

IN THE GENERAL DISTRICT COURT  
FOR THE CITY OF RICHMOND  
Civil Division

NOTICE

September 1, 2016

Re: **Dismissals**

TO ALL PLAINTIFFS AND THEIR COUNSEL:

All requests for dismissals are presumed to be **with prejudice** except for the following:

- Dismissals because the defendant has declared bankruptcy;
- Dismissals because the defendant is deceased;
- Dismissals without prejudice pursuant to Rule 7:B:8 (failure of plaintiff to appear);
- Dismissals because no service of process was effected; and
- Other dismissals as ordered by a judge of the court only, usually following a hearing.

All requests for dismissals as "settled," "agreed," "paid," "right of redemption," etc. are with prejudice to the refiling of any claim included in the suit dismissed.<sup>1</sup> Any such notation as to the reason for the dismissal is for information purposes only, and will be included in the "Remarks" field of the Court's computer system.

**IMPORTANT:** The Clerks will only note a dismissal without prejudice for the judges' signatures in the first four circumstances noted above (bankruptcy, deceased, failure to appear or no service). If it is your intention to seek a dismissal without prejudice, as opposed to a nonsuit, this request must be heard by one of the judges. Requests for nonsuits are subject to Va. Code §8.01-380. Please see the Clerk for assistance and the appropriate Notice & Certificate forms

  
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TRACY THORNE-BEGLAND,  
Chief Judge

<sup>1</sup> The dismissal is without prejudice to any other claim not included in the suit dismissed, such as, for example, a claim for rent owed for a later month, a later non-payment on an open account, etc.