

TITLE IV

Chapter: 31 Chapter Title: WAIVER OF SERVICE AND CITATION

Rule No: 31.0

Form Required for Waiver of Service and Citation

**10th Judicial District
Court**

RULE 24. SEPARATION AND DIVORCE CASES

**Parish of
Natchitoches**

Section 1. The following rules shall be observed with respect to separation and divorce cases:

(a) In any civil matter, the defendant or his attorney therein may accept service and waive citation. In all other cases, citations should regularly issue thereon and service made according to law.

**14th Judicial District
Court**

To view the current Title IV Rules of the 14th JDC, click here
<http://www.lasc.org/rules/dist.ct/14thJDCTABLETITILEIV.PDF>

Parish of Calcasieu

**24th Judicial District
Court**

Parish of Jefferson

Effective Nov. 1,
1990; Revised
effective May 25,
2005

A. In conformity with La. C.C.P. Art. 1701(B), when a defendant in an action for divorce under La. C.C. Art. 103 (1), by sworn affidavit, acknowledges receipt of a certified copy of the petition and waives formal citation, service of process, all legal delays, notice of trial, and appearance at trial, a judgment of default may be entered against the defendant the day on which the affidavit is filed. The affidavit of the defendant may be prepared or notarized by any notary public. The judgment may be obtained by oral motion in open court or by written motion mailed to the court, either of which shall be entered in the minutes of the court, but the judgment shall consist merely of an entry in the minutes. Notice of the signing of the final judgment as provided in La. C.C.P. Art. 1913 is not required.

B. Waiver of service and notice of a La. C.C. Art. 102 divorce petition shall be accomplished by use of the waiver form in Appendix 6.

C. Waiver of service and notice of a La. C.C. Art. 102 rule for divorce, shall be accomplished by use of the form in Appendix 7.

D. Waiver of service and notice of a La. C.C. Art. 103 divorce petition shall be accomplished by the use of the waiver form in Appendix 8.

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**28th Judicial District
Court**

Parish of LaSalle

RULE 31.0 FORMS REQUIRED FOR WAIVER OF SERVICE, CITATION OR NOTICE

(a) Waiver of service and citation in an ordinary proceeding shall be accomplished by use of the waiver form in Appendix 31(a);

(b) Waiver of service and citation any summary proceeding, except a C.C. Art. 102 Rule for Divorce, shall be accomplished by use of the form in Appendix 31(b);

(c) Waiver of service and notice of a C.C. Art. 102 divorce petition shall be accomplished by the use of the waiver form in Appendix 31I;

(d) Waiver of service and notice of a C.C. Art. 102 Rule for Divorce shall be accomplished by the use of the waiver form in Appendix 31(d).

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**28th Judicial District
Court
Parish of LaSalle**

APPENDIX 31. WAIVER OF SERVICE

Adopted effective
March 31, 2001.

State of Louisiana

Parish of _____

(a)

I, the undersigned, hereby acknowledge receipt of a certified copy of a petition filed in Suit No. _____, entitled _____ on the civil docket of the 28th Judicial District Court, LaSalle Parish, Louisiana. I also waive formal citation, service of the petition, service of the citation, all legal delays, notice of trial and appearance at trial. I understand a judgment of default may be entered against me on the day the affidavit is filed with the clerk of court.

Thus sworn to and subscribed in my presence on this _____ day of _____, 20__ at _____ o'clock ____m.

AFFIANT WAIVING SERVICE, ETC.

NOTARY OR EX OFFICIO NOTARY

(b)

State of Louisiana

Parish of _____

I, the undersigned, hereby acknowledge receipt of a legible copy of a pleading filed on _____, 20__, in Suit No. _____, entitled _____, on the civil docket of the 28th Judicial District Court, LaSalle Parish, Louisiana. I also waive service of this pleading, service of the order assigning the date and hour of hearing, and appearance at the hearing. I understand that by not appearing the court may render judgment granting what the mover seeks at the hearing.

Thus sworn to and subscribed in my presence on this _____ day of _____, 20__ at _____ o'clock ____m.

AFFIANT WAIVING SERVICE, ETC.

NOTARY OR EX OFFICIO NOTARY

(c)

State of Louisiana

Parish of _____

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I, the undersigned, hereby acknowledge receipt of a legible copy of a petition filed in Suit No. _____, entitled _____ on the civil docket of the 28th Judicial District Court, LaSalle Parish, Louisiana. I also waive formal service of this petition, service of the notice required by LSA-R.S. 13:3491, and service of any order assigning the date and hour of any hearing requesting incidental relief. I understand that any time following one hundred and eighty (180) days after I execute this waiver, a motion for divorce may be filed and if I do not appear at any hearing requested in this petition, the court may render judgment granting what the petitioner seeks.

Thus sworn to and subscribed in my presence on this _____ day of _____, 20__ at _____ o'clock _____.m.

AFFIANT WAIVING SERVICE, ETC.

NOTARY OR EX OFFICIO NOTARY

(d)

State of Louisiana

Parish of _____

I, the undersigned, hereby acknowledge receipt of a legible copy of a Rule to Show Cause (Motion) filed in Suit No. _____, entitled _____, on the civil docket of the 28th Judicial District Court, LaSalle Parish, Louisiana. I also waive formal service of this Rule to Show Cause (Motion), service of the notice required by LSA-R.S. 13:3492, and service of the order assigning the date and hour of the hearing, and appearance at the hearing. I understand that by not appearing at the hearing, the court may render judgment granting a divorce and any other relief which the mover may seek.

Thus sworn to and subscribed in my presence on this _____ day of _____, 20__ at _____ o'clock _____.m.

AFFIANT WAIVING SERVICE, ETC.

NOTARY OR EX OFFICIO NOTARY

**Family Court
For the Parish of
East Baton Rouge**

To view the current Title IV Rules of East Baton Rouge Family Court, click here

<http://www.lasc.org/rules/dist.ct/EASTBATONROUGEFAMILYCOURTTITLEIV.PDF>
