

SUMMONS

STATE OF MINNESOTA

COUNTY OF AITKIN

DISTRICT COURT

NINTH JUDICIAL DISTRICT

Case Type: Declaratory/Other Civil

Court File No. _____

Dyllan William Lubbesmeyer,

Plaintiff,

vs.

Mary J. Nicholson and Mary J.

Nicholson, as Trustee of the Mary

J. Nicholson Revocable Trust dated

September 22, 2006,

Defendants.

THIS SUMMONS IS DIRECTED

TO MARY J. NICHOLSON.

YOU ARE BEING SUED. The

Plaintiff has started this lawsuit

against you through a Complaint.

The Complaint against you is at-

tached to this summons. Do not

throw these papers away. They

are official papers that affect your

rights. You must respond to this

lawsuit even though it may not yet

be filed with the Court and there

may be no court file number on this

summons.

YOU MUST REPLY WITHIN

20 DAYS TO PROTECT YOUR

RIGHTS. You must give or mail to

the person who signed this sum-

mons a **written response** called

an Answer within 20 days of the

date on which you received this

summons. You must send a copy

of your Answer to the person who

signed this summons located at:

John G. Westrick

Savage Westrick, PLLP

900 American Blvd. E., Ste. 241

Bloomington, MN 55420

PH: (651) 292-9603

Fax:(651)395-7423

westrick@westmaclaw.com

YOU MUST RESPOND TO

EACH CLAIM. The Answer is your

written response to the Complaint.

In your Answer you must state

whether you agree or disagree with

each paragraph of the Complaint.

If you believe that plaintiffs should

not be given everything asked for in

the Complaint, you must say so in

your Answer.

YOU WILL LOSE YOUR CASE

IF YOU DO NOT SEND A WRIT-

TEN RESPONSE TO THE COM-

PLAINT TO THE PERSON WHO

SIGNED THIS SUMMONS. If you

do not Answer within 20 days, you

will lose this case. You will not get

to tell your side of the story, and the

Court may decide against you and

award the plaintiff everything asked

for in the Complaint. If you do not

want to contest the claims stated

in the Complaint, you do not need

to respond. A default judgment can

then be entered against you for the

relief requested in the Complaint.

LEGAL ASSISTANCE. You may

wish to get legal help from a law-

yer. If you do not have a lawyer,

the Court Administrator may have

information about places where

you can get legal assistance. Even

if you cannot get legal help, you

must still provide a written answer

to protect your rights or you may

lose the case.

ALTERNATIVE DISPUTE RES-

OLUTION. The parties may agree

to or be ordered to participate in

an alternative dispute resolution

process under Rule 114 of the Min-

nesota Rules of Practice. You must

still send your written response to

the Complaint even if you expect to

use alternative means of resolving

this dispute.

REAL PROPERTY AFFECTED:

THIS LAWSUIT MAY AFFECT

OR BRING INTO QUESTION TITLE

TO REAL PROPERTY located in

Aitkin County, State of Minnesota,

legally described as follows: The

Southwest Quarter of the South-

east Quarter (SW 1/4 of SE 1/4) of

Section Seventeen (17), Township

Forty-Six (46), Range Twenty-five

(25), EXCEPT that part which lies

North and East of Highway #47 as

same is now located, AND EXCEPT

the east Five Hundred (500) feet of

the portion thereof lying North of

the South Four Hundred (400) feet.

The object of this action is to ob-

tain a court order partitioning the

Property and ordering a sale and

equitable division of the proceeds

between the owners. No personal

judgment is sought as to Defen-

dant.

Dated: March 13, 2019

SAVAGE - WESTRICK, P.L.L.P

/s/ John G. Westrick_____

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Attorney for Plaintiff

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