

**KENTUCKY BAR ASSOCIATION  
KENTUCKY RULES OF CIVIL PROCEDURE**

**PLEADING AND MOTIONS**

**CR 8.04 Effect of failure to deny**

Averments in a pleading to which no responsive pleading is required or permitted shall be taken as denied or avoided. Averments in a pleading to which a responsive pleading is required are admitted when not denied in the responsive pleading, except that the following allegations must be proved:

- (a) Those against a person under any disability.
- (b) Those necessary to sustain an action for divorce.
- (c) Those concerning value or amount of damages which are not for a sum certain or for a sum which may by computation be made certain.

HISTORY: Amended eff. 1-1-78; prior amendment eff. 4-1-63; adopted eff. 7-1-53