

NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. _____

| | |
|------------|--|
| _____ | |
| Plaintiff, | |
| v. | |
| _____ | |
| Defendant. | |
| _____ | |

**NOTICE OF SUMMARY JUDGMENT
DIVORCE HEARING**
 First Subsequent

PLEASE READ ALL INSTRUCTIONS ON THE BACK BEFORE COMPLETING THIS FORM

1. Date requested for Summary Judgment hearing: _____
2. I understand that a copy of this document must sent be to the other party: Yes No
3. Do you need an interpreter? Yes No If so, what language: _____
4. Does the spouse need an interpreter? Yes No If so, what language: _____
5. The email address where I would like the divorce judgment sent is: _____

ALL PARTIES ARE HEREBY NOTIFIED THAT motions for Summary Judgment will be heard on **the date in #1 above remotely via WebEx at 9:00 a.m. The Wake County Divorce Personal Room Meeting ID is #126 101 9327.** Parties may object to having a remote hearing for good cause. Instructions for how to object are on the back of this form.

CERTIFICATE OF SERVICE:

I hereby certify that a copy of this **Notice of Hearing** has been served on all parties/counsel in the following manner:

By depositing a copy in the US Mail in a properly addressed, postpaid envelope to: _____

By hand delivery to: _____

Other: _____

Date: _____

(Signature)

(Printed name)

Plaintiff Defendant Attorney for Plaintiff Attorney for Defendant

PLEASE READ ALL INSTRUCTIONS BEFORE COMPLETING THE FRONT OF THIS FORM

****NOTICE OF HEARING FEE WITH MOTION FOR SUMMARY JUDGMENT - \$20****

All motions for summary judgment divorce (without request for incorporation of separation agreement) may be set by this notice. Summary judgment divorces are heard remotely at 9:00 a.m. on FRIDAYS via WebEx (based on availability). Because summary judgment divorces are held remotely, there is a maximum number of hearings heard per session. Space is filled upon a FILED notice on a first come, first serve basis. Motions can be joined using www.WebEx.com, Meeting ID # 126 101 9327.

Proposed Document Submissions- Attorneys must submit proposed JUDGMENTS FOR ABSOLUTE DIVORCE and CERTIFICATES OF ABSOLUTE DIVORCE (Vital Records Form DHHS 2089-Revised 11/18) through eCourts File & Serve **no later than 5:00 p.m. the Tuesday prior to your Friday hearing. Judges will not delay court sessions searching for envelopes because documents were not timely filed. If documents are not received prior to the hearing, the motion for summary judgment will be removed from the calendar.**

If you are a party not represented by an attorney, you may submit your proposed documents to WakeCountyDivorce@nccourts.org (by 5:00 p.m. the Tuesday prior to your Friday hearing).

You must file a motion for summary judgment and serve it on the other party at least 10 days prior to the hearing. The Court cannot hear a motion for summary judgment if no motion is pending.

Complete the appropriate portions of this Notice of Hearing and file it through eCourts File & Serve. Unrepresented individuals may take your completed notice to the Clerk's Office located on the 1st floor of the Wake County Courthouse for assistance. A copy of this Notice must be served on your spouse at least 5 business days prior to the scheduled hearing (excluding weekends or court holidays). Service of this Notice may be made by sending it via U.S. mail in a properly addressed envelope, postpaid, to your spouse's last known address, or by hand delivery to your spouse. If your spouse has an attorney, you must deliver to your spouse's attorney via US Mail or by hand - *Rule 5 of the NC Rules of Civil Procedure.*

On the date designated in line #1 on the front of this form, join the Wake Divorce Meeting Room by 9:00 a.m. The personal meeting room can be accessed by going to www.WebEx.com and selecting the "JOIN" tab. Type in **Meeting ID # 126 101 9327** in the WebEx "Join" box. Make sure your video and audio are working properly before selecting "Join the meeting."

Parties may object to having a remote hearing by mailing or emailing written objections to the clerk WakeCountyDivorce@nccourts.org at least two (2) days before the hearing. Written objections should include the names of the parties, the file number, and the basis for the objection. Objections may also be made orally in Courtroom 9C at 9:00 a.m. on the day of the hearing. If the court finds good cause for the objection to the remoteness of the hearing, in the discretion of the judge, it may be heard as a live summary judgment divorce at 10:30 a.m., or it may be reset for trial on a future court date.

Please note, Employees of the Clerk's Office or the Court are PROHIBITED BY LAW from advising you regarding your legal situation.

PUBLIC PORTAL INFORMATION: <https://portal-nc.tylertech.cloud/Portal/>
Click "Smart Search" to search by Name or File Number to view case and print orders.