

Commonwealth of Massachusetts

SUFFOLK , SS.

BOSTON MUNICIPAL COURT DEPARTMENT

Plaintiff(s)

Civil Action No. _____

Defendant(s)

APPLICATION PURSUANT TO MASS. R. CIV. P. 33(a) FOR ENTRY OF JUDGMENT FOR - AS APPROPRIATE.

* App to ans. to original ints.

The _____ says that on _____ 20 _____, interrogatories were served upon the _____, and the provisions of Mass. R. Civ. P. 33(a) have been complied with, and that the party interrogated has failed to serve timely answers or objections thereto within forty-five (45) days or such shorter or longer time as the court on motion with or without notice may specify, or the parties may stipulate, pursuant to Mass. R. Civ. P. 29.

* App to fur. ans.

The _____ says that on _____ 20 _____, the Court ordered the _____ to further answer interrogatories within _____ days, and that the party interrogated has failed to serve such further answers within said time.

The _____ says that on _____ 20 _____, a final request for answers to interrogatories was served upon the _____ (and a copy of said request is accompanied herewith), and the provisions of Mass. R. Civ. P. 33(a) have been complied with, and that the party interrogated has failed to serve timely answers or objections thereto within forty (40) days or such other period as was prescribed by order of the Court appearing on record, or within such further time as the parties have agreed.

Wherefore, the _____ make(s) application that judgment be entered for _____ in accordance with the provision of Rule 33(a).

Dated at Boston, Massachusetts, this _____ day of _____, 20 _____.

THIS STATEMENT IS MADE UNDER THE PENALTIES OF PERJURY.

Signed _____

Print or Type _____ Atty. for Plff - Deft.

Print or Type _____ Address

Tel. No. _____

BBO No. _____

NOTES: A plaintiff filing this application whose claim is for a sum certain or for a sum which can by computation be made certain should also file a Request for Judgment for Relief per Rule 55(b)(1) (form BMC-CV-029). A plaintiff filing this application whose claim is not a sum certain or a sum which cannot by computation be made certain should mark this matter for a hearing on the assessment of damages, with notice to the defendant. A defendant filing this application need not accompany it with any additional papers, unless a defendant's execution is to be requested.