

CANADA
Province of Québec
District:
Locality:
File No.:

COURT OF QUÉBEC
(Civil Division)

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.

IDENTIFICATION OF THE PARTY	Name:
<input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Intervenor <input type="checkbox"/>	<input type="checkbox"/> Party not represented by a lawyer <input type="checkbox"/> Plaintiff in warranty <input type="checkbox"/> Defendant in warranty <input type="checkbox"/> Impleaded party <input type="checkbox"/>

<input type="checkbox"/>	<p>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:</p> <p><input type="checkbox"/> Application for referral to: <input type="checkbox"/> the court having territorial jurisdiction <input type="checkbox"/> another court <input type="checkbox"/> a mediator or arbitrator Due to this application for referral: <input type="checkbox"/> a stay of the proceeding is requested until:</p> <p><input type="checkbox"/> Application for a stay until the following judgment becomes final: <input type="checkbox"/> the Superior Court judgment (art. 212 C.C.P.) in file no. <input type="checkbox"/> the Tribunal administratif du travail judgment in file no. <input type="checkbox"/> the signatory declares that the other parties consent to this application</p> <p><input type="checkbox"/> Application for a stay: <input type="checkbox"/> due to the conservatory nature of the application <input type="checkbox"/> because a settlement is possible <input type="checkbox"/> due to the upcoming forced intervention by a third party <input type="checkbox"/> a stay of the proceeding is requested until:</p>
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<input type="checkbox"/>	<p>THE PARTY DISCLOSES THAT IT INTENDS TO RAISE THE FOLLOWING PRELIMINARY EXCEPTION(S):</p> <p><input type="checkbox"/> Request for disclosure of a document</p> <p><input type="checkbox"/> Request for particulars in relation to (identify pleading)</p> <p><input type="checkbox"/> Request to strike allegations in relation to (identify pleading)</p>
<input type="checkbox"/>	<p>THE PARTY DISCLOSES THAT IT ASKS FOR THE DISMISSAL OF (specify which pleading you wish to have dismissed) FOR THE FOLLOWING REASON :</p> <p><input type="checkbox"/> The application was not presented before the competent court (subject-matter jurisdiction)</p> <p><input type="checkbox"/> There is lis pendens or res judicata</p> <p><input type="checkbox"/> One of the parties is incapable or does not have the necessary capacity to act</p> <p><input type="checkbox"/> One of the parties clearly has no interest</p> <p><input type="checkbox"/> The application or defence is unfounded in law even if the facts alleged are true</p> <p><input type="checkbox"/> Other (please specify):</p>
<input type="checkbox"/>	<p>THE PARTY DISCLOSES THAT IT INTENDS TO PRESENT ONE OF THE FOLLOWING INCIDENTAL APPLICATIONS:</p> <p><input type="checkbox"/> For authorization to intervene (arts. 186 and 187 C.C.P.)</p> <p><input type="checkbox"/> To oppose forced intervention (art. 188 C.C.P.)</p> <p><input type="checkbox"/> To disavow the lawyer (art. 191 C.C.P.)</p> <p><input type="checkbox"/> To declare that the _____'s lawyer is disqualified (art. 193 C.C.P.)</p> <p><input type="checkbox"/> For authorization to cease representing a party once the trial date has been set (art. 194 C.C.P.)</p> <p><input type="checkbox"/> To contest a continuance of proceeding (art. 200 C.C.P.)</p> <p><input type="checkbox"/> To withdraw or amend pleading: _____ (art. 207 C.C.P.)</p> <p><input type="checkbox"/> To have an issue of law determined (art. 209 C.C.P.)</p> <p><input type="checkbox"/> To consolidate or separate the proceeding (art. 210 C.C.P.) with _____</p> <p><input type="checkbox"/> To split the proceeding (art. 211 C.C.P.)</p>

On

or
M^{tre}
 Lawyer(s) of _____ (identify the party)
 (Firm name)
 (Address)
 (City, province and postal code)
 Telephone:
 Fax:
 Email: