

EXPLANATORY NOTES

FORMAL NOTICE TO CONTINUE SUIT (SJ-852A)

The “Formal Notice to Continue Suit” form allows a party to a small claims application to serve a person who has a legal interest to act (such as a tutor or liquidator) with a notice to appear for a party who has undergone a change of status subsequent to incapacity, disability, death, termination of services, etc.

For more information, as well as the contact information for all courthouses in the province of Québec, consult the [list of courthouses](#) on the website of the ministère de la Justice.

TYPE OF FORM

This form is available in dynamic PDF format, meaning the form can be downloaded from www.justice.gouv.qc.ca and completed directly on screen.

- Dynamic PDF:

After completing the form, you must print it on letter-sized paper, i.e. 8.5 inches by 11 inches (215.9 mm by 279.4 mm). Be sure to set your printer to this paper size.

- Paper:

If you complete the form by hand, please write legibly in block letters.

PROCEDURE

Once the form is completed, you should keep a copy for your files. You must then send the duly signed original to the clerk at the courthouse where the small claims application was filed. The clerk will then notify the other party of the formal notice. The latter will have 10 days to file a notice of appearance in continuance of suit.

District: _____

Locality: _____

File No.: _____

Plaintiff

v.

Defendant

and

Party _____

FORMAL NOTICE TO CONTINUE SUIT
(art. 200 C.C.P.)

I, the undersigned, _____,

Plaintiff or Defendant or Party _____

give you formal notice to continue suit in this file for the following reasons:

Should the form “Notice of Continuance of Suit” (SJ-852-01A) not be filed with the office of the court within 10 days:

the Plaintiff may proceed by default and judgment may be rendered.

the Defendant may ask that the application be dismissed.

other: _____.

At _____, on _____

Signature