

**MOTION TO STAY EVICTION ORDER,
AFFIDAVIT/DECLARATION IN SUPPORT OF
MOTION TO STAY EVICTION ORDER, and
ORDER REGARDING MOTION TO STAY EVICTION ORDER
TENANT INSTRUCTIONS
(Forms #26, #27 and #28)**

This information explains how to file a Motion to Stay the Eviction Order.

WHAT IS A MOTION TO STAY?

Normally, after the court signs a summary eviction order, the order goes to the clerk's office and is then sent to the sheriff or constable for enforcement. The statute states within 24 hours from the receipt of the order the sheriff or constable must enforce the order. That means the sheriff or constable will lock you out within (as distinct from after) 24 hours. Form #26, Motion to Stay Eviction Order, is used to request the court to delay the enforcement of its summary eviction order. The Motion is your chance to tell the court why you need more time and why immediate eviction would be a special hardship for you. If a stay is granted, that means that the eviction order cannot be enforced until the date indicated by the court. After that date the sheriff or constable will lock you out.

**HOW MUCH TIME IS THE COURT AUTHORIZED
TO DELAY THE ENFORCEMENT OF ITS EVICTION ORDER?**

Under Nevada Revised Statutes (NRS) 70.010, a Justice of the Peace can stay an order for up to 10 judicial¹ days from the date of the eviction order. The time granted, if any, is totally within the court's discretion.

WHEN SHOULD YOU FILE THIS MOTION?

You need to file this Motion to Stay Eviction Order, Form #26, as soon as you can if you think the court is going to evict you. You may file this Motion whether or not you also file a Tenant's Affidavit/Declaration opposing the eviction.

If you also file a Tenant's Affidavit/Declaration contesting the eviction, you may also include your request for a stay in that document.

¹ "Judicial Days" do not include date of service, weekends or legal holidays.

Motion To Stay Eviction Florida

Florida. Supreme Court



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The Landlords' Rights & Duties in Florida Mark Warda Warda,2005-08-01 Understanding your rights and responsibilities under Florida landlord tenant law is essential to becoming a successful and profitable landlord in the state of Florida A basic knowledge of the Florida law can help avoid becoming liable to tenants for damages and attorney s fees Landlords Right Duties in Florida discusses issues including dealing with problems during a tenancy protecting yourself from liability for injuries and crimes and evicting a tenant This guide provides east to understand explanations of landlord tenant law as well as blank forms flow charts and examples from actual cases Using this book can help save you money and avoid potential liabilities Screening Prospective Tenants Protecting Yourself from Liabilities Evicting a Tenant Changing the Terms of a Tenancy Making a Claim for Damages Terminating a Tenancy Early Ready to Use Forms with Instructions Apartment Lease Rental Agreement Notice of Termination Back Check Notice Eviction Summons and many more Florida statutes Eviction flowcharts Step by step instructions Ready to use blank forms **The Florida Landlord's Manual** Thomas J. Lucier,2002-11 All of the need to know information nitty gritty details step by step checklists ready to use agreements forms notices and letters and practical advice that Florida s do it yourself residential landlords and property management professionals need to know about in order to run a profitable rental housing business *Clearinghouse Review* ,1998

Take Flight Eddie Brown,2024-11-12 This is a true story about the first Black owned Fixed Base Operator FBO in United States history which was denied the right to build a new facility on a government approved site Miami Dade County and AA Acquisitions allegedly conspired to seize the land despite a contractually approved 30 year lease on a 15 acre site The 11th Judicial Court of Miami Dade County declined to hear the case ultimately leading to the company s downfall As a result Flightline lost the opportunity to establish a world class operation along with 23 9 million in committed funding from investors **Florida Supplement Second** ,1992 **Poverty Law Reporter** Commerce Clearing House,1968 West's Florida Digest 2d ,1984 *A Digest of the Statute Law of Florida of a General and Public Character* Florida,1872

McKinney's Consolidated Laws of New York Annotated New York (State),2010 **A Digest of the Statute Law of Florida** Allen Bush,2023-02-05 Reprint of the original **The California Landlord's Law Book** Nils Rosenquest,2022-06-03 Your step by step guide to evicting a problem tenant in California Sooner or later nearly every residential landlord has to evict a tenant for nonpayment of rent property damage an illegal sublet including Airbnb or another violation of the lease or the law You don t always need to hire a lawyer but you do need reliable information particularly if your property is under rent control Here you ll find all of the downloadable forms you need along with clear step by step instructions on how to Find out how to prepare nonpayment of rent notices prepare 3 30 60 and 90 day notices complete and serve all required eviction forms deal with tenants delaying tactics and file your unlawful detainer complaint in court Just filing an eviction lawsuit often prompts the tenant to leave If it doesn t you ll learn how to handle a contested

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