

Delay Your Eviction Case for 60 Days (updated 6/16/2021)

If you have lost income due to COVID-19, ask the court to delay your eviction case. This protection is available until September 28, 2021.

Are you eligible to delay your eviction case?

1. Did you lose income at any point during the COVID-19 crisis?
 2. Do you have a first court date for an eviction case (and “unlawful detainer”) scheduled?
- If you meet both of those requirements, you may be able to get a 60-day delay in your case.

What do I need to do to get the 60-day delay?

1. Show up to your first court date.
2. Bring written proof that you lost income between March 12, 2020 and your court date.
 - o A paystub showing a loss of earnings;
 - o A furlough notification letter from your employer;
 - o An ‘essential employee status letter’ stating that you were ‘nonessential’; or
 - o A signed affidavit by you stating that you lost wages during this period due to the COVID-19 emergency.
 - [VPLC has an affidavit form here](#) that you can print and complete to take to court with you if you do not have other proof.
3. Ask the judge for a 60-day “continuance”.
 - o Here is a link to the law you can show the judge if questions about it come up:
<https://lis.virginia.gov/cgi-bin/legp604.exe?202+ful+CHAP0049>

A continuance does not make your case go away. It gives you more time to catch up on rent or find new housing.

For free information and legal advice from an attorney about your case, call the Eviction Legal Helpline (833-NoEvict) or your legal aid office (866-LEGLAID).