I.R.C.P. 12.a. Defenses and Objections - When and How Presented - By Pleading or Motion - Motion for Judgment on Pleadings - When Presented.

Idaho Rules of Civil Procedure Rule 12(a). Defenses and Objections - When and How Presented - By Pleading or Motion - Motion for Judgment on Pleadings - When Presented.

A defendant shall serve an answer within twenty (20) days after the service of the summons upon the party, or within such longer period as is provided by statute. A party served with a pleading stating a cross-claim against him shall serve an answer thereto within twenty (20) days after the service of the cross-claim upon the party. The plaintiff shall serve a reply to a counterclaim in the answer within twenty (20) days after service of the answer or, if a reply is ordered by the court, within twenty (20) days after service of the order, unless the order otherwise directs. The service of a motion permitted under this rule alters these periods of time as follows, unless a different time is fixed by order of the court: (1) if the court denies the motion or postpones its disposition until the trial on the merits, the responsive pleading shall be served within ten (10) days after notice of the court's action: (2) if the court grants a motion for a more definite statement the responsive pleading shall be served within ten (10) days after the service of the more definite statement. In either case the time for service of the responsive pleading shall not be less than remains of the time which would have been allowed under these rules if the motion had not been made.

(Amended March 17, 2006; effective July 1, 2006.)

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