

SAMPLE CIVIL FORM 52

IN THE _____ COURT OF _____ COUNTY

A.B., Plaintiff)

v.)

C.D., Defendant)

CIVIL ACTION NO. _____

MOTION FOR ORDER COMPELLING PRODUCTION

Plaintiff _____ moves the court for an order requiring defendant

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

[Here list the documents and describe each of them]

(2) To produce and permit plaintiff to inspect and to photograph each of the following objects:

[Here list the objects and describe each of them]

(3) To permit plaintiff to enter *[here describe the property to be entered]* and to inspect and to photograph *[here describe the portion of the real property and the objects to be inspected and photographed]*.

Plaintiff did previously, on (date) _____, serve a request upon defendant for the above discovery and inspection. Defendant did on (date) _____, serve upon plaintiff written response to said request, objecting to each and every of said requests, stating as reason therefor that *[state reasons for objecting, as ...]* said requests do not relate to matters relevant and material to matters involved in this action. Defendant _____ has the possession, custody or control of each of the foregoing documents and objects and of the above mentioned real estate. Each of them constitutes or contains evidence relevant and material to a matter involved in this action, as is more fully shown in Exhibit A hereto attached.

[Signed]: _____
Attorney for Plaintiff

Address: _____

EXHIBIT A

State of _____)
)
County of _____) ss.

_____, being first 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.]*

Sworn to and subscribed before me, this the _____ day of _____, 2_____.

Notary Public

Committee Comments

This form should be used after an unsuccessful effort to secure production upon request, pursuant to [sample] Form 50. This motion is made pursuant to Rule 37.