IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____

In the Matter of ☐ the Marriage of:	)	
	)	
_____,	)	Case No. _____
Petitioner,	)	
and	)	MOTION FOR ORDER TO SHOW
	)	CAUSE RE ENFORCEMENT OF
_____,	)	PARENTING PLAN; and ORDER
Respondent.	)	

1. <u>Motion</u>

☐ Petitioner ☐ Respondent requests that the court Order the parties to appear on the _____ day of _____, 20_____ at _____ a.m./p.m. in Room _____of the _____ County Courthouse in _____, Oregon, to show cause why parenting time should not be enforced in the following way(s) based on the violation of parenting time or substantial violations of the parenting plan detailed in the attached affidavit:

a. Modifying the provisions of the parenting plan by:

☐ (1) Specifying a detailed parenting time schedule, as follows: _____
_____
_____
_____

☐ (2) Imposing additional terms and conditions on the parenting time schedule as follows: _____
_____
_____
_____

☐ (3) Ordering the following additional parenting time, if in the best interests of the child, to compensate for wrongful deprivation of parenting time: _____
_____
_____
_____

b. Ordering the party who is violating the parenting plan to post bond or security.

c. Ordering either or both parties to attend counseling or educational sessions focusing on the impact of violating the parenting plan on children.

d. Awarding the prevailing party his/her expenses incurred in enforcing the parenting plan, including but not limited to attorney fees, filing fees and court costs.

e. Terminating, suspending, or modifying spousal support.

f. Terminating, suspending, or modifying child support if the Court finds that parenting time has been denied or interferedwithout good cause, and other requirements of ORS 107.431 are met.

g. Scheduling a hearing for modification of custody.

2. Order Establishing Parenting Time.

A copy of the Order or Judgment establishing the parenting time is attached to this Motion.

3. Points and Authorities.

This request is based on ORS 107.434 which requires an expedited hearing and authorizes various remedies for violations of parenting plans.

4. 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 document.

DATED this _____ day of _____, 20_____.

_____
☐ Petitioner ☐ Respondent, Signature

ORDER

☐ The Motion for Order to Show Cause is allowed. The parties are ordered to appear for a hearing on this issues as specified on Page 1 of this Motion.
☐ Denied.

DATED this _____ day of _____, 20_____.

_____
Circuit Court Judge

_____
Print Name

Submitted by:

_____
☐ Petitioner ☐ Respondent, Print Name Address or Contact Address

_____
City, State, Zip Telephone or Contact Telephone

I certify that this is a true copy: _____
☐ Petitioner ☐ Respondent, Signature

///

Notice About Sanctions

The remedies the Court may impose as a result of this motion to enforce a parenting plan are listed on pages 1 and 2 of this document, in Section 1, paragraphs "a" through "g".

When pleaded and shown in a separate legal action, violation of court orders, including parenting time and visitation orders, may also result in a finding of contempt, which can lead to fines, imprisonment, or other penalties, including compulsory community service.

Notice About Mediation

Mediation of the parenting plan enforcement issues may be required in your county. A separate Order will be issued if mediation is required.

The Court may waive the mediation requirement if one of the parties can show a good reason. You may file a written request asking that the Court waive mediation. Forms are available through the Oregon Judicial Department at *www.ojd.state.or.us/familylaw* and through your local Circuit Court.