

1 PYRAMID LAKE TRIBAL COURT
2 P.O. BOX 257 / 221 HWY 447
3 NIXON, NV 8424
4

5
6 **PETITION FOR EVICTION**
7

8 **PACKET INCLUDES PETITION INSTRUCTIONS AND FILING PROCESS**
9

10 **ATTENTION: THIS PACKET IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY**
11 **OR ADVOCATE. COUNSEL IS ALWAYS RECOMMENDED FOR LEGAL MATTERS.**

12 The laws governing the Pyramid Lake Paiute Reservation allow any person to represent
13 him/herself in any legal action heard in the Pyramid Lake Tribal Court. However, filing
14 Petitions/Application/Complaints with the Court and representing yourself in the
15 Courtroom can involve complex legal matters. This packet only addresses a few legal
16 issues involved in bringing your matter before Court.

17 When appearing pro se, Latin for “on one’s own behalf”, ***you are responsible for***
18 ***understanding the law that governs your case and for filing the correct legal documents.***

19 The laws and rules are set out in the Pyramid Lake Law & Order Code, the Federal Rules
20 of Civil Procedure, and the Pyramid Lake Tribal Court Operational Procedures.

21 When you return to the Court and sign these documents for filing, the Court assumes
22 that all documents are read carefully and all potential outcomes of litigation in this matter
23 are understood.
24

25
26 ****BEFORE FILING IN ANY PORTION OF THE PETITION, READ ALL MATERIALS**
27 **AND, IF NEEDED, REQUEST CLARIFICATION FROM THE COURT STAFF.****
28

1 1. Fill out the Petition for Eviction (herein after “Eviction”) completely. Use blue or
2 black ink only to fill out the forms and neatly print the information requested. DO
3 NOT USE WITE-OUT or any other fluid/tape on the forms. The Petition will *not*
4 be accepted by the Court Personnel if correction fluid/tape is used.

5 ** Also, the following section of the Pyramid Lake Law & Order Code (herein after
6 “P.L.L.O.C.”) references the statute of limitations which gives a time limit to file a
7 Complaint:

8 §3.3.204 STATUE OF LIMITATIONS FOR CIVIL ACTIONS: “Every action not
9 covered by the criminal provisions of this code, unless specifically addressed
10 elsewhere in this code or other applicable tribal law, shall be barred unless the
11 complaint is filed within two (2) years after the cause of action first occurs.”

- 12 2. On page 1, #1, state if you are requesting back rent or back payment for
13 damages or anything else.
- 14 3. On page 1, #2, state what the other party has done to facilitate this filing.
- 15 4. On page 1, #3, state whether you or the other party are residents of the Pyramid
16 Lake Reservation, as the P.L.L.O.C. states that you must be a resident of the
17 reservation for at least six (6) weeks prior to filing the complaint.
- 18 5. On page 2, state what led up to the incident that facilitated the filing, why you are
19 filing and what exactly you are requesting from the Court. Be specific and
20 thorough, as the Court cannot decide on issues that are not in the Complaint.
- 21 6. The third page must be completely filled out, as the Court staff are not locators of
22 addresses. Please state mailing and physical addresses as this is necessary for
23 proper service of complaint. **PLEASE BE ADVISED: We cannot and will not
24 look into the Court management System to locate an address, as it is your
25 responsibility.**
- 26 7. If you plan on returning to the Courthouse to file the Complaint, wait to sign the
27 Complaint in front of staff so they may sign stating that the signature was
28 witnessed. However, if you are mailing the Complaint, have each area
designated for a signature, notarized.
8. Once the Complaint is completed and ready to be filed, submit the filing fee
(\$30.00), the civil service fee (\$15.00 if in the boundaries of the PL Reservation,

1 TBD is outside jurisdiction), and the complaint to Court Personnel. If the
2 Respondent resides outside of the Pyramid Lake Reservation the Court staff will
3 contact the county to determine the service fee, and you will be responsible to
4 pay the fee to the County in question.

5 9. If you are submitting your Complaint with an Application Waive Filing Fees
6 (herein after: "Application") the Complaint will not be filed until a decision on the
7 Application is rendered. Should the Judge approve the Application, your petition
8 will be filed, however, if it is denied, you will be contacted and must pay the filing
9 fee prior to the Complaint being filed. If the Application is approved, no filing fees
10 will be assessed for the duration of the case.

11 10. Once the Complaint is filed, Court staff will issue a Summons that must be
12 served on the Respondent. The Summons and Petition will be forwarded to the
13 Pyramid Lake Police Department (or applicable Police Department) for service.
14 Double check and make sure that the address noted for the Respondent is
15 correct as incorrect addresses will slow the process and could add additional
16 service fee charges.

17 11. Once the Respondent is served, he/she will have twenty (20) calendar days to
18 respond to the Complaint. Once an Answer/Response is filed, along with the
19 \$15.00 filing fee, a hearing will be scheduled, and all parties will be served notice
20 via mail. If the respondent chooses not to respond, the full twenty (20) days will
21 be allocated, and a hearing will be scheduled on the 21st day.

22 12. If you are unable to appear on the date provided, you may request that this
23 matter be continued via Motion to Continue (herein after "Motion"). Submit Motion
24 and payment (\$15.00) at least eight (8) working days prior to the hearing. Do not
25 forget to send the opposing parties a copy of the Motion. If it is not submitted in a
26 timely manner, you will be required to appear as the Judge may deny your
27 motion and proceed with the hearing.

28 *IF THERE ARE ANY FURTHER QUESTIONS, PLEASE DO NOT HESITATE TO
CALL THE PYRAMID LAKE TRIBAL COURT AT (775) 574-1094.*

**IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE
PYRAMID LAKE INDIAN RESERVATION
WASHOE COUNTY, NEVADA**

Plaintiff,
vs.
Respondent.

) **Case No. PL.CV-CM-**
)
) **PETITION FOR EVICTION**
)
)
)
)
)

- 1) Plaintiff claims from Defendant(s), the amount of \$_____ and costs of this action, or, Plaintiff claims from Defendant(s) real or personal property of the approximate value of \$_____ and which is described as: _____
- 2) Plaintiff's claim results from Defendant(s) wrongful or negligent actions, which were (What did the Respondent do?): _____
- 3) Plaintiff and Defendant are/are not resident(s) of the Pyramid Lake Indian Reservation, State of Nevada, County of Washoe.

Date: _____

Signature of Plaintiff

Date: _____

Notary Public/Court Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR
THE PYRAMID LAKE INDIAN RESERVATION
WASHOE COUNTY, NEVADA**

AFFIDAVIT IN SUPPORT OF PETITION FOR EVICTION

I, _____, being first duly sworn on oath, affirm that I am
the affiant in this cause that the statements made herein are true and correct to the best of
my knowledge, recollection and belief, as follows:

DATE: _____ AFFIANT: _____

Subscribed and sworn to before me on this _____ day of _____, 20____.

Notary Public/Court Clerk

