

Evictions – Tenant Information

If you receive an eviction notice stating that you have the right to contest the notice by filing an Affidavit (answer) with the justice court, and you wish the court to know that you are **not** in default of payment of the rent or in violation of the lease, you must file the appropriate forms with the court. It is important to read the notice carefully and note any important deadlines for responding/answering. You may obtain forms from our office located at 26 South B Street, Second Floor, Virginia City, Nevada 89440. Our phone number is 775-847-0962. Our hours are 8:00 a.m., to 5:00 p.m., Monday through Friday, excluding holidays. General forms are also available on line by going to <http://www.storeycounty.org/230/Forms>.

Important: If your notice has a noon deadline to file, be certain to arrive early enough to complete the forms before noon. Notices of 10 days or less are *Judicial Days* and do not include holidays, weekends, or the date of service.

FILING FEES: If you cannot afford filing fees, you must prepare a Fee Waiver Application (Application to Proceed *In Forma Pauperis*). Our office will receive the documents that you, the tenant, want to file; if the Fee Waiver is granted by the judge, the documents will be filed. If the Fee Waiver is denied, you will have two business days to pay the fee or the Affidavit (answer) will not be filed. **Note:** Once a *Fee Waiver Application* has been denied on a case by the Judge, the tenant cannot submit another *Fee Waiver Application*. The tenant must pay the fees at the time of filing the documents.

Our trained staff is happy to assist you. It is, however, against the law for clerks/staff to offer legal advice or to assist you in completing any documents. For questions not addressed in this material, you may wish to contact an attorney or a legal self-help center or go to your nearest law library. You may also visit the Nevada Supreme Court Law Library on line at <http://www.leg.state.nv.us>.



If the notice tells you to take action in **10 days or less (as nearly all eviction notices will)**, it is referring to judicial days. A judicial day does not include:

- a. The day of service;
- b. Weekends
- c. Legal Holidays

If the notice tells you to take action in **11 days or more (for example, a 30-day “no cause” notice)**, you count calendar days. That is, you do not count the day of service but you do count weekends and legal holidays.

3 additional days are added if the notice is mailed.

The Court has provided these forms and instructions as a courtesy only. The court is not liable for errors contained herein or for direct, indirect, special or consequential damages in connection with furnishing these documents. Many law matters involve complex and valuable legal rights. These forms and instructions are basic and general and do not fit all situations. To protect your rights, you should consider consulting with an attorney.