

Table of Rules of Civil Procedure Missouri, Kansas, Federal

DISCLAIMER: This chart is intended for quick reference only and not intended to be a definitive source. THIS CHART IS NOT OFFICIAL AND SHOULD NOT BE TREATED AS SUCH. ALWAYS look up rules on your own to confirm accuracy. ALWAYS check local rules. Rules of civil procedure are subject to change which may or may not be reflected in this chart. We are not responsible for any consequences that may arise from use of this chart. This is not intended to serve as legal advice or create attorney client relationship. USE AT YOUR OWN PERIL.

TIME, ENLARGEMENT OR EXTENSION	Missouri	Kansas	Fed. Rules Civ. Pro.
Motion for enlargement of time Rule	Due before time expires, or after time expires upon notice and motion if failure to act was excusable neglect 44.01(b)	Due before time expires, or after time expires upon notice and motion if failure to act was excusable neglect 60-206(b)	Due before time expires. If after, motion only granted if the failure to act was caused by excusable neglect 6(b)(1)-(2)
Mail Box Rule (restrictions apply, check rule) Rule	3 days added 44.01(e)	3 days added 60-206(d)	3 days added 6(d)
PLEADINGS	Missouri	Kansas	Fed. Rules Civ. Pro.
Answer Rule	30 days from service or 45 after publication if no personal service or mail service 55.25(a)	21 days from service or 41 days after publication if served by publication 60-212(a)(1)(A)	21 days from service or if service is waived 60 days from request for waiver, or within 90 days if defendant is outside United States judicial district 12(a)(1)(A)
Reply to Counterclaim Rule	30 days from filing of counterclaim 55.25(b)	21 Days from service 60-212(a)(1)(B)	21 Days from service 12(a)(1)(B)

Response to Amended Pleading	Within the time remaining to respond to original pleading or 10 days from service of the amended pleading, which ever is longer	Within time remaining to respond to original pleading, or 21 days from service or amended pleading, which ever is later.	Within time remaining to respond to original pleading, or within 14 days of service or amended pleading, which ever is later
Rule	55.33(a)	60-215(a)(1)(3)	15(a)(3)
Answer to Cross-Claim	30 Days from filing of the cross claim. If answer is ordered by the court, then 20 days from entry of the order.	21 Days from service of pleading stating crossclaim or order to reply	21 Days from service of pleading stating cross claim or order to reply
Rule	55.25(b)	60-212(a)(1)(B)-(C)	12(a)(1)(B)-(C)
Filing Third-Party Complaint	No leave needed if filed within 10 days of original answer. If more than 10 days from original answer, must obtain leave on motion upon notice to all parties	No leave required if filed before 14 days after serving original answer. Must obtain court leave if filing 14 days after serving original answer.	No leave required if filed before 14 days after serving original answer. Must obtain court leave if filing 14 days after serving original answer.
Rule	52.11(a)	60-214(a)(1)	14(a)(1)
Answer Third-Party Complaint	30 days from filing of the third party complaint or 45 days after publication as provided in 55.25	21 days from service or 41 days after publication if served by publication as provided in 60-212	21 days from service or if service is waived 60 days from request for waiver, or within 90 days if defendant is outside United States Judicial district as provided in rule 12
Rule Governing 3rd party practice	52.11	60-214(a)(2)(A)	14
DISCOVERY	Missouri	Kansas	Fed. Rules Civ. Pro.
Response To Interrogatories	30 days from service of interrogatories OR within	30 Days from service of interrogatories except	30 Days from service of interrogatories unless otherwise stipulated under rule 29.
Rule	57.01(c)(1)	60-233(b)(2)	33(b)(2)

Response To Requests for Production	30 days from service of requests, OR 45 days after the earlier of defendant's entry of appearance or defendant served with process	30 Days from service of request OR 45 days from service of process	30 Days from service unless stipulated under rule 29
Rule	58.01(c)(1)	60-234(b)(2)(A)	34(b)(2)(A)
Request for Admissions Response	30 Days from service of the request, OR 60 days from defendant's entry or appearance or defendant served with process	30 Days after service OR 45 days from service of process.	30 Days from service unless stipulated under rule 29
Rule	59.01(d)	60-236(a)(3)	36(a)(3)
Deposition Notice (min. time required)	At least 7 days written notice to every party and non-party deponent	Reasonable Written Notice	Reasonable Written Notice
Rule	57.03(b)(1)	60-230(b)	30(b)(1)
MOTIONS	Missouri	Kansas	Federal
Motions- Generally	Motions must be filed not later than 5 days before the hearing (unless it may be heard ex parte or otherwise specified by law, court rule, or order).	Must be served at least 7 days before hearing (unless it may be heard ex parte, different civil procedural rule states other time, or by court order).	Motion and notice of hearing must be served at least 14 days before hearing (unless it may be heard ex parte, the rules set a different time, or by court order).
Rule	44.01(d)	60-206(c)	6(c)(1)
DISPOSITIVE MOTIONS	Missouri	Kansas	Federal
Motion for Summary Judgment	If claimant, any time after 30 days from the commencement of the action or after service of summary judgment by the adverse party. If defendant, at any time	A party may file any time until 30 days after the close of discovery.	Any time until 30 days after the close of discovery.
Rule	74.04(a)-(b)	60-256(c)(1)(A)	56(b)

<p>Summary Judgment Response</p> <p>Rule</p>	<p>Within 30 Days after the summary judgment motion is served.</p> <p>74.04 (c)(2)</p>	<p>Within 21 days after motion is served or a responsive pleading is due, whichever is later</p> <p>60-256(c)</p>	<p>No default provision; check local rule</p>
<p>Voluntary Dismissal</p> <p>Rule</p>	<p>Prior to swearing of jury panel. If no jury, prior to introduction of evidence at trial. (except as provided in rule 52).</p> <p>67.02(a)(1)-(2)</p>	<p>Any time prior to the opposing party serving either an answer or motion of summary judgment, or by stipulation of all parties who have appeared.</p> <p>60-241(a)(1)(i)-(ii)</p>	<p>Any time prior to defendant serving answer or motion for summary judgment, or by stipulation of dismissal signed by all parties who have appeared.</p> <p>41(a)(1)(A)(i)-(ii)</p>
<p>Involuntary Dismissal</p> <p>Rule</p>	<p>See Rule 67.03</p>	<p>See Rule 60-241(b)</p>	<p>See Rule 41(b)</p>
<p>Motion for New Trial</p> <p>Rule</p>	<p>No later than 30 days after the entry of judgment.</p> <p>78.04</p>	<p>No later than 28 days after entry of judgment</p> <p>60-259(b)</p>	<p>No later than 28 days after entry of judgment.</p> <p>59(b)</p>
	<p>Missouri</p>	<p>Kansas</p>	<p>Federal</p>