



California Tenants – Use this letter if you are a tenant who was issued a written no-fault eviction with the incorrect notice period (see instructions below for proper notice times).

Instructions:

1. [Click here to open a Microsoft Word version of this sample letter](#)
2. The Microsoft Word-version will have the same blank spaces as this version, but will not have the comments in the margin. Fill out the blanks in the Microsoft Word-version using the comments on the margins of this version as a guide.
3. Use this letter if you are a tenant who was issued a written no-fault eviction with the incorrect notice period. Under California law, tenants with a month-to-month tenancy who have lived in a unit for **a year or more** are entitled to 60-days’ notice eviction, and those who are month-to-month and have lived in a unit for **less than one year** are entitled to written 30-days’ notice. California Civil Code 1946.1(b)-(c).
4. Please note that you should **tailor this letter to the facts in your case**. This template is **not a substitute for legal advice**. If you need help finding a tenant attorney, please see the [Tenants Together Directory](#).
5. Once filled out with your information and sent to your landlord, keep a copy for your records.

Sent via Certified Mail- Return Receipt Requested

()

Commented [MC1]: Date

()
()

Commented [MC2]: Full name of landlord and/or property manager

Commented [MC3]: Address of landlord and/or property manager

Dear (),

Commented [MC4]: Full name of landlord and/or property manager

I () have been a tenant at () since

Commented [MC5]: Your/tenant’s name(s)

(). I am writing because you or your staff notified me on

Commented [MC6]: Address, City, State, Zip

() via a written notice that you will be terminating by tenancy

Commented [SSL7]: Month and date that you moved in to the unit originally

Commented [MC8]: Insert date when you received the written notice

without cause. This notice does not comply with the requirements for an eviction notice under California law.

Please promptly confirm that you are withdrawing this notice. In addition, please refrain from filing any eviction lawsuit based on this notice, as such a lawsuit based on an illegal notice may give rise to liability for malicious prosecution.

Sincerely,

(
(

Commented [MC9]: Your signature
Commented [MC10]: Your full name