

MADERA COUNTY SUPERIOR COURT
STATE OF CALIFORNIA

**ORDER TO SHOW CAUSE AND AFFIDAVIT FOR
CONTEMPT INSTRUCTIONS**

1. Inside this Order to Show Cause and Affidavit for Contempt packet you will find the first set of documents, are samples that will teach you how to fill out the second set, that are the actual forms.
2. Once you have read the sample forms very carefully begin to fill out the actual forms the best you can. Make sure you answer every question that applies to your situation. They can be typed or printed neatly in black ink. Please locate an old copy of filed documents of your case and follow the format on these forms the Petition and Respondent never change; it is like a title of a book. If you do not have a copy of your old case document you will need to go to the **CIVIL DIVISION** of the **COURT** and get a copy of the "Docket Card"/Print out Page of your case. This will tell you who the Petitioner and Respondent are as well as the case number.
3. Once you have completed filling out all the forms in this packet following the sample documents or using one of your old forms you will need to follow the next set of instructions beginning with number 4
4. Make 2 copies of your Order to Show Cause and Affidavit for Contempt, 1 copy of the Fee Waiver, and Zero Copies of the Proof of Service. One copy for you, one copy for the other party turn them all in together with the original. When making your copies each original should be stapled and on the top, the copies of the documents should be behind it paper clipped.
Example: 1. Order to Show Cause and Affidavit for Contempt stapled the two copies behind it.
2. Fee Waiver Application plus copy paper clipped
5. Take your documents to the **CIVIL CLERK** at the **COURTHOUSE** at the **CIVIL DIVISION** to file and obtain a court date. You will have to wait for the Judge to sign your Order to Show Cause and Affidavit for Contempt. The clerk will call you when it is ready for you to pick-up. If you do not hear from them in 5 work days call to check at (559) 416-5525
6. Have someone over the age of eighteen other than you; personally serve the other party/parent with their copy of Order to Show Cause and Affidavit for Contempt. They have to be served 16 court days prior to the court date. Complete the Proof of Service and have the person who served the other party for you sign the Proof of Service.
7. Take the Proof of Service, plus 1 copy to the civil clerk and file it. Keep the copy after you file it for your records
8. Go to your court date before you leave court make sure to listen to find out what is your next procedure. You need to make sure and listen to see if the Judge instructed one of the parties to fill out the Findings and Order after Hearing. If so that party can obtain a copy from the **CIVIL CLERK** at the **CIVIL DIVISION**, Fill it out the and return it back to the Civil Division for the Judge's signature. IF the other party or you request for a trial date you need to let the Judge know and set the matter for a contested hearing. This is usually set for a Friday at 9:30 a.m... Any witness who will not come willingly you will need to subpoena. You may obtain subpoenas from the **CIVIL CLERK** at the **CIVIL DIVISION**. You will need to prepare for trial by having a list of questions for each witness, be prepared to prove how you feel the other party has violated the current order of the court.
10. For more information you can go online @ www.courts.ca.gov/selfhelp/ or www.icandocs.org/ca/

10. The House of Representatives shall have the right to impeach any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 2, Clause 5: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 6: The Senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath. When the President is tried, the Chief Justice shall preside. And no person shall be convicted without the concurrence of two-thirds of the members present. Judgment in cases of impeachment shall not extend further than to removal from office, and to disqualification for holding any office honorably. But the House may impeach and the Senate may try any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 3, Clause 7: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 8: The Senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath. When the President is tried, the Chief Justice shall preside. And no person shall be convicted without the concurrence of two-thirds of the members present. Judgment in cases of impeachment shall not extend further than to removal from office, and to disqualification for holding any office honorably. But the House may impeach and the Senate may try any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 3, Clause 9: The Senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath. When the President is tried, the Chief Justice shall preside. And no person shall be convicted without the concurrence of two-thirds of the members present. Judgment in cases of impeachment shall not extend further than to removal from office, and to disqualification for holding any office honorably. But the House may impeach and the Senate may try any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 3, Clause 10: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 11: The Senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath. When the President is tried, the Chief Justice shall preside. And no person shall be convicted without the concurrence of two-thirds of the members present. Judgment in cases of impeachment shall not extend further than to removal from office, and to disqualification for holding any office honorably. But the House may impeach and the Senate may try any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 3, Clause 12: The Senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath. When the President is tried, the Chief Justice shall preside. And no person shall be convicted without the concurrence of two-thirds of the members present. Judgment in cases of impeachment shall not extend further than to removal from office, and to disqualification for holding any office honorably. But the House may impeach and the Senate may try any officer of the United States who is guilty of treason, bribery, or other high crimes and misdemeanors.

Article I, Section 3, Clause 13: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 14: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 15: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 16: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 17: The Senate shall have the sole power to try all impeachments.

Article I, Section 3, Clause 18: The Senate shall have the sole power to try all impeachments.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): PRINT OR TYPE YOUR NAME HERE PRINT OR TYPE YOUR ADDRESS HERE YOUR CITY, STATE AND ZIP CODE TELEPHONE NO.: _____ FAX NO.: _____ ATTORNEY FOR (Name): IN PRO PER	FOR COURT USE ONLY EXAMPLE PAGE ONLY: YOU NEED TO MAKE SURE YOU READ EACH QUESTION CAREFULLY. YOU NEED TO BE DETAILED WITH EVERY QUESTION PERTAINING TO THE CONTEMPT. PAGES 3 & 4 ARE INFORMATION TO BETTER ASSIST YOU.
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MADERA STREET ADDRESS: 200 South G Street MAILING ADDRESS: SAME CITY AND ZIP CODE: MADERA CA 93637 BRANCH NAME: CIVIL DIVISION	
PETITIONER/PLAINTIFF: PRINT OR TYPE PETITIONER'S NAME HERE	
RESPONDENT/DEFENDANT: PRINT OR TYPE RESPONDENT'S NAME HERE	
OTHER PARENT: _____	
ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT	CASE NUMBER: ENTER YOUR COURT CASE # HERE
NOTICE! A contempt proceeding is criminal in nature. If the court finds you in contempt, the possible penalties include jail sentence, community service, and fine. You are entitled to the services of an attorney, who should be consulted promptly in order to assist you. If you cannot afford an attorney, the court may appoint an attorney to represent you.	¡AVISO! Un proceso judicial por desacato es de índole criminal. Si la corte le declara a usted en desacato, las sanciones posibles incluyen penas de prisión y de servicio a la comunidad, y multas. Usted tiene derecho a los servicios de un abogado, a quien debe consultar sin demora para obtener ayuda. Si no puede pagar a un abogado, la corte podrá nombrar a un abogado para que le represente.

1. TO CITEE (name of person you allege has violated the orders):
PRINT OR TYPE THE PERSON'S NAME HERE WHOM YOU ALLEGE HAS VIOLATED THE CURRENT ORDERS
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS, TO GIVE ANY LEGAL REASON WHY THIS COURT SHOULD NOT FIND YOU GUILTY OF CONTEMPT, PUNISH YOU FOR WILLFULLY DISOBEYING ITS ORDERS AS SET FORTH IN THE AFFIDAVIT BELOW AND ANY ATTACHED AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT; AND REQUIRE YOU TO PAY, FOR THE BENEFIT OF THE MOVING PARTY, THE ATTORNEY FEES AND COSTS OF THIS PROCEEDING.

a. Date:	Time:	Dept.:	Rm.:
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b. Address of court: ☐ same as noted above ☐ other (specify) :

Date: _____

JUDICIAL OFFICER

AFFIDAVIT SUPPORTING ORDER TO SHOW CAUSE FOR CONTEMPT

3. ☐ An Affidavit of Facts Constituting Contempt (form FL-411 or FL-412) is attached.
4. Citee has willfully disobeyed certain orders of this court as set forth in this affidavit and any attached affidavits.
5. a. Citee had knowledge of the order in that
 - (1) ☐ citee was present in court at the time the order was made.
 - (2) ☐ citee was served with a copy of the order.
 - (3) ☐ citee signed a stipulation upon which the order was based.
 - (4) ☐ other (specify) :
- ☐ Continued on Attachment 5a(4).
- b. Citee was able to comply with each order when it was disobeyed.
6. Based on the instances of disobedience described in this affidavit
 - a. ☐ I have not previously filed a request with the court that the citee be held in contempt.
 - b. ☐ I have previously filed a request with the court that the citee be held in contempt (specify date filed and results) :

☐ Continued on Attachment 6b.

PETITIONER/PLAINTIFF: PRINT OR TYPE PETITIONER'S NAME HERE

CASE NUMBER:

RESPONDENT/DEFENDANT: PRINT OR TYPE RESPONDENT'S NAME HERE

ENTER YOUR COURT CASE # HERE

OTHER PARENT:

7. ☐ Citee has previously been found in contempt of a court order (specify case, court, date):

☐ Continued on Attachment 7.

8. ☐ Each order disobeyed and each instance of disobedience is described as follows:

- a. ☐ Orders for child support, spousal support, family support, attorney fees, and court or other litigation costs (see attached *Affidavit of Facts Constituting Contempt* (form FL-411))
- b. ☐ Domestic violence restraining orders and child custody and visitation orders (see attached *Affidavit of Facts Constituting Contempt* (form FL-412))
- c. ☐ Injunctive or other order (specify which order was violated, how the order was violated, and when the order was violated):

☐ Continued on Attachment 8c.

- d. ☐ Other material facts, including facts indicating that the violation of the orders was without justification or excuse (specify):

☐ Continued on Attachment 8d.

- e. ☐ I am requesting that attorney fees and costs be awarded to me for the costs of pursuing this contempt action. (A copy of my *Income and Expense Declaration* (form FL-150) is attached.)

WARNING: IF YOU PURSUE THIS CONTEMPT ACTION, IT MAY AFFECT THE ABILITY OF THE DISTRICT ATTORNEY TO PROSECUTE THE CITEE CRIMINALLY FOR THE SAME VIOLATIONS.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **DON'T FORGET TO SIGN AND DATE THIS FORM**

PRINT OR TYPE YOUR NAME HERE

(TYPE OR PRINT NAME)

(SIGNATURE)

**INFORMATION SHEET FOR ORDER TO SHOW CAUSE
AND AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT**

(Do NOT deliver this Information Sheet to the court clerk.)

Please follow these instructions to complete the *Order to Show Cause and Affidavit for Contempt* (form FL-410) if you do not have an attorney to represent you. Your attorney, if you have one, should complete this form, as well as the *Affidavit of Facts Constituting Contempt* (form FL-411 or form FL-412). You may wish to consult an attorney for assistance. Contempt actions are very difficult to prove. An attorney may be appointed for the citee.

INSTRUCTIONS FOR COMPLETING THE ORDER TO SHOW CAUSE AND AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT (TYPE OR PRINT FORM IN INK):

If the top section of the form has already been filled out, skip down to number 1 below. If the top section of the form is blank, you must provide this information.

Front page, first box, top of form, left side: Print your name, address, telephone number, and fax number, if any, in this box. If you have a restraining order and wish to keep your address confidential, you may use any address where you can receive mail. **You can be legally served court papers at this address.**

Front page, second box, left side: Print the name of the county where the court is located and insert the address and any branch name of the court building where you are seeking to obtain a contempt order. You may get this information from the court clerk. This should be the same court in which the original order was issued.

Front page, third box, left side: Print the names of the Petitioner, Respondent, and Other Parent (if any) in this box. Use the same names as appear on the most recent court order disobeyed.

Front page, first box, top of form, right side: Leave this box blank for the court's use.

Front page, second box, right side: Print the court case number in this box. This number is also shown on the most recent court order disobeyed.

Item 1: Insert the name of the party who disobeyed the order ("the citee").

Item 2: The court clerk will provide the hearing date and location.

Item 3: Either check the box in item 3 and attach an *Affidavit of Facts Constituting Contempt* (form FL-411 for financial orders or form FL-412 for domestic violence, or custody and visitation orders), or leave the box in item 3 blank but check and complete item 8.

Item 5: Check the box that describes how the citee knew about the order that has been disobeyed.

Item 6: a. Check this box if you have not previously applied for a contempt order.

b. Check this box if you have previously applied for a contempt order and briefly explain when you requested the order and results of your request. If you need more space, check the box that says "continued on Attachment 6b" and attach a separate sheet to this order to show cause.

Item 7: Check this box if the citee has previously been found in contempt by a court of law. Briefly explain when the citee was found in contempt and for what. If there is not enough space to write all the facts, check the box that says "continued on Attachment 7" and attach a separate sheet to this order to show cause.

Item 8: a. Check this box if the citee has disobeyed orders for child support, custody, visitation, spousal support, family support, attorney fees, and court or litigation costs. Refer to item 1a on *Affidavit of Facts Constituting Contempt* (form FL-411).

b. Check this box if the citee has disobeyed domestic violence orders or child custody and visitation orders. Refer to *Affidavit of Facts Constituting Contempt* (form FL-412).

Information Sheet (continued)

- Item 8:** c. If you are completing this item, use facts personally known to you or known to the best of your knowledge. State the facts in detail. If there is not enough space to write all the facts, check the box that says "continued on Attachment 8c" and attach a separate sheet to this order to show cause, including facts indicating that the violation of the orders was without justification or excuse.
- d. Use this item to write other facts that are important to this order. If you are completing this item, insert facts personally known to you, or known to the best of your knowledge. State facts in detail. If there is not enough space to write all the facts, check the box that says "Continued on Attachment 8d" and attach a separate sheet to the order to show cause.
- e. If you request attorney fees and/or costs for pursuing this contempt action, check this box. Attach a copy of your *Income and Expense Declaration* (form FL-150).

Type or print and sign your name at the bottom of page 2.

If you checked the boxes in item 3 and item 8a or 8b, complete the appropriate *Affidavit of Facts Constituting Contempt* (form FL-411), following the instructions for the affidavit above.

Make at least three copies of the *Order to Show Cause and Affidavit for Contempt* (form FL-410) and any supporting *Affidavit of Facts Constituting Contempt* (form FL-411 or FL-412) and the *Income and Expense Declaration* (form FL-150) for the court clerk, the citee, and yourself. If the district attorney or local child support agency is involved in your case, you must provide a copy to the district attorney or local child support agency.

Take the completed form(s) to the court clerk's office. The clerk will provide hearing date and location in item 2, obtain the judicial officer's signature, file the originals, and return the copies to you.

Have someone who is at least 18 years of age, who is not a party, serve the order and any attached papers on the disobedient party. For example, a process server or someone you know may serve the papers. **You may not serve the papers yourself. Service must be personal; service by mail is insufficient.** The papers must be served at least 21 calendar days before the court hearing. The person serving papers must complete a *Proof of Personal Service* (form FL-330) and give the original to you. Keep a copy for yourself and file the original *Proof of Personal Service* (form FL-330) with the court.

If you need assistance with these forms, contact an attorney or the Family Law Facilitator in your county.

ACTUAL
FORMS TO
BE TYPED
OR PRINTED
NEATLY IN
BLACK INK

BLACK IN
HEALTH IN
OK KILLED
BE LABED
LOBS TO
ACUTE

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):		FOR COURT USE ONLY	
TELEPHONE NO.: _____ FAX NO.: _____ ATTORNEY FOR (Name): IN PRO PER			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MADERA STREET ADDRESS: 200 South G Street MAILING ADDRESS: SAME CITY AND ZIP CODE: MADERA CA 93637 BRANCH NAME: CIVIL DIVISION			
PETITIONER/PLAINTIFF:			
RESPONDENT/DEFENDANT:			
OTHER PARENT:			
ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT		CASE NUMBER:	
NOTICE! A contempt proceeding is criminal in nature. If the court finds you in contempt, the possible penalties include jail sentence, community service, and fine. You are entitled to the services of an attorney, who should be consulted promptly in order to assist you. If you cannot afford an attorney, the court may appoint an attorney to represent you.		¡AVISO! Un proceso judicial por desacato es de índole criminal. Si la corte le declara a usted en desacato, las sanciones posibles incluyen penas de prisión y de servicio a la comunidad, y multas. Usted tiene derecho a los servicios de un abogado, a quien debe consultar sin demora para obtener ayuda. Si no puede pagar a un abogado, la corte podrá nombrar a un abogado para que le represente.	

1. TO CITEE (name of person you allege has violated the orders):

2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS, TO GIVE ANY LEGAL REASON WHY THIS COURT SHOULD NOT FIND YOU GUILTY OF CONTEMPT, PUNISH YOU FOR WILLFULLY DISOBEYING ITS ORDERS AS SET FORTH IN THE AFFIDAVIT BELOW AND ANY ATTACHED AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT; AND REQUIRE YOU TO PAY, FOR THE BENEFIT OF THE MOVING PARTY, THE ATTORNEY FEES AND COSTS OF THIS PROCEEDING.

a. Date:	Time:	Dept.:	Rm.:
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b. Address of court: ☐ same as noted above ☐ other (specify) :

Date:

JUDICIAL OFFICER

AFFIDAVIT SUPPORTING ORDER TO SHOW CAUSE FOR CONTEMPT

3. ☐ An Affidavit of Facts Constituting Contempt (form FL-411 or FL-412) is attached.
4. Citee has willfully disobeyed certain orders of this court as set forth in this affidavit and any attached affidavits.
5. a. Citee had knowledge of the order in that
- (1) ☐ citee was present in court at the time the order was made.
 - (2) ☐ citee was served with a copy of the order.
 - (3) ☐ citee signed a stipulation upon which the order was based.
 - (4) ☐ other (specify) :
- ☐ Continued on Attachment 5a(4).
- b. Citee was able to comply with each order when it was disobeyed.
6. Based on the instances of disobedience described in this affidavit
- a. ☐ I have not previously filed a request with the court that the citee be held in contempt.
 - b. ☐ I have previously filed a request with the court that the citee be held in contempt (specify date filed and results) :

☐ Continued on Attachment 6b.

PETITIONER/PLAINTIFF:	CASE NUMBER:
RESPONDENT/DEFENDANT:	
OTHER PARENT:	

7. ☐ Citee has previously been found in contempt of a court order (specify case, court, date):
- ☐ Continued on Attachment 7.
8. ☐ Each order disobeyed and each instance of disobedience is described as follows:
- ☐ Orders for child support, spousal support, family support, attorney fees, and court or other litigation costs (see attached *Affidavit of Facts Constituting Contempt* (form FL-411))
 - ☐ Domestic violence restraining orders and child custody and visitation orders (see attached *Affidavit of Facts Constituting Contempt* (form FL-412))
 - ☐ Injunctive or other order (specify which order was violated, how the order was violated, and when the order was violated):

- ☐ Continued on Attachment 8c.
- d. ☐ Other material facts, including facts indicating that the violation of the orders was without justification or excuse (specify):

- ☐ Continued on Attachment 8d.
- e. ☐ I am requesting that attorney fees and costs be awarded to me for the costs of pursuing this contempt action. (A copy of my *Income and Expense Declaration* (form FL-150) is attached.)

WARNING: IF YOU PURSUE THIS CONTEMPT ACTION, IT MAY AFFECT THE ABILITY OF THE DISTRICT ATTORNEY TO PROSECUTE THE CITEE CRIMINALLY FOR THE SAME VIOLATIONS.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE)

**INFORMATION SHEET FOR ORDER TO SHOW CAUSE
AND AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT**

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Please follow these instructions to complete the *Order to Show Cause and Affidavit for Contempt* (form FL-410) if you do not have an attorney to represent you. Your attorney, if you have one, should complete this form, as well as the *Affidavit of Facts Constituting Contempt* (form FL-411 or form FL-412). You may wish to consult an attorney for assistance. Contempt actions are very difficult to prove. An attorney may be appointed for the citee.

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If the top section of the form has already been filled out, skip down to number 1 below. If the top section of the form is blank, you must provide this information.

Front page, first box, top of form, left side: Print your name, address, telephone number, and fax number, if any, in this box. If you have a restraining order and wish to keep your address confidential, you may use any address where you can receive mail. **You can be legally served court papers at this address.**

Front page, second box, left side: Print the name of the county where the court is located and insert the address and any branch name of the court building where you are seeking to obtain a contempt order. You may get this information from the court clerk. This should be the same court in which the original order was issued.

Front page, third box, left side: Print the names of the Petitioner, Respondent, and Other Parent (if any) in this box. Use the same names as appear on the most recent court order disobeyed.

Front page, first box, top of form, right side: Leave this box blank for the court's use.

Front page, second box, right side: Print the court case number in this box. This number is also shown on the most recent court order disobeyed.

Item 1: Insert the name of the party who disobeyed the order ("the citee").

Item 2: The court clerk will provide the hearing date and location.

Item 3: Either check the box in item 3 and attach an *Affidavit of Facts Constituting Contempt* (form FL-411 for financial orders or form FL-412 for domestic violence, or custody and visitation orders), or leave the box in item 3 blank but check and complete item 8.

Item 5: Check the box that describes how the citee knew about the order that has been disobeyed.

Item 6: a. Check this box if you have not previously applied for a contempt order.
b. Check this box if you have previously applied for a contempt order and briefly explain when you requested the order and results of your request. If you need more space, check the box that says "continued on Attachment 6b" and attach a separate sheet to this order to show cause.

Item 7: Check this box if the citee has previously been found in contempt by a court of law. Briefly explain when the citee was found in contempt and for what. If there is not enough space to write all the facts, check the box that says "continued on Attachment 7" and attach a separate sheet to this order to show cause.

Item 8: a. Check this box if the citee has disobeyed orders for child support, custody, visitation, spousal support, family support, attorney fees, and court or litigation costs. Refer to item 1a on *Affidavit of Facts Constituting Contempt* (form FL-411).
b. Check this box if the citee has disobeyed domestic violence orders or child custody and visitation orders. Refer to *Affidavit of Facts Constituting Contempt* (form FL-412).

ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT

Information Sheet (continued)

- Item 8: c.** If you are completing this item, use facts personally known to you or known to the best of your knowledge. State the facts in detail. If there is not enough space to write all the facts, check the box that says "continued on Attachment 8c" and attach a separate sheet to this order to show cause, including facts indicating that the violation of the orders was without justification or excuse.
- d.** Use this item to write other facts that are important to this order. If you are completing this item, insert facts personally known to you, or known to the best of your knowledge. State facts in detail. If there is not enough space to write all the facts, check the box that says "Continued on Attachment 8d" and attach a separate sheet to the order to show cause.
- e.** If you request attorney fees and/or costs for pursuing this contempt action, check this box. Attach a copy of your *Income and Expense Declaration* (form FL-150).
- Type or print and sign your name at the bottom of page 2.

If you checked the boxes in item 3 and item 8a or 8b, complete the appropriate *Affidavit of Facts Constituting Contempt* (form FL-411), following the instructions for the affidavit above.

Make at least three copies of the *Order to Show Cause and Affidavit for Contempt* (form FL-410) and any supporting *Affidavit of Facts Constituting Contempt* (form FL-411 or FL-412) and the *Income and Expense Declaration* (form FL-150) for the court clerk, the citee, and yourself. If the district attorney or local child support agency is involved in your case, you must provide a copy to the district attorney or local child support agency.

Take the completed form(s) to the court clerk's office. The clerk will provide hearing date and location in item 2, obtain the judicial officer's signature, file the originals, and return the copies to you.

Have someone who is at least 18 years of age, who is not a party, serve the order and any attached papers on the disobedient party. For example, a process server or someone you know may serve the papers. **You may not serve the papers yourself. Service must be personal; service by mail is insufficient.** The papers must be served at least 21 calendar days before the court hearing. The person serving papers must complete a *Proof of Personal Service* (form FL-330) and give the original to you. Keep a copy for yourself and file the original *Proof of Personal Service* (form FL-330) with the court.

If you need assistance with these forms, contact an attorney or the Family Law Facilitator in your county.

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	CASE NUMBER:
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AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT
Domestic Violence/Custody and Visitation
Attachment to Order to Show Cause and Affidavit for Contempt (form FL-410)

1. ☐ The Citee has violated the restraining order issued on (date): _____ by contacting, molesting, harassing, attacking, striking, threatening, sexually assaulting, battering, telephoning, sending any messages to, following, stalking, destroying the personal property of, disturbing the peace of, keeping under surveillance, or blocking movements in public places and thoroughfares of me or any other person protected by the restraining order. (Specify which order was violated, how the order was violated, and when the violation occurred): _____
☐ Continued on Attachment 1.
2. ☐ The Citee has violated the restraining order issued on (date): _____ by not moving from and staying away from the residence as ordered by the court. (Specify how the order was violated and when the violation occurred): _____
☐ Continued on Attachment 2.
3. ☐ The Citee has violated the restraining order issued on (date): _____ by not staying (specify): _____ yards away from me, the other protected persons, my residence, my place of work, the children's school or place of child care, my vehicle, or other (specify): _____ (Specify which order was violated, how the order was violated, and when the violation occurred): _____
☐ Continued on Attachment 3.
4. ☐ The Citee has violated the restraining order issued on (date): _____ by not relinquishing his or her firearm(s) as ordered by the court. (Specify which order was violated, how the order was violated, and when the violation occurred): _____
☐ Continued on Attachment 4.
5. ☐ The Citee has violated the restraining order issued on (date): _____ by failure to complete court-ordered batterer's treatment/anger management class (specify how the order was violated): _____
☐ Continued on Attachment 5.
6. ☐ The Citee has violated order issued on (date): _____ by violating the following custody or visitation order (specify which order was violated, how the order was violated, and when the violation occurred): _____
☐ Continued on Attachment 6.
7. ☐ The Citee has violated the order issued on (date): _____ by violating other orders (specify which order was violated and how the order was violated): _____
☐ Continued on Attachment 7.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 Date: _____

(TYPE OR PRINT NAME)

(SIGNATURE)

DECLARATION OF FACTS CONCERNING CONTENTS

(NAME OF INDIVIDUAL)

(ADDRESS)

I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

☐ Confirmed on oath (signature)

Under penalty of perjury, I declare that the contents of the foregoing document are true and correct.

☐ Confirmed on oath (signature)

I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

☐ Confirmed on oath (signature)

I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

☐ Confirmed on oath (signature)

(Signature)

I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

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I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

(Signature)

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☐ Confirmed on oath (signature)

(Signature)

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(Signature)

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I, the undersigned, being of legal age and of sound mind, do hereby declare that the contents of the foregoing document are true and correct.

(Signature)

DECLARATION OF FACTS CONCERNING CONTENTS

(NAME OF INDIVIDUAL)

(ADDRESS)

(ADDRESS)

(ADDRESS)

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	CASE NUMBER:
-----------------------------------------------------------------	--------------

AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT

Financial and Injunctive Orders

Attachment to Order to Show Cause and Affidavit for Contempt (form FL-410)

1. a. Orders for child support, spousal support, family support, attorney fees, and court and litigation costs (*separately itemize each default on installment payments*):

DATE DUE	TYPE OF ORDER AND DATE FILED	PAYABLE TO	AMOUNT ORDERED	AMOUNT PAID	AMOUNT DUE
<input type="checkbox"/> Continued on Attachment 1a.			TOTAL AMOUNT ORDERED	TOTAL AMOUNT PAID	TOTAL AMOUNT DUE
Summary of contempt counts alleged (including all attachments): Child support: Spousal support: Family support: Attorney fees: Court and other costs:					
Total			\$	\$	\$

- b. ☐ Other orders (*specify which order was violated, how the order was violated, and when the violation occurred*):

☐ Continued on Attachment 1b.

- c. ☐ Other material facts (*specify*):

☐ Continued on Attachment 1c.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE)

1-200-621-1000

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

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MAILING ADDRESS: **Same**CITY AND ZIP CODE: **Madera CA 93637**

BRANCH NAME: **Civil Division**

PETITIONER/PLAINTIFF:

RESPONDENT/DEFENDANT:

OTHER PARENT/PARTY:

PROOF OF PERSONAL SERVICE

CASE NUMBER:

(If applicable, provide):

HEARING DATE:

HEARING TIME:

DEPT.:

- 
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