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IN THE JUSTICE COURT OF SPARKS TOWNSHIP
COUNTY OF WASHOE, STATE OF NEVADA

Plaintiff(s),
v.

Defendant(s).

Case No.: _____
 Dept. No.: _____

**MOTION TO SET
SUPERSEDEAS BOND TO STAY
EXECUTION OF JUDGMENT**

Comes now, _____ (*name*) (“Appellant”),
and respectfully requests that the Court set an amount for the Supersedeas Bond to stay
execution of the judgment entered on _____ (*date*) pending the appeal of
this matter.

POINTS AND AUTHORITIES

JCRCP 73 provides that:

Unless an appellant is exempted by law, or has filed a
supersedeas bond or other undertaking which includes security
for the payment of costs on appeal, **in civil cases a bond for
costs on appeal or equivalent security shall be filed by the
appellant in the justice court with the notice of appeal;** but
security shall not be required of an appellant who is not subject
to costs. **The bond or equivalent security shall be in the sum
or value of \$250 unless the justice court fixes a different
amount.** A bond for costs on appeal shall have sufficient surety,
and it or any equivalent security shall be conditioned to secure
the payment of costs if the appeal is finally dismissed or the
judgment affirmed, or of such costs as the district court may
direct if the judgment is modified. If a bond or equivalent
security in the sum or value of \$250 is given, no approval
thereof is necessary. After a bond for costs on appeal is filed, a
respondent may raise for determination by the justice court
objections to the form of the bond or to the sufficiency of the
surety. The provisions of Rule 73A apply to a surety bond upon
a bond given pursuant to this rule.

(Emphasis added).

///

JCRCP 100 provides that:

(a) Bond on Appeal—General. The notice of appeal mentioned in Rule 99 shall be accompanied by an appeal bond. The appeal bond may be in the form of a cash bond, a formal surety bond or an informal surety bond substantially in the form set out in this rule. After an appeal bond is filed, the other party may raise, for determination by the justice, objections to the form of the bond or to sufficiency of the surety. **The filing of a bond on appeal stays execution on the judgment until the appeal is determined.**

(Emphasis added).

STATEMENT OF FACTS

The above-entitled Court issued a judgment on _____ (*date*) in the amount of \$ _____ which was entered in favor of Plaintiff or Defendant and against Plaintiff or Defendant. On _____ (*date*), Appellant filed their Notice of Appeal with the appropriate appeal cost bond and fees, or waiver.

Pursuant to JCRCP 100, Appellant respectfully requests that the above-entitled Court set an amount for the Supersedeas Bond to stay execution of said judgment pending appeal in Second Judicial District Court.

Pursuant to NRS §53.045, I declare under penalty of perjury, under the laws of the that the foregoing is true and correct.

Dated: _____

Signature: _____

Print name: _____

Address: _____

City, State, Zip: _____

Telephone: _____

Email: _____

CERTIFICATE OF SERVICE

Pursuant to JCRC P 5(b), I hereby certify that on this ___ day of _____, 20___,

I served a true and correct copy of the foregoing Motion upon the following person:

Name: _____
Address: _____

Via: [] Service by Odyssey File and Serve
[] Personal Service
[] U.S. Mail, postage prepaid
[] Certified mail, return receipt attached
[] Other _____

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated: _____ Signature: _____

Print name: _____

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