

KINSEY  
LAW  
OFFICES



## NOTICE OF MOTION TO STRIKE ANSWER TO COMPLAINT

Sample Only  
Use At Your Own Risk



To all parties and their attorneys of record:

PLEASE TAKE NOTICE that on \_\_\_\_\_ [date], at \_\_\_\_\_ [time], or as soon thereafter as the matter can be heard, in \_\_\_\_\_ [Department \_\_ or the Law and Motion Department] of this court, located at \_\_\_\_\_ [address], plaintiff, \_\_\_\_\_ [name], will move the court for an order striking the answer on file in this case. This motion is made under sections 435-437 of the Code of Civil Procedure on the grounds that \_\_\_\_\_ [the answer asserts only affirmative defenses that are wholly irrelevant to the causes of action alleged in the complaint, and that it otherwise admits the material allegations of the complaint or as the case may be].

The motion will be based on this notice of motion, the memorandum of points and authorities which accompanies this notice, the pleadings, documents, records, and files in this action, and such oral and documentary evidence as may be presented at the hearing.

Date: \_\_\_\_\_  
\_\_\_\_\_ [Plaintiff's name]  
Plaintiff *In Pro Per*

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