

Information or instructions: ~~Motion & order for protective order~~

PREVIEW

1. The purpose of a Motion for Protective Order is to prevent the taking of a deposition or delay the taking of a deposition because the witness is unavailable for the deposition or for some other fact that establishes good cause for the requested delay.
2. Another purpose is to request the confidentiality of certain documents requested and to be produced.
3. The following form assumes that a Notice of Deposition has been sent by a party and the deponent and attorney for deponent will be out of town and therefore unable to attend.

Form: ~~Motion for Protective order~~

PLEASE DO NOT COPY

CAUSE NUMBER _____

[Name],
PLAINTIFF

IN THE [Type of Court] COURT

[Court number]

vs.

[Name],
DEFENDANT

OF [NAME], COUNTY, TEXAS

MOTION FOR PROTECTIVE ORDER

THIS DOCUMENT

[Name] , [Plaintiff or Defendant], Movant, requests this Court to enlarge the time for the taking of [Name]'s deposition.

1. On or about [Date], [Attorney's name] sent to the undersigned attorney a Notice of Deposition seeking to take the deposition of [Name of party] for [Date].

2. Movant would show to the Court that the deponent will be out of town on [Date].

Accordingly, [he or she] will not be available to attend the deposition.

3. Attached to this motion is the Affidavit of [Name of deponent] showing that [he or she] will not be available for the deposition that is scheduled for [Date].

4. Movant should to be protected from the giving of the deposition in this cause until such other time as agreed upon by the parties or as determined by the Court so that [he or she] will be available in person for the deposition.

THANK YOU

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PRAYER
PREVIEW

Movant respectfully prays that this Court enter an Order protecting [him or her] from having to give this deposition until such time as [he or she] has returned from this business trip and has returned to [location], Texas.

Respectfully Submitted,

[Law Firm Name]
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by _____

[Attorney's Name]

Attorney for [Plaintiff, Defendant or Movant]
[Attorney's Address]
[Telephone Number]
[Facsimile Number]
[Bar Card Number]

CERTIFICATE OF SERVICE
THIS DOCUMENT

I certify that a true and correct copy of the foregoing pleading or document has been served upon all attorneys of record and any parties who are not represented by an attorney on _____.

Attorney for: [Other attorney's client's name]
Attorney's name: [Other attorney's name]
Attorney's address [Other attorney's address]

Type of Service:

- ___ U.S. Mail, Certified Return Receipt Request No. _____
- ___ U.S. Mail, First Class. _____
- ___ Hand delivery by [name of delivery service]: _____
- ___ Facsimile transmission to _____ [fax number] before 5 p.m.

THANK YOU

[Attorney's signature]

CAUSE NUMBER _____

PREVIEW

[Name],
PLAINTIFF

IN THE [Type of Court] COURT

[Court number]

vs.

[Name],
DEFENDANT

OF [NAME], COUNTY, TEXAS

ORDER GRANTING MOTION FOR A PROTECTIVE ORDER

On _____, the court considered [Plaintiff's or Defendant's] Motion for a

Protective Order.

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After considering the motion, the court decided that the request should be [granted/denied].

Signed on _____.

JUDGE PRESIDING

APPROVED AS TO FORM AND SUBSTANCE:

THIS DOCUMENT

[Law Firm's or Attorney's Name]
Attorney for [Plaintiff or Defendant]
[Address]
[Telephone & facsimile numbers]
Texas Bar no. [Number]

APPROVED AS TO FORM ONLY:

[Law Firm's or Attorney's Name]
Attorney for [Plaintiff or Defendant]
[Address]
[Telephone & facsimile numbers]
Texas Bar no. [Number]

THANK YOU

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