

NOTICE OF EX PARTE PRE-JUDGMENT REMEDY/CLAIM FOR HEARING TO DISSOLVE OR MODIFY

STATE OF CONNECTICUT
SUPERIOR COURT


COURT USE ONLY
CLPJRX Ex Parte Application
CLPJRX Contest Ex Parte PJR Application

JD-CV-55 Rev. 3-99
C.G.S. §§ 52-278e, 52-278f

INSTRUCTIONS TO PLAINTIFF/APPLICANT

1. This form **MUST** be used in connection with *ex parte* prejudgment remedies issued pursuant to Gen. Stat. § 52-278e, and **MAY** be used in connection with prejudgment remedies issued in an action upon a commercial transaction pursuant to Gen. Stat. § 52-278f.
2. Complete Section I below and submit to the Clerk along with, and immediately following, your application and other required documents for *ex parte* prejudgment remedy.
3. If prejudgment remedy issued, include this form in the process served on the defendant.

SECTION I - CASE INFORMATION (To be completed by Plaintiff/Applicant)

<input type="checkbox"/> Judicial District <input type="checkbox"/> Housing Session <input type="checkbox"/> G.A. No. _____	COURT ADDRESS
Has a temporary restraining order been requested? <input type="checkbox"/> YES <input type="checkbox"/> NO NAME OF CASE (First-named plaintiff vs. First-named defendant)	AMOUNT, LEGAL INTEREST, OR PROPERTY IN DEMAND, EXCLUSIVE OF INTEREST AND COSTS IS ("X" one of the following) <input type="checkbox"/> LESS THAN \$2500 <input type="checkbox"/> \$2500 THROUGH \$14,999.99 <input type="checkbox"/> \$15,000 OR MORE  ("X" if applicable) <input type="checkbox"/> CLAIMING OTHER RELIEF IN ADDITION TO OR IN LIEU OF MONEY DAMAGES
<input type="checkbox"/> SEE ATTACHED FORM JD-CV-67 FOR CONTINUATION PARTIES CASE TYPE (From Judicial Branch code list) MAJOR: _____ MINOR: _____ NO. COUNTS _____	
NAME AND ADDRESS OF PLAINTIFF/APPLICANT (Person making application for Prejudgment Remedy) (No., street, town and zip code)	

NAME AND ADDRESS OF DEFENDANT (Person against whom Prejudgment Remedy is sought) (No., street, town and zip code)

NAME AND ADDRESS OF ANY THIRD PERSON HOLDING PROPERTY OF DEFENDANT WHO IS SUBJECT TO GARNISHEE PROCESS PREVENTING DISSIPATION OF SUCH PROPERTY

FOR THE PLAINTIFF(S) ENTER THE APPEARANCE OF:	NAME AND ADDRESS OF ATTORNEY, LAW FIRM OR PLAINTIFF IF PRO SE (No., street, town and zip code)			
	TELEPHONE NO.	JURIS NO. (If atty. or law firm)	SIGNED	DATE SIGNED

SECTION II - NOTICE TO DEFENDANT

You have rights specified in the Connecticut General Statutes, including Chapter 903a, that you may wish to exercise concerning this prejudgment remedy. These rights include the right to a hearing:

- (1) to object to the prejudgment remedy because you have a defense to or set-off against the action or a counterclaim against the plaintiff or because the amount of the prejudgment remedy allowed by the court is unreasonably high or because payment of any judgment that may be rendered against you is adequately secured by any insurance that you may have;
- (2) to request that the plaintiff post a bond in accordance with section 52-278d of the General Statutes to secure you against any damages that may result from the prejudgment remedy;
- (3) to request that the prejudgment remedy be dissolved or modified or that you be allowed to substitute a bond for the prejudgment remedy; and
- (4) to show that the property subject to the prejudgment remedy is exempt from such prejudgment remedy.

You may request a hearing to move to dissolve or modify the prejudgment remedy. **The hearing may be requested by any proper motion or by completing section III below and returning this form to the superior court at the Court Address listed above.**

SECTION III - DEFENDANT'S CLAIM AND REQUEST FOR HEARING (To be completed by Defendant)

I, the defendant, request a hearing to dissolve or modify the prejudgment remedy, and claim:



- a defense, counterclaim, set-off, or exemption.
- that any judgment that may be rendered is adequately secured by insurance.
- that the amount of the prejudgment remedy is unreasonably high.
- that the plaintiff be required to post a bond to secure me against any damages which may result from the prejudgment remedy.
- that I be allowed to substitute a bond for the prejudgment remedy.

I certify that a copy of the above claim was mailed/delivered to the Plaintiff or the Plaintiff's attorney on the Date Mailed or Delivered shown below.

DATE MAILED OR DELIVERED	SIGNED (Defendant)	DATE SIGNED
TYPE OR PRINT NAME AND ADDRESS OF DEFENDANT		DOCKET NO. PJR CV
NAME OF EACH PARTY SERVED*		ADDRESS AT WHICH SERVICE WAS MADE*

*If necessary, attach additional sheet with names of each party served and the address at which service was made.