

BEFORE YOU FILE THIS DOCUMENT (found on the next two pages), you should check the Rules of Procedure in your jurisdiction or call the Clerk of Court to confirm how much time a litigant has to respond to Discovery before you can Move to Compel the production of this document. Thirty days has been inserted in the Motion as this is the amount of time most states give a litigant to respond. Your state's rules may be different, and you need to state in the Motion the number of days which your state provides.

IN THE COURT OF _____ IN AND FOR

COUNTY, STATE OF _____

CIVIL DIVISION

(Fill out the above with the official name of your court)

_____, CASE NO.: _____
(Lender) (case number)
Plaintiff,

VS.

_____,
(Your Name)
Defendant.

DEFENDANT'S MOTION TO COMPEL

Defendant, _____, moves the court for the entry of
(Your Name)
an Order directing Plaintiff to produce to Defendant the document described in the request to
produce which is attached as an exhibit to this action. The basis for the relief requested is set
forth below.

On _____, Defendant sent to Plaintiff's Counsel by
(Date you sent Request to Produce to Plaintiff's lawyer)

U.S. Mail the request to produce, a copy of which is attached as an exhibit.

Despite the passage of 30 days (in addition to 5 days, as this request was sent by U.S.
Mail for the services of Plaintiff's counsel*) of this request on Plaintiff's counsel, Plaintiff has
not produced the requested document to Defendant or contacted Defendant to state
that the document is available for inspection and copying.

Defendant hereby requests that this court enter an Order directing Plaintiff to produce the
document requested by Defendant in the request to produce, and provide to Defendant such

other and further relief to which Defendant may be justly entitled to under the circumstances.

(Your signature)

(Your name, printed)

(Your address)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been furnished by U.S. Mail to: _____,
(Name and address of Plaintiff, Bank, or Mortgage Company)
this _____ day of _____, 2008

(Your signature)

(Your name, printed)