

IN THE COMMON PLEAS COURT OF HANCOCK COUNTY, OHIO

\_\_\_\_\_  
Name

Plaintiff/Petitioner 1

vs.

\_\_\_\_\_  
Name

Defendant/Petitioner 2

Case No. \_\_\_\_\_

Judge \_\_\_\_\_

Magistrate \_\_\_\_\_

MOTION FOR CONTEMPT  
WITH INSTRUCTIONS FOR  
SERVICE

The party who has signed below asks this Court to find the other party in contempt for violating the prior order of this Court that was filed on \_\_\_\_\_ (date).

The portion of the prior order that the other party violated states (give exact words of prior order that you say he or she disobeyed): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

What the other party did that violated the court order was (give dates and what happened that you say violated the order): \_\_\_\_\_

\_\_\_\_\_

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Signature of Party Filing Motion

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Address

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***NOTICE TO PARTY AGAINST WHOM THE MOTION IN CONTEMPT IS FILED:***

FAILURE TO APPEAR AT THE HEARING SCHEDULED IN THIS MATTER MAY RESULT IN THE ISSUANCE OF AN ORDER OF ARREST AND, WHERE APPLICABLE, IN THE ISSUANCE OF AN ORDER FOR THE PAYMENT OF SUPPORT BY WITHHOLDING AN AMOUNT FROM YOUR PERSONAL EARNINGS OR BY WITHHOLDING OR DEDUCTION AN AMOUNT FROM SOME OTHER ASSET YOU MAY OWN.

YOU HAVE THE RIGHT TO COUNSEL AND IF YOU BELIEVE YOU ARE INDIGENT YOU MAY APPLY FOR COURT APPOINTED COUNSEL WITHIN THREE (3) BUSINESS DAYS AFTER YOUR RECEIPT OF THIS SUMMONS/NOTICE.

THE COURT MAY REFUSE TO GRANT A CONTINUANCE AT THE TIME OF THE HEARING FOR THE PURPOSE OF YOUR OBTAINING COUNSEL IF YOU FAIL TO MAKE A GOOD FAITH EFFORT TO RETAIN COUNSEL PRIOR TO THE HEARING.

IF YOU ARE FOUND GUILTY OF CONTEMPT, YOU MAY BE REQUIRED TO PAY ANY ATTORNEY FEES INCURRED BY THE REQUESTING PARTY AND THE COURT COSTS INCURRED IN THIS ACTION.

IF YOU ARE FOUND GUILTY OF CONTEMPT, THE COURT MAY IMPOSE ANY OF THE FOLLOWING PENALTIES (Ohio Revised Code Section 2705.05(A)):

- (1) FOR A FIRST OFFENSE, A FINE OF NOT MORE THAN \$250.00, A DEFINITE TERM OF IMPRISONMENT OF NOT MORE THAN 30 DAYS IN JAIL, OR BOTH;
- (2) FOR A SECOND OFFENSE, A FINE OF NOT MORE THAN \$500.00, A

DEFINITE TERM IF IMPRISONMENT OF NOT MORE THAN 60 DAYS  
IN JAIL, OR BOTH;

- (3) FOR A THIRD OR SUBSEQUENT OFFENSE, A FINE OF NOT MORE THAN \$1,000.00, A DEFINITE TERM OF IMPRISONMENT OF NOT MORE THAN 90 DAYS IN JAIL, OR BOTH.

Notice to the Filing Party: A Motion for Contempt must be served upon the other party through the Clerk of Courts' office, not just by you mailing a copy to the other party. You must tell the Clerk how to send or serve it.

INSTRUCTIONS TO THE CLERK OF COURTS FOR SERVICE:

Please issue service of the Motion for Contempt and Order to Appear and Show Cause upon \_\_\_\_\_ (name of other party) by the following method(s) (check one):

\_\_\_\_\_ Certified mail, return receipt requested, at the following address:  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Personal service by the Sheriff of the County in which the party resides.  
  
Address(es) where the party may be located (give home, work, or other locations – if work, give work hours):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Residence service by the Sheriff of the County in which the party resides at the following residence (home) address: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Signature of Filing Party