

CONTEMPT OF COURT/ENFORCING COURT ORDERS



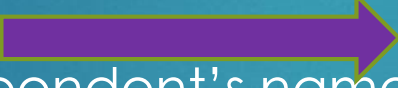
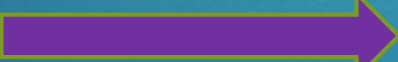


Forms and Instructions can be found on our website:

<https://www.courts.state.co.us/Forms/Index.cfm>

in the Divorce, Family Matters, Civil Union Section

STEP 1: CAPTION

- Check the District Court Box
- Write "Larimer" next to Court 
- Check appropriate box:
 - The Marriage of: 
 - The Civil Union of:
 - Parental Responsibilities Concerning:
- Write the Petitioner's Name 
- Write the Co-Petitioner/Respondent's name
- Write down your name and address under "party without attorney" 

<input type="checkbox"/> District Court <input type="checkbox"/> Juvenile Court _____ County, Colorado Court Address: <hr/>		▲ COURT USE ONLY ▲
In re: <input type="checkbox"/> The Marriage of: <input type="checkbox"/> The Civil Union of: <input type="checkbox"/> Parental Responsibilities concerning: <hr/>		
Petitioner: and Co-Petitioner/Respondent:		
Attorney or Party Without Attorney (Name and Address):		Case Number:
Phone Number: _____ FAX Number: _____	E-mail: _____ Atty. Reg. #: _____	Division _____ Courtroom _____
MOTION AND AFFIDAVIT FOR CITATION FOR CONTEMPT OF COURT		

- Write down your case number 

STEP 2:

Who is filing the contempt motion and who do you believe is not following the court order?

- Write your name here




I, _____ state that _____ (the other party),
has failed to comply with an order of this court as follows:




- Write the other party's name here

STEP 3: # 1

- Write down the date that the Order was signed by the Judge/Magistrate
*Be sure it's the date of the Order that you believe is being violated



1. On _____ (date), an Order was signed by this court ordering the other party to do the following: (Briefly describe what the Order says and attach a copy of the signed Order.)

- Describe what the Order states 
- Attach a copy of the signed order. If you fail to attach a copy of the Order, your motion will be denied.

STEP 4: #2

- If the other party owes you money due to violating the court order:
 - Write down the total amount that you believe is owed to you
 - Write down the number of payments the other party has missed
 - Write down the payment amount that was ordered
 - Write down the dates the payments were missed



2. As of this date, the other party owes me a total of \$ _____, for _____ (number of payments) payment(s) in the amount(s) of \$ _____ that were ordered to have been made by the following date(s): _____.

and or

Other: (Identify exactly what the other party has done, or failed to do, in violation of the Order.)



AND/

OR

- Other:
 - Explain what the other party has done to violate the court order



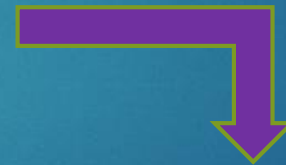
STEP 5: #'s 3 & 4



- Explain the circumstances which may show that the other party has the present ability to comply with the Order:

3. Describe any circumstances which may show that the other party has the present ability to comply with the Order: _____

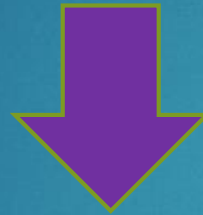
- Explain the circumstances which may show that the other party willfully refused to comply with the Order:



4. Describe any circumstances which may show that the other party willfully refused to comply with the Order: _____

STEP 6: #'s 5-7

- PLEASE READ: DOES THIS APPLY TO YOUR CASE?



5. There has not been a stay of execution or modification of the Order.
6. The actions of the other party are contrary to the Order of this court.
7. I request this court to issue an order to the other party to appear before the court at a specific date and time for a hearing to show cause why there has been a failure and/or refusal to comply with the Order of this court.

STEP 7: #8

Check Appropriate boxe(s):

Remedial Contempt

(A contempt order cannot address parenting time disputes, order make-up parenting time or modify a current order; the Court can only enforce the existing order. You will need to file a motion to modify or a motion concerning parenting time disputes to address those matters.)

8. I hereby request:

Remedial Contempt. I request that the Court find that the other party is in remedial contempt of this Court's Order. As described above, I attest that the responding party (1) did not comply with the Order; (2) knew of the Order; and (3) has the present ability to comply with the Order.

As a result, I request this court impose the following sanctions:

- payment of my costs and reasonable attorney's fees in connection with this contempt proceeding;
- payment of a fine and/or imprisonment until the other party, who has the present ability to comply, performs the act(s) ordered;
- other (be very specific) _____

and/or

Punitive Contempt. I request that the Court find that the other party is in punitive contempt of this Court's Order. As described above, I attest that, beyond a reasonable doubt, the responding party (1) had knowledge of the Order; (2) had the ability to comply with the Order; and (3) willfully refused to comply with the Order.

I request this court find that the conduct of the other party to be offensive to the authority and dignity of the Court, and, to vindicate the dignity of this court, to impose a fine or fixed sentence of imprisonment, or both.

AND/OR

Punitive Contempt

STEP 8:

Check appropriate box:

I am acknowledging I am filling in the blanks and not changing anything else on the form.

OR

I am acknowledging that I have made a change to the original content of this form. (You would be changing the form if you changed any of the printed content on the court form)

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

STEP 9: VERIFICATION/SIGNATURE PAGE:

- Write in the day of the month
- Write in the month
- Write in the year
- Write in the city, or other location, and state or country

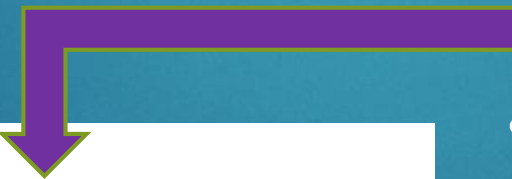


VERIFICATION

I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.

Executed on the _____ day of _____, _____, at _____
(date) (month) (year) (city or other location, and state OR country)

- Check the appropriate box
 - Petitioner
 - Co-Petitioner/Respondent
- Print your name



- Check appropriate box
 - Petitioner
 - Co-Petitioner/Respondent
- Sign your name

(Printed name of Petitioner Co-Petitioner/Respondent) Signature of Petitioner Co-Petitioner/Respondent

Signature of attorney for Petitioner Co-Petitioner/Respondent

Address City State Zip Code


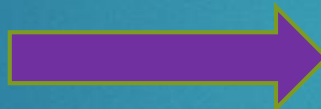
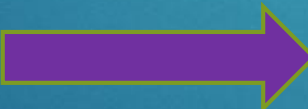
(Area Code) Home Telephone Number (Area Code) Work Telephone Number



- Write in your address, including city, state and zip code
- Write in your phone number, including area code

STEP 10: ORDER

*You will only fill out the caption section of this form

- Check the District Court Box 
- Write "Larimer" next to County
- Check appropriate box:
 - The Marriage of: 
 - The Civil Union of:
 - Parental Responsibilities Concerning:
- Write the Petitioner's Name 
- Write the Co-Petitioner/Respondent's name

<input type="checkbox"/> District Court <input type="checkbox"/> Juvenile Court _____ County, Colorado Court Address: In re: <input type="checkbox"/> The Marriage of: <input type="checkbox"/> The Civil Union of: <input type="checkbox"/> Parental Responsibilities concerning: _____ Petitioner: and Co-Petitioner/Respondent:	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> Case Number: Division Courtroom
ORDER TO ISSUE CITATION AND CITATION TO SHOW CAUSE	

- Write down your case number 

STEP 11: PERSONAL SERVICE

Once you receive the signed order and issued citation in the mail, those documents along with a copy of the contempt motion you filed must be **personally served** on the other party. Proof of service of the documents must be filed with the Court prior to the court date in the citation.