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| <p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p> |
| <p>Hearing Date and Time:</p> <p>Hearing Location:</p> |

ORIGINATING APPLICATION

[*SUPREME/DISTRICT/MAGISTRATES/ENVIRONMENT, RESOURCES AND DEVELOPMENT/YOUTH*] Delete all but one
 COURT OF SOUTH AUSTRALIA
 CIVIL JURISDICTION
 [*MINOR CIVIL*] if applicable
 [*NAME OF LIST*] LIST if applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Magistrates Court only

Application Value:

If applicable

| | |
|-------------------------------|-----------|
| Amount/value of relief sought | \$ |
| Court Fee on Filing | \$ |
| Service Fee | \$ |
| Solicitor's Fee | \$ |
| TOTAL AMOUNT/VALUE | \$ |

| | | | |
|---|--|----------------------|-------------------------|
| Applicant | Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable)) | | |
| Name of law firm / solicitor <small>If any</small> | Law Firm | Solicitor | |
| Address for service | Street Address (including unit or level number and name of property if required) | | |
| | <small>City/town/suburb</small> | <small>State</small> | <small>Postcode</small> |
| | <small>Country</small> | | |

| | | | |
|---------------|---------------|--|--|
| Phone Details | Email address | | |
| | Type - Number | | |

Duplicate panel if multiple Applicants

| | | | |
|---------------|--|-------|----------|
| Respondent | Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable)) | | |
| Address | Street Address (including unit or level number and name of property if required) | | |
| | City/town/suburb | State | Postcode |
| | Country | | |
| | Email address | | |
| Phone Details | Type - Number | | |
| Service | [.....] Sheriff service requested for this Respondent | | |
| | If requested mark with an 'x' | | |

Duplicate panel if multiple Respondents

| | | | |
|------------------|--|-------|----------|
| Interested Party | Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable)) | | |
| Address | Street Address (including unit or level number and name of property if required) | | |
| | City/town/suburb | State | Postcode |
| | Country | | |
| | Email address | | |
| Phone Details | Type - Number | | |
| Service | [.....] Sheriff service requested for this Interested Party | | |
| | If requested mark with an 'x' | | |

Duplicate panel if multiple Interested Parties

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| <p>Application Details Mark appropriate sections below with an 'x'</p> <p>Matter Type:</p> <p>This Application is for Nature of application in one sentence</p> <p>This Application is made under Act and section or other particular provision</p> <p>The Applicant seeks the following orders: Orders sought in separately numbered paragraphs. If there is a monetary sum state the amount being claimed.</p> <p>1.</p> <p>This Application is made on the grounds set out in the accompanying affidavit sworn by [full name] on the day of 20 .</p> <p>Extension of time If applicable</p> <p>The Applicant seeks an extension of time to institute this action pursuant to: [.....] section 48 of the Limitation of Actions Act 1936 [.....] other: State section and Act</p> |
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The grounds for seeking an extension are set out in the accompanying affidavit.

To the other parties: WARNING

This Application will be considered at the hearing at the date and time set out at the top of this document. If you wish to oppose the Application or make submissions about it:

- you **must attend the hearing** and
- you **must file and serve on all parties a Response within 14 days after service** of the Application and
- if you wish to rely on any facts in addition to or contrary to those relied on by the party seeking the orders you **must file and serve on all parties an Affidavit within 14 days after service** of the Application.

If you do not do so, the Court may proceed in your absence and orders may be made **finally determining** this proceeding (including as to costs) without further warning.

For instructions on how to file a response to an application and how to obtain access to the file, visit <https://courtsa.courts.sa.gov.au/?g=node/482>.

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of Court.

Accompanying Documents

Mark appropriate sections below with an 'x'

Accompanying service of this Application is a:

- [.....] Multilingual Notice (mandatory)
- [.....] Supporting Affidavit (mandatory)
- [.....] Notice to Respondent Served Interstate (mandatory if address of the respondent or interested party to be served is interstate)
- [.....] Notice to Respondent Served in New Zealand (mandatory if address of the party to be served is in New Zealand)
- [.....] Notice to Respondent Served outside Australia (mandatory if address of the party to be served is outside Australia but not in New Zealand)

[.....] If other additional document(s) please list below:

Note to Parties

There are usually cost penalties for making an unsuccessful application or resisting a successful application.

Only displayed if Magistrates Court and Minor Civil

If this application is a 'minor statutory proceeding' within the meaning of section 3(1) of the Magistrates Court Act 1991 (except a proceeding transferred from the South Australian Civil and Administrative Tribunal under section 38B of the South Australian Civil and Administrative Tribunal Act 2013), if an amount of more than \$12,000 or an order for work of the value of more than \$12,000 is claimed, either party may elect at the first Directions Hearing to remove this matter from the minor civil jurisdiction and then a higher cost scale generally applies and the parties can be represented by a lawyer.

If an amount less than \$12,000 or an order for work of the value of less than \$12,000 is claimed, or if no election is made, a lawyer cannot represent any party at the trial (subject to some exceptions in section 38(4)(a) of the Magistrates Court Act 1991) and the minor civil cost scale will generally apply.