CANADA COURT OF QUÉBEC

Province of Québec (Civil Division)

District:

Locality:

File No.:

Plaintiff

v.

Defendant

and

**NOTICE OF DISCLOSURE OF PRELIMINARY EXCEPTIONS AND INCIDENTAL APPLICATIONS**

**(art. 535.5 C.C.P.)**

This notice does not replace the applications in the course of the proceeding (preliminary exceptions and incidental applications) which the party intends to present. For the court to be seized of the application, a pleading must be filed along with this notice.

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| **IDENTIFICATION OF THE PARTY Name:**  Party not represented by a lawyer |
| Plaintiff  Plaintiff in warranty  Defendant  Defendant in warranty  Intervenor  Impleaded party        (identify the party)        (identify the party) |

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|  | **THE PARTY discloses that it intends to raise the following preliminary exception(s) OR INCIDENTAL APPLICATION(s) THAT MAY LEAD TO A STAY OF THE PROCEEDING**:  Application for referral to:  the court having territorial jurisdiction  another court  a mediator or arbitrator  Due to this application for referral:  a stay of the proceeding is requested until:  Application for a stay until the following judgment becomes final:  the Superior Court judgment (art. 212 C.C.P.) in file no.  the Tribunal administratif du travail judgment in file no.  the signatory declares that the other parties consent to this application  Application for a stay:  due to the conservatory nature of the application  because a settlement is possible  due to the upcoming forced intervention by a third party  a stay of the proceeding is requested until: | |
|  | **THE PARTY discloses that it intends to raise the following preliminary exception(s)**:  Request for disclosure of a document  Request for particulars in relation to (identify pleading)  Request to strike allegations in relation to (identify pleading) | |
|  | **THE PARTY discloses that it asks for the dismissal of** **(specify which pleading you wish to have dismissed) for the following reason** : | |
|  |  | The application was not presented before the competent court (subject-matter jurisdiction)  There is lis pendens or res judicata  One of the parties is incapable or does not have the necessary capacity to act  One of the parties clearly has no interest  The application or defence is unfounded in law even if the facts alleged are true  Other (please specify): |
|  | **THE PARTY discloses that it intends to present one of the following incidental applicationS**: | |
|  |  | For authorization to intervene (arts. 186 and 187 C.C.P.)  To oppose forced intervention (art. 188 C.C.P.)  To disavow the lawyer (art. 191 C.C.P.)  To declare that the ’s lawyer is disqualified (art. 193 C.C.P.)  For authorization to cease representing a party once the trial date has been set (art. 194 C.C.P.)  To contest a continuance of proceeding (art. 200 C.C.P.)  To withdraw of amend apleading:       (art. 207 C.C.P.)  To have an issue of law determined (art. 209 C.C.P.)  To consolidate or separate the proceeding (art. 210 C.C.P) with  To split the proceeding (art. 211 C.C.P.) |

On

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| (identify the party)  or  **Mtre**  Lawyer(s) of (identify the party)  (Firm name)  (Address)  (City, province and postal code)  Telephone:  Fax:  Email: |  |  |
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