

Guide to Choosing a Case Type

This document contains Civil and Family Case Types.

Civil – Judge Assigned Case Types

Appeal from Administrative Agency	<p>Use when a notice of appeal is filed seeking the court's order to override the decision of an authority agency</p> <p>Examples:</p> <ul style="list-style-type: none"> • Petition to Reinstate License Plates • Denial of Gun Permit • Dog Impounding <p>Notes:</p> <p>Appeal of decision of maltreatment under 256.045 by Comm of Health is a Welfare Appeal</p> <p>Petitions under 169A.53 sub 2C are filed as the case type Implied Consent (IMP)</p>
Assessment Appeal	<p>Use when a real estate assessment is being appealed.</p>
Change of Name	<p>Use when a person applies for a name change</p> <p>No Certificate of Representation required.</p>
Civil Other/ Miscellaneous	<p>All other civil cases not covered by a more specific case type, including but not limited to the following:</p> <ul style="list-style-type: none"> ▪ Corporate Dissolution ▪ Declaratory Judgment ▪ Mortgage Foreclosure – foreclosures with other allegations could be typed otherwise-check with supervisor ▪ Mortgage Redemption ▪ Writs of Attachment, Certiorari, Mandamus, and Prohibition. ▪ Stockholder disputes ▪ Disclaimer ▪ Dissolution of Religious Corp ▪ Motion to Enforce or Vacate Arbitration Settlement ▪ Motor Vehicle Titles ▪ Renewal of Judgment without a 5 part Affidavit ▪ Trademark Infringements ▪ Petition to Deposit Funds into the Court ▪ Non Employment related defamation ▪ Fraud (may also be Contract or Employment case type) ▪ Hazardous Building-do not block, heard by Housing Referee

	<ul style="list-style-type: none"> ▪ Structured Settlement Payment ▪ Petition to appoint a Guardian Ad Litem ▪ Petition/Motion for release of medical records • Petition for License Reinstatement • Foreign Country Money Judgments
Conciliation Appeal	Use when a Conciliation Court decision is removed to District Court. No Certificate of Representation Required.
Condemnation	A petition to acquire land through the right of eminent domain – to take private property for public use by the state, municipalities, and private persons or corporations authorized to exercise functions of public character.
Contract	Use when the basis of the lawsuit is a breach of contract agreement. <ul style="list-style-type: none"> • Subrogation action • Prioritization of Mortgages • Body of Complaint mentions promissory note or agreement between plaintiff and defendant <p>Do not use for Dissolution of Corporation, Mortgage Foreclosure or Mortgage Redemption, Declaratory Judgment, or stockholder disputes (use Civil-Other)</p>
Consumer Credit	Use when: <ul style="list-style-type: none"> • Plaintiff is a corporation or organization • Defendant is an individual • Contract does not exceed \$20,000 <p>Use Default Judgment for cases opened with supporting affidavits and documents as provided in MRCP Rule 55.</p>
Discrimination	Cases in which the reason for the lawsuit is action(s) based on prejudice. If the discrimination arises in an employment situation, use “Employment.”

Employment	<p>Any cases arising from disputes relating to employment, including the following disputes. Violations of:</p> <ul style="list-style-type: none"> ▪ Title VII of Civil Rights Act ▪ Americans with Disabilities Act (ADA) ▪ Age Discrimination in Employment Act (ADEA) ▪ 42 USC Sec 1981 (racial discrimination) ▪ Non-compete agreement ▪ 42 USC Sec 1983 (equal protection) ▪ Minnesota Human Rights Act (§363) ▪ Minnesota Whistle Blower Act (§181.932) ▪ Actions for the recovery of wages ▪ Tort and contract cases involving actions such as: <ul style="list-style-type: none"> ▪ Employment contracts, Wrongful discharge, Defamation, Intentional infliction of emotional distress, Negligent infliction of emotional distress, Negligent hiring, supervision, or retention, Tortious interference with employment, Labor disputes/TRO's for strikes, etc. <p>Note: Sexual harassment or discrimination cases that are related to employment situations should be Employment, not Sexual Harassment or Discrimination</p>
Forfeiture	<p>Use when a person requests the return of property that was seized because of a warrant, drug bust, DWI, etc.</p> <p>Do not confuse with the request to return seized property that is being held pending charges or trial (that could be Replevin or other Miscellaneous)</p>
Malpractice	<p>Lawsuit alleging medical, dental or attorney malpractice</p>
Mechanics Lien	<p>Use when a complaint is filed for the purpose of securing priority of payment of the price or value of work performed and materials furnished in erecting or repairing a building or other structure that attaches to or is built upon the land. Such a lien covers material, men, tradesmen, suppliers, and the like, who furnish services, labor, or materials on construction or improvement of property.</p> <p>No Certificate of Representation required.</p>
Minor Settlement	<p>Use when there is an agreement by which parties, having disputed matters between them, ascertain what money amount is to be paid to a minor party.</p> <p>No Certificate of Representation required.</p>
Personal Injury	<p>Lawsuit arising out of a personal injury - one party claiming injury caused by some action of the other. The injury can be physical injury, slander, libel, or defamation.</p> <p>Also:</p> <ul style="list-style-type: none"> • cases where the insurance company is the only named defendant and the case involves under/uninsured motorist • cases where the individual is named with an insurance company • actions referring to MS Statute 65B.51 (personal injury site)

Product Liability	Lawsuit alleging a maker of manufactured goods is responsible for injury to a person or person's property as a result of a defective product.
Property Damage	Lawsuit alleging misconduct which results in damage to property.
Quiet Title	A proceeding to establish the plaintiff's title to land by bringing into court an adverse claimant and compelling him to set forth the nature of his claim so that it may be determined by decree
Receivership	A case in which a receiver is appointed for an insolvent corporation, partnership, or individual for protection of its assets and for ultimate sale and distribution to creditors No Certificate of Representation required.
Replevin	An action to recover goods unlawfully taken and requesting to have the goods returned. It applies to the situations where the ownership of property is not clear enough for criminal charges to be brought. There may also be urgency to the recovery of the property. Use this case type if the only issue is the Replevin action. If multiple issues, use the Contract or Other Miscellaneous
Sexual Harassment	Lawsuit alleging misconduct that includes unwelcome sexual advances, requests for sexual favors, sexually motivated physical conduct, or other verbal or physical conduct or communication of a sexual nature. If the sexual harassment arises in an employment situation, the "Employment" case type should be used.
Welfare Appeal	All cases appealed from a Welfare Agency decision. The defendant is generally the Department of Human Services No fee is required if filed under MN Statute 256.045 sub 7 with the exception of appeals taken under 3b (maltreatment and disqualification)
Wrongful Death	Action brought by a trustee alleging injury, which resulted in death, caused by the wrongful act or omission of any person or corporation. WD actions involving product liability are product liability

Civil - Non Assigned Civil Case Types

No Certificate of Representation and Parties ([Form #CIV102](#)) required unless otherwise noted.

Appointment of Trustee	Use when a Petition for Appointment of Trustee is filed. A Wrongful Death complaint may be filed later and would be opened as a new case.
Condemnation Appeal	An appeal of a Condemnation decision. Please note case number of original Condemnation. <i>Certificate of Representation and Parties</i> is required.
Confession of Judgment	Used when the debtor permits a money judgment to be entered against him by a creditor, for a stipulated sum, through a written statement to that effect, without the institution of legal proceedings other than the Confession of Judgment.

Default Judgment	A money judgment that is processed administratively in the Court Administrator's office. This primarily occurs when the plaintiff refrains from filing the summons and complaint until the period for answering the complaint has expired and the matter has been established as a default. Usually filed with an Affidavit of No Answer, Non-Military, ID and Costs and Disbursements.
Foreign Judgment	Use when a money judgment is transcribed from another state for satisfaction of indebtedness because the creditor is not able to collect on any tangible assets in the state in which the judgment was originally entered.
Habeas Corpus	Use when a writ is issued to bring a party before a court or judge. The primary function is the release of a party from unlawful restraint.
Harassment	Use when a petitioner seeks a temporary restraining order and a restraining order, which is effective for two years, based upon a claim of harassment. Harassment is defined by statute as "repeated, intrusive, or unwanted acts, words, or gestures that are intended to adversely affect the safety, security, or privacy of another, regardless of the relationship between the actor and the intended target."
Implied Consent	Petition for judicial review of a driver's license revocation as the result of a Driving While Impaired citation or complaint. 169A.53 sub 2C.
Transcript Judgment	Use when a judgment is transcribed from Conciliation Court to District Court for satisfaction of indebtedness. A Transcript Judgment may be filed in District Court because the judgment could not be satisfied in Conciliation Court.
Transcript Judgment From Other Minnesota County	Use when a judgment is transcribed from one county to another for satisfaction of indebtedness. It is commonly filed when the judgment creditor wants to satisfy a judgment by obtaining real estate owned by the judgment debtor located in the county where the transcript is filed.

Family – All Case Types

Annulment	The parties ask the court to establish that a marital status never existed.
Custody	Cases filed for the purpose of having the court award the care, control, and maintenance of something/someone to one of the parties to the case
Dissolution with Children	Cases filed for the purpose of dissolving a marriage that involves minor children.
Dissolution without Children	Cases filed for the purpose of dissolving a marriage that does not involve any minor children.
Domestic Abuse	A family or household member; a guardian; a reputable adult age 25 or older on behalf of minor family or household members; or a person age 16 or 17 seeking protection from a person they are married to, were married to, or have a child with, to seek an order for protection directly from the court in cases of abuse or sexual assault. <i>Reference: M.S. 518B.01</i>

Family Other	Cases that include family court matters that do not fit into any of the other family case types.
Legal Separation	Cases filed for the purpose of arranging the terms (custody, support, etc.) under which a married couple will live separately.
Paternity	A court action to prove that a person is the father of an illegitimate child and to enforce support obligations.
Separate Maintenance	Cases filed for determining the amount of money to be paid by one married person to the other for support if they are no longer living together.
Summary Dissolution	Allows certain dissolutions to be granted by Court Administration without direction of a judge.
Support	Actions brought for the collection of child support.
Transfer of Legal Custody	Used when a transfer of permanent legal custody is granted and the juvenile court ends its supervision.