

MOTION TO CHANGE VENUE

DISCLOSURE

On the following pages, you will find a form which may be used to request the Court change venue (the location) of a proceeding.

This is a standardized form document. *It may not be appropriate depending on the circumstances of your case and/or the Court may require additional information from you which is not found on this form.*

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF _____

TENTH JUDICIAL DISTRICT

In Re the _____ of:

_____ ,

Petitioner,

and

_____ ,

Respondent.

**NOTICE OF MOTION AND
MOTION TO CHANGE VENUE**

Court File No.: _____

TO:

First

Middle

Last

Street Address

Apt. No.

City

County

State

Zip Code

NOTICE

I will ask the court for an Order at a hearing scheduled as follows:

| | | | |
|---------------------|--|------------------------------|--|
| Date: | | Time: | |
| Name of Courthouse: | | Judicial Officer (if known): | |
| Street Address: | | City: | |

MOTION

I am asking the court for an Order as follows:

1. Changing the venue of this matter to _____ County and directing that all files and records be transferred accordingly.
2. For any other relief the court feels is fair and equitable.

Notice to Other Party

After you receive these papers, if you want to respond to anything raised by the other party in their motion and affidavit, your written response (usually called *Response to Motion* and *Affidavit*) must be served on the other party:

- at least seven (7) days before the hearing if you are serving the other party personally; or
- at least ten (10) days before the hearing if you are serving the other party by mail.

Your responsive motion and affidavit must be filed with the District Court Administrator at least seven (7) days before the hearing.

If you want to raise new issues at the hearing the other party has scheduled, your *Response to Motion* and *Affidavit* must be served on the other party:

- at least fourteen (14) days before the hearing if you are serving the other party personally; or
- at least seventeen(17) days before the hearing if you are serving the other party by mail.

Your papers raising new issues must be filed with the District Court Administrator at least fourteen (14) days before the hearing.

If you do not serve and file a written response, the court might not look at papers you bring to the hearing and might not allow you to make a verbal response at the hearing.

Verification and Acknowledgements

- a) **I have read this document. To the best of my knowledge, information and belief, the information contained in this document is well grounded in fact and is supported by existing law.**
- b) **I have not been determined by any court in Minnesota or in any other state to be a frivolous litigant and I am not the subject of an *Order* precluding me from serving or filing this document.**
- c) **I am not serving or filing this document for any improper purpose, such as to harass the other party to cause delay or needless increase in the cost of litigation or to commit a fraud on the court.**
- d) **I understand that if I am not telling the truth or if I am misleading the court or if I am serving or filing this document for an improper purpose, the court can order me to pay money to the other party, including the reasonable expenses incurred by the other party because of the serving or filing of this document, court costs and reasonable attorney's fees.**

Dated: _____

Signature

Printed Name: _____

Address _____

City/ State _____

Zip Code: _____

Telephone: () _____

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF _____

TENTH JUDICIAL DISTRICT

In Re the _____ of:

Petitioner,

and

Respondent.

**AFFIDAVIT IN SUPPORT OF
MOTION TO CHANGE VENUE**

Court File No.: _____

My name is _____ and I am the Petitioner Respondent in this case. I make this Affidavit in support of my Motion to Change Venue. The following facts support my Motion to Change Venue:

1. The parties' case was filed finalized in _____ County, Minnesota on _____.
(date)
2. The Petitioner has lived in _____ County, Minnesota for the past _____
 months years.
3. The Respondent has lived in _____ County, Minnesota for the past _____
 months years.
4. The child(ren) have lived in _____ County, Minnesota for the past _____
 months years. Information pertaining to the best interests of the child(ren) is in _____ County.
5. Here are other reasons that I believe venue should be transferred to another District Court:

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated: _____

Signature

County and State where signed

Printed Name: _____

Address: _____

City, State, Zip Code: _____

Telephone: (____) _____

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF _____

TENTH JUDICIAL DISTRICT

In Re the _____ of:

_____,

Petitioner,

and

_____,

Respondent.

**AFFIDAVIT OF SERVICE BY
MAIL**

Court File No.: _____

I, _____, state that I am at least 18 years of
(Name of person who mailed documents)

age having been born on _____, and that on _____

I served the following papers: Notice of Motion and Motion for Change of Venue and Affidavit
(list all papers mailed to the other party)

upon _____ by placing in an envelope a true and correct
(Name of other party)

copy of each document addressed to _____

at _____ in the City of _____, State

of _____, Zip Code _____ and depositing the envelope, with sufficient

postage, in the United States Mail at the Post Office located in the City of _____

in the State of _____.

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated: _____

Signature

Name: _____

County and State where signed

Address: _____

City/State/Zip: _____

Telephone: (_____) _____

E-mail address: _____