

Nuisance Actions

Nuisance Action Worksheet

If your property is environmentally compromised by a neighbor or another party, you may be interested in bringing a nuisance action against that person. In a nuisance action, the plaintiff or complaining party bears the initial burden of proof to show that there is a nuisance. For that reason, it is important to document the bad effects you are experiencing, as well as your interaction with the person or organization causing the nuisance. This worksheet will help you keep track; make sure to share this information with your attorney to get the best advice and representation.

1. What is the nature of the nuisance (smell, pollution, noise, etc.)?

2. When did you first notice it?

3. How frequently does the nuisance occur?

4. Have you kept a log of occurrences? Yes/ No

5. If no, use the following form to note future issues.

Date	Time	Observation	Ended (Time)
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6. Have you commissioned or conducted any independent tests of the nuisance (decibel level, air tests, etc.)? Yes/ No

7. If yes, please describe the tests and the findings.

8. Does the party causing the nuisance have a license or permission to be carrying on the offending activity? Yes/ No

9. Was the activity occurring prior to your residence in the area? Yes/ No

10. How has the nuisance limited your use and enjoyment of your property?
