

1 Case No.

2 Dept. No. I

3 The undersigned hereby affirms this document
4 Does not contain a social security number.

5
6 IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF
7 NEVADA IN AND FOR THE COUNTY OF WHITE PINE

8
9 _____
10 Plaintiff,
11 Vs,
12 _____
13 Defendant.

**MOTION FOR AN ORDER TO
ENFORCE AND/OR FOR AN ORDER
TO SHOW CAUSE REGARDING
CONTEMPT**

14
15 TO: Name of Opposing Party and Party's Attorney, if any, _____

16 PLEASE TAKE NOTICE THAT (Plaintiff/Defendant) _____ (the)
17 "Moving Party") has filed a Motion seeking to enforce an existing order and/or for an order to
18 show cause why the Court should not hold you in contempt.

19 IF YOU OBJECT TO ANY OF THE RELIEF SOUGHT BY THIS MOTION, YOU ARE
20 REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION WITH THE CLERK OF
21 THE COURT AND TO PROVIDE THE MOVING PARTY WITH A COPY OF YOUR
22 RESPONSE WITHIN 10 COURT DAYS OF THE SERVICE OF THIS MOTION. FAILURE TO
23 FILE A WRITTEN RESPONSE WITH THE CLERK OF COURT WITHIN 10 COURT DAYS
24 OF THE SERVICE OF THIS MOTION MAY RESULT IN THE REQUESTED RELIEF BEING
25 GRANTED BY THE COURT WITHOUT YOU HAVING AN OPPORTUNITY TO BE
26 HEARD. (NOTE: IF SERVICE WAS MADE ON YOU BY MAIL, YOU HAVE AN
27 ADDITIONAL 3 DAYS TO FILE YOUR WRITTEN RESPONSE).

28 Submitted By: _____
(check one) Plaintiff / Defendant In Proper Person

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MOTION

(Your name) _____, in Proper Person, moves this Court for an order to enforce current court orders and for an order to show cause why the opposing party should not be held in contempt and punished accordingly for violating this court's order.

**POINTS AND AUTHORITIES
LEGAL ARGUMENT**

The refusal to obey a lawful order issued by the court is an act of contempt. NRS 22.010(3). The facts of contempt must be presented to the court through an affidavit. NRS 22.030(2). A person found guilty of contempt may be fined up to \$500 for each act of contempt, may be imprisoned for up to 25 days, or both. A person found guilty of contempt may also be required to pay the reasonable expenses, including attorney's fees, of the person seeking to enforce the order. NRS 22.100.

FACTS AND ARGUMENT

1. **Order.** The Court entered a written order on *(date of court order)* _____.
The order requires the other party to do the following: *(state exactly what the order requires the other party to do)*: _____

This requirement can be found in the order on page(s) _____, lines _____.

2. **Notice.** (*check one*)

The other party was served with a copy of the court order on *(date the party was served with the order)* _____.

The other party knows about the court order because *(explain how the other party is aware of the court order)* _____

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3. **Violation.** The order is not being followed. The other party should be held in contempt for violating the order in the following ways: (*state exactly what the other party is doing to violate the order. Be specific and include dates that the violations happened.*)

4. **Harm.** I am being harmed or will be harmed by the other party's violation in the following ways: (*explain how the other party's violation is affecting you*) _____

5. **Money Due / Arrears.** A list of all money due must be included as an exhibit to this motion to support any request for unpaid money. (*check all that apply*)

- The violation of the court order does not have to do with unpaid money.
- The other party owes me for unpaid child support. The other party has not paid a total of \$ _____ in child support. This amount should be reduced to judgment.
- The other party owes me for unpaid spousal support. The other party has not paid a total of \$ _____ in spousal support. This amount should be reduced to judgment.
- The other party has not paid me other amounts owed (*Explain how much money the other party owes you and why*): _____

This amount should be reduced to judgment.

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6. **Wage Garnishment / Withholding.** (check one)

A wage garnishment should be issued against the other party for payment of future child support and/or spousal support.

A wage garnishment is not requested.

7. **Enforcement.** I would like the Court to issue any orders necessary to effectuate compliance with the court order.

8. **Other Relief.** In addition to the relief requested above, I would like the Court to also order the following: (*Explain anything else that you would like the judge to order, or enter "N/A" if you do not want anything else. Be specific.*) _____

I respectfully ask the Court to grant me the relief requested above, including an award of attorney's fees if I am able to retain an attorney for this matter, and any other relief the Court finds appropriate.

DATED _____, 20____.

Submitted By: (*your signature*) _____

(*print your name*) _____

1 **DECLARATION IN SUPPORT OF MOTION FOR AN ORDER TO ENFORCE AND/OR**
2 **FOR AN ORDER TO SHOW CAUSE REGARDING CONTEMPT**

3 I declare, under penalty of perjury:

- 4 1. That I have personal knowledge of the facts contained in this Motion and in this Declaration
5 and I am competent to testify to the same.
- 6 2. That the statements in this Motion and Declaration are true and correct to the best of my
7 knowledge. The factual statements in the Motion are incorporated here as if set forth in
8 full.
- 9 3. Additional facts to support my requests include: _____
10 _____
11 _____
12 _____
13 _____
14 _____

15 4. I have attached the following Exhibit(s) to the Motion to support my requests. (*Describe*
16 *exhibit or write N/A on any blank lines.*)

- 17 a. _____
18 b. _____
19 c. _____
20 d. _____

21 **I declare under penalty of perjury under the law of the State of Nevada that the foregoing is**
22 **true and correct.**

23
24 DATED _____, 20____.

25
26 Submitted By: (your signature) _____

27 (print your name) _____

28 Address: _____

City, State, Zip: _____