

Demand for Trial De Novo Instructions

If you are not satisfied with the decision of the arbitrator, and appeared in court for your trial, you may demand a trial de novo before a Judge of the District Court.

To demand a trial de novo, write a letter stating you are unsatisfied with the arbitrator's decision and demand a trial de novo (see the attached *demand for the trial de novo* court form).

A copy of the *demand for the trial de novo* must be mailed to all other parties to the action by either certified or regular mail by someone over the age of 18 who is not a party to the action. The person mailing the *demand for the trial de novo* must write an affidavit stating the demand was mailed and swear to it before a notary or court clerk (see the attached *affidavit of service*).

The *demand for the trial de novo* and the *affidavit of service* is filed with the court along with a **\$ 75.00 filing fee**. Make payment to the Clerk of the Court.

This must be done within 35 days from the date the arbitration decision was mailed.

against

Plaintiff

DEMAND FOR TRIAL *DE NOVO*
Index No.

Defendant

Please be advised that I am not satisfied with the decision of the arbitrator, and hereby demand a trial *de novo*.

Signature of _____, Demandant

Street Address of Demandant
(a PO Box alone is not acceptable)

THE FEE FOR A TRIAL DE NOVO IS \$75.00. This fee must be submitted when this **demand for trial *de novo*** and affidavit(s) of service are filed. File the **demand**, affidavit(s), and the fee in the Court where the award was filed. The fee may be paid by check or money order made out to the *Clerk of the District Court*.

Such sum shall not be recoverable by the Demandant upon trial *de novo* or in any other proceeding.

Affidavit of Service for
Demand for Trial De Novo

Index # _____

_____, being duly sworn, deposes
and says I am not a party to the action, am over the age of 18,

and that on _____, I mailed a copy of a
date

Demand for Trial De Novo on _____
name of the opposing party or their attorney

at _____

address of the opposing party or their attorney

by _____ mail.
Certified or Regular

Signature

Sworn to before me this
___ day of _____, 20___

Notary Public / Court Clerk