

STATE OF MAINE

SUPERIOR COURT

DISTRICT COURT

_____, ss.
Docket No. _____

Location _____
Docket No. _____

_____ Plaintiff

v.

MOTION FOR CONTEMPT

M.R. Civ. P. 66(d)

Child Support Only

_____ Defendant

1. I am the Plaintiff Defendant in this case.

2. I claim that the other party is in contempt for willfully failing or refusing to obey the Court's Judgment or Order in this case, dated _____, concerning the following issues:

(Check \checkmark the boxes that apply)

- Child Support
- Spousal Support (*Alimony*)
- Primary Physical Residence of the minor child(ren)
- Rights of Contact or visitation with the minor child(ren)
- Distribution of Property
- Responsibility for Debts
- Other: _____

3. I claim that the other party has violated the Judgment or Order in the following ways:

(If more room is needed, you may continue this statement on a separate sheet of paper that should be signed under oath and attached to this motion.)

4. (Check here if this motion involves any children in this case and complete subparagraphs A thru E. If not, go on to paragraph 5.)

A. Plaintiff and Defendant are the parents of the following child(ren):

<i>Name</i>	<i>Date of Birth</i>	<i>Present Address</i>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

B. List below where and with whom the child(ren) have lived within the **past 5 years**.

Name and present address of person child(ren) lived with	Dates child(ren) lived with that person	Town and State where child(ren) lived with that person
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

C. Plaintiff has not been involved in any way in, and has no information about, another court case in any state concerning the custody of the child(ren), except as follows:

- Protection from Abuse
- Other (*describe what kind of other case*) _____

D. No one other than the parties has physical custody of the child(ren), or claims to have custody or visitation rights with respect to the child(ren) except as follows: _____

E. Check all of the following boxes that apply:

No public assistance benefits have ever been received for the child(ren).

OR

Public assistance benefits have been, are now, or will be received for the child(ren).

AND

A copy of this motion has been sent to the Department of Health & Human Services at the following address: *Support Enforcement Division, Central Office Supervisor, State House Station 11, Augusta, ME 04333-0011.* (A copy must be sent when the child(ren) have been, are now or will be receiving public assistance benefits.)

The Department of Health & Human Services **has** been contacted to review, change or enforce a child support order regarding the child(ren).

5. I claim that it is within the other party's power to obey the Court's Judgment or Order.

6. I ask the Court to schedule a hearing on my motion and order that a contempt subpoena be served on the other party. I also ask that the subpoena include an order that the other party bring the following document(s) to the hearing:

WHEREFORE, I ask the Court to find the other party in contempt of the Judgment or Order and enter an order that

- The other party immediately and permanently stop such contempt.
- The other party obey and comply with the Judgment or Order.
- Where appropriate, remedial sanctions be imposed pursuant to M.R. Civ. P. 66(d)(3).
- The other party pay my costs of this case, including reasonable attorney's fees.

And that I be granted such other and further relief as the Court feels is right and just.

Date: _____

Signature of **Plaintiff** **Defendant**

Address: _____

Phone: _____

STATE OF MAINE

_____ County

Personally appeared the above named Plaintiff Defendant _____
and made Oath that the foregoing statements, including those in any attached sheet(s), are true.

Before me,

Date: _____

Attorney at Law/Notary Public/Deputy Clerk

IMPORTANT WARNING TO THE OTHER PARTY

If you fail to appear in person at the hearing as ordered by the Contempt Subpoena served on you, **you may be arrested** and the Court may enter a default judgment or order against you.

If the Court finds that you committed contempt as claimed in this motion, the Court may impose sanctions against you that may include fines and imprisonment, or both.

You may file a written answer to this motion with the Court before the hearing. If you do, then you must also send a copy of your answer to the other party's attorney or, if the other party does not have an attorney, then you must send it directly to the other party.