

Final Request for Interrogatories in a Debt Collection Suit

Instructions, Example and Sample Form

If the Plaintiff does not answer your [Interrogatories](#), send them a **Final Request for Interrogatories**. If the Plaintiff does not answer your final request, you can ask the Judge to decide the case in your favor. But you must send the plaintiff a final request. To learn more about interrogatories and how to use them, visit www.masslegalhelp.org and search "[Interrogatories](#)."

Use these Instructions to help you fill out the Final Request for Interrogatories form on page 4. We have also included an **example** Final Request for Interrogatories form for Kerry Timberland. Kerry is not real.

1. At the top left corner of the form you will see "_____, ss". This is where you write the county you live in. Put in the same county that is on the complaint that the plaintiff sent to you.
 - In the example, Kerry lives in Dorchester so she lives in Suffolk County.
2. On the "____ Division" line, write in where the court is located.
 - The Court is located in Dorchester so Kerry wrote in "Dorchester."
3. Write in the docket number on the "Docket no. _____" line. You can find this number on the complaint that the Plaintiff sent you.
 - Kerry's number was on the top right corner of the complaint so she copied it onto the final request form as "2011-CV-3833"
4. The "_____ plaintiff" line needs to say who is suing you. Copy the name listed on the complaint before the word "plaintiff".
 - The Bank of New Debt is suing Kerry so she wrote "Bank of New Debt" on the line before "plaintiff".
5. The "_____ defendant" line needs to say who is being sued. Copy the name listed on the complaint before the word "defendant" on your answer. It is probably your name.
 - The Bank of New Debt is suing Kerry so she wrote her name on the line before "defendant".
6. **In the body of the "Final Request for Interrogatories" section:**
 - i. **On line 1:** Write the date that you mailed the request. The form already states that the Plaintiff did not give you any or complete answers.
 - Kerry mailed the request for Interrogatories on April 10, 2012. The Plaintiff has not responded so she wrote down April 10, 2012.
 - ii. **On Line 3:** Write exactly what you are requesting.

- Kerry did not get anything from the Plaintiff, so she is asking them to answer all of the questions from her first interrogatory request.

iii. Sign your name on the Final Request.

7. In the “Certificate of Service” section write:

- i. The date;
- ii. Your signature;
- iii. The name and address of the Plaintiff’s attorney; and,
- iv. Check either “hand delivery” or “first class mail”.

8. Make a copy of the document.

9. Mail the form to the Plaintiff’s attorney “return-receipt requested.”

You do not have to mail this form to the court yet.

You will give the court a copy if the Plaintiff does not respond. If the plaintiff does not respond to your final request, you can file an “[Application for Final Judgment](#).”

EXAMPLE FINAL REQUEST FOR INTERROGATORIES

COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT OF THE COMMONWEALTH

SUFFOLK, ss.

DORCHESTER DISTRICT COURT
DOCKET NO. 2011-CV-3833

Bank of New Debt)
Plaintiff,)
)
)
v.)
)
Kerry Timberland,)
Defendant.)
_____)

DEFENDANT'S FINAL REQUEST FOR
ANSWERS TO INTERROGATORIES

NOW COMES the Defendant who is providing notice of the Final Request for Answers to Interrogatories pursuant to M.R.C.P. Rule 33(a)(3).

1. Defendant served Interrogatories upon the Plaintiff on April 10, 2012.
2. The Plaintiff has not responded or has not fully responded to Defendant's requests.
3. Specifically Defendant requests That Plaintiff fully and completely answer questions 1-9 in the interrogatory request dated April 10, 2012. A copy is attached.
4. The Defendant may apply for final judgment for relief or dismissal in the event that answers or objections are not timely received.

Respectfully submitted,

Signed: Kerry Timberland

Your name: Kerry Timberland

Certificate of Service

I hereby certify that a true copy of the above document was served upon the attorney of record for the Plaintiff (*check one*) in hand () or by regular first class mail postage pre-paid (✓) at this address: Law Firm of Ted Roco for Bank of New Debt, 1 Kimble St, Boston, MA 02222 on (date) June 30, 2012.

Kerry Timberland _____ June 30, 2012 _____

COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT OF THE COMMONWEALTH

_____, ss.

_____ DISTRICT COURT
DOCKET NO. _____

_____)
Plaintiff,)
_____)

DEFENDANT'S FINAL REQUEST FOR
ANSWERS TO INTERROGATORIES

v.)
_____)
Defendant.)

NOW COMES the Defendant who is providing notice of the Final Request for Answers to Interrogatories pursuant to M.R.C.P. Rule 33(a)(3).

1. Defendant served Interrogatories upon the Plaintiff on _____.
2. The Plaintiff has not responded or has not fully responded to Defendant's requests.
3. Specifically Defendant requests

4. The Defendant may apply for final judgment for relief or dismissal in the event that answers or objections are not timely received.

Respectfully submitted by the Defendant,

signed: _____
Your name:

Certificate of Service

I hereby certify that a true copy of the above document was served upon the attorney of record for the Plaintiff (*check one*) in hand () or by regular first class mail postage pre-paid () at this address:

_____ on (date) _____.

Signature

Date