Form 23A

Courts of Justice Act

notice of discontinuance

(General heading)

notice of discontinuance

The plaintiff wholly discontinues this action. *(Where applicable, add* against the defendant *(name).)*

*(Or* The plaintiff discontinues that part of this action relating to  *Where applicable, add* against the defendant *(name).)*

*(Date) (Name, address and telephone number of plaintiff’s lawyer or plaintiff)*

TO *(Name and address of defendant’s lawyer or defendant)*

NOTE: If there is a counterclaim, the defendant should consider rule 23.02, under which the counterclaim may be deemed to be discontinued.

NOTE: If there is a crossclaim or third party claim, the defendant should consider rule 23.03, under which the crossclaim or third party claim may be deemed to be dismissed.

RCP-E 23A (July 1, 2007)