsel, is seeking leave of this Honorable Court to extend the time within which to effectuate service of process of the Summons and Complaint for \_\_\_\_ on Defendant.

In this case, a Complaint for Divorce was filed in the above-entitled action on Date, and a Summons was duly issued to Defendant. Plaintiff was unable to personally serve the Defendant with the Summons and Complaint and therefore requested the Court to enter an Order for Service by Publication. Said Order for Service by Publication was entered on Date, a copy of which is attached hereto as Exhibit 1.

Upon entry of the Order for Service by Publication, counsel for Plaintiff forwarded the Summons to Nevada Legal News for publication. Attached hereto as Exhibit 2 is a “Proof Copy” of the publication received from Nevada Legal News which shows that the Summons is scheduled to be published on DATES.

As the 120 day time limit for service of the Summons on Defendant will expire prior to the last date of publication of the Summons, Plaintiff is respectfully requesting that this Honorable Court enter an Order allowing Plaintiff an extension of time within which to effectuate service of process of the Summons and Complaint on Defendant for a period of thirty (30) days for completion of publication of the Summons.

Based upon the rules cited above, and the reasons more fully set forth in the Affidavit of counsel

attached hereto, Plaintiff respectfully requests that her Request for Extension of Time Within Which to Serve Summons and Complaint in the above-entitled action be granted.

DATED this Day day of Month, Year.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorneys for Plaintiff

**AFFIDAVIT OF** Attorney**, ESQ.**

**IN SUPPORT OF REQUEST FOR EXTENSION OF TIME WITHIN**

**WHICH TO SERVE SUMMONS AND COMPLAINT**

STATE OF NEVADA )

) ss:

COUNTY OF CLARK )

Attorney, ESQ., being first duly sworn, upon oath, deposes and says as follows:

1. That I am an attorney duly licensed to practice law in the State of Nevada and employed by \_\_\_\_\_\_. and represent the Plaintiff in the above-entitled action.
2. That I hereby make this Affidavit in support of the Request for Extension of Time Within Which to Serve Summons and Complaint pursuant to NRCP 6 and EDCR 2.25
3. That on or about Date, Plaintiff was placed with your affiant as pro bono counsel to represent her in a divorce proceeding.
4. That Plaintiff’s counsel prepared all the necessary documents required to commence the above-entitled divorce action, and on Date, Plaintiff filed a Complaint for Divorce against the Defendant and a Summons was duly issued by the Clerk of the Court.
5. That on Date, the above-entitled Court entered an Order for Service by Publication in this matter as Plaintiff was unable to locate and personally serve Defendant. Upon entry of the Order for Service by Publication, your affiant forwarded the Summons to Nevada Legal News for publication. That attached hereto as Exhibit 2 is a “Proof Copy” of the publication affiant received from Nevada Legal News which shows that the Summons is scheduled to be published on DATES.
6. As the 120 day time limit for service of the Summons will expire prior to the last date of publication of the Summons, it is necessary that this Honorable Court enter an Order allowing Plaintiff an extension of time within which to effectuate service of process of the Summons and Complaint on Defendant for a period of thirty (30) days for completion of the publication of Summons.
7. Therefore, having shown good faith, your Affiant respectfully requests that an extension of time be granted within which to serve the Defendant for a period of thirty (30) days for the purpose of publication.

DATED this Day day of Month, Year.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney

SUBSCRIBED and SWORN to before me

this \_\_\_\_ day of Month, Year.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTARY PUBLIC in and for said

County and State