

MAINE JUDICIAL BRANCH

_____ Plaintiff

DISTRICT COURT

v.

Location (Town): _____

_____ Defendant

Docket No.: _____

_____ Other party, if any

MOTION FOR CONTEMPT

Child Support Only

19-A M.R.S. §§ 951-A, 1501-1510, 1653, 2001-2011

PLEASE NOTE: If either party wishes to keep an address confidential, that party may complete an Affidavit for Confidential Address (FM-057). This form is available at the Clerk’s Office or at www.courts.maine.gov.

1. I am the plaintiff defendant in this case and I now reside in (town) _____ (county) _____, (state) _____.

Please write “confidential” in the space above if you are filing an Affidavit for Confidential Address.

2. The other party now resides in (town) _____, (county) _____, (state) _____.

OR

Residence of the other party is unknown and I have used reasonable efforts and cannot locate the other party.

3. 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 (mm/dd/yyyy) _____, concerning the following issues (check all that apply):

- Child support;
- Spousal support (alimony);
- Primary residential care of the minor child(ren);
- Rights of contact or visitation with the minor child(ren);
- Distribution of property;
- Responsibility for debts; and/or
- Other: _____

IF THIS CASE DOES NOT INVOLVE MINOR CHILDREN, PLEASE SKIP TO NUMBER 9.

ADA Notice: The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, accessibility@courts.maine.gov, or a court clerk.

Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

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4. Plaintiff and defendant are the parents of the following children:

Full name	Date of birth (mm/dd/yyyy)	Present address(es) (do not list if confidential to other party)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

5. List below where and with whom the child(ren) have lived within the **past 5 years**, in order from the most recent, 19-A M.R.S. § 1753 (attach an additional page if more space is needed):

Name of person with whom child(ren) lived	Present address of the person that child(ren) lived with (do not list if confidential to other party)	Dates lived with that person (mm/yy) – (mm/yy)	Town/State where child(ren) lived with that person
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

6. No one other than the plaintiff or defendant has physical custody of the child(ren), or claims to have custody or visitation rights with respect to the child(ren) except: _____

7. Plaintiff has not been involved in any way in, and has no information about, another Court case in Maine or in any other state concerning custody of the minor child(ren) except as follows:

- Protection from Abuse (provide docket number): _____
- Probate matter (provide docket number): _____
- Other (describe what kind of case and provide docket number): _____

8. No public assistance benefits (MaineCare or TANF) have ever been received for the child(ren).

OR

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

AND

The Department of Health and Human Services **has** issued a child support order regarding the child(ren). (If such an order has been issued, a copy of the order must be attached to this motion.)

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9. CONTEMPT.

I claim that the other party is in contempt for willfully failing or refusing to obey the Court’s Judgment or Order in the following way (attach an additional piece of paper, signed under oath, if necessary):

Multiple horizontal lines for writing the details of the contempt claim.

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

11. 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:

Horizontal lines for listing the documents to be brought to the hearing.

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

- Checkboxes for: 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 fees; Other: _____; and that I be granted such other and further relief as the Court feels right and just.

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I swear under penalty of perjury that the above statements are true and correct. I understand that these statements are made for use as evidence in court and that I am subject to prosecution for perjury punishable by up to 5 years in prison and a fine of up to \$5,000 if I give false information to the court.

Date (mm/dd/yyyy): _____

Signature of plaintiff defendant

Attorney: _____

Name: _____

Address: _____

Address is confidential (if so, leave blank below)

Address: _____

Telephone: _____

Telephone: _____

Email: _____

Email: _____

STATE OF MAINE

_____ County

Personally appeared the above named party, _____, and made oath that the foregoing statements are true under penalty of perjury.

Before me,

Date (mm/dd/yyyy): _____

Attorney at Law Notary Public Clerk

WARNING TO RESPONDING 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, after a hearing, the Court finds that you are in contempt, the Court may impose sanctions against you that may include fines, imprisonment, or both. You may file a written response to this motion with the Court within 21 days after being served with this motion. If you do, you must also provide copies of all filings to every other party, or their attorneys, if any.

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