

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

In the Matter of  the Marriage of: ) Case No. \_\_\_\_\_  
 )  
\_\_\_\_\_, )  
 )  
and )  PETITIONER'S  RESPONDENT'S  
 ) EX PARTE MOTION FOR ORDER  
\_\_\_\_\_, ) TO SHOW CAUSE RE: CONTEMPT  
 )  
Respondent. )

**MOTION**

I,  Petitioner  Respondent, request that:

1. The court issue an Order to Show Cause requiring  Petitioner  Respondent to appear in \_\_\_\_\_ Circuit Court, in \_\_\_\_\_, Oregon to show cause why this court should not grant relief for remedial sanctions for non-compliance with the following order or judgment:

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*Title of Order/Judgment* *Date Entered*

entered by \_\_\_\_\_ Circuit Court.  
*County*

2. As described below, the  Petitioner  Respondent has failed to comply with (obey) the above-described order or judgment and  Petitioner  Respondent seeks remedial sanctions as set forth in Paragraph 7 below.

3. It has been within the other party's power to obey the court's order or judgment.

4. Not more than two years have passed since the occurrence of the act or omission that constituted the contempt.

5. **REQUIRED DESCRIPTION OF FAILURE TO COMPLY WITH ORDER OR JUDGMENT:**  
 Petitioner  Respondent failed to comply with the terms of the order or judgment as follows:  
(Explain the acts or behaviors that show how the order or judgment was not obeyed, and provide the dates) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional page attached, labeled "Paragraph 6 continued."

6. REQUESTED RELIEF (Check all boxes that apply):

Petitioner  Respondent is seeking the following remedial sanctions as authorized by ORS 33.105:

- a.  Payment of money sufficient to compensate the  Petitioner  Respondent for any loss, injury or costs suffered as the result of contempt of court in the amount of: \$ \_\_\_\_\_  
Describe the loss, injury or costs suffered in detail: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b.  Payment of an amount not to exceed \$500 or one percent of the  Petitioner's  Respondent's annual gross income, whichever is greater, for each day the contempt of court continues.
- c.  An order designed to insure compliance with a prior order of the court. Explain type of order requested: \_\_\_\_\_  
\_\_\_\_\_
- d.  Payment of all or part of attorney fees incurred by  Petitioner  Respondent as the result of  Petitioner's  Respondent's contempt of court in the amount of: \$ \_\_\_\_\_
- e.  Other: \_\_\_\_\_

7.  Petitioner  Respondent has stipulated to the relief requested above, as evidenced by their signature on the attached SUPPLEMENTAL JUDGMENT FOR CONTEMPT.

**Points and Authorities**

ORS 33.015(2)(b) defines "contempt" as the willful disobedience of court orders or judgments. ORS 33.105(1)(a, c-f) allows the court to impose one or more of the following sanctions: payment of a sum of money sufficient to compensate a party for the loss, injury, or costs suffered by the party as the result of contempt; an amount not to exceed \$500 or one percent of the defendant's annual gross income, whichever is greater, for each day the contempt of court continues; an order designed to insure compliance with a prior order of the court; payment of all or part of attorney fees incurred by a party as the result of contempt; and a sanction other than the sanctions specified in (a) to (e) if the court determines that the sanction would be an effective remedy for contempt.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
 Petitioner  Respondent, Signature Print Name

\_\_\_\_\_  
Address or Contact Address City, State, Zip Telephone or Contact Telephone  
///

**Certificate of Document Preparation.** You are required to truthfully complete this certificate regarding the document you are filing with the court. Check all boxes and complete all blanks that apply:

- I selected this document for myself and I completed it without paid assistance.
- I paid or will pay money to \_\_\_\_\_ for assistance in preparing this form.

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Petitioner  Respondent, Signature

Print Name

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Address or Contact Address

City, State, Zip

Telephone or Contact Telephone

**I certify that this is a true copy:**

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Petitioner  Respondent, Signature