

IN THE SUPERIOR COURT OF COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
PETITIONER

CIVIL ACTION NUMBER:  
\_\_\_\_\_

\_\_\_\_\_  
RESPONDENT

MOTION FOR CITATION OF CONTEMPT

My name is \_\_\_\_\_ and I am the  
Movant in this *Motion for Citation of Contempt*. In support of my motion I state the following:

1.

This motion is being brought pursuant to O.C.G.A. § 15-1-4(a)(3).

2.

An Order was entered in this Court, Civil Action Number \_\_\_\_\_ RCD \_\_\_\_\_  
on *{insert date}* \_\_\_\_\_.

3.

A COPY OF THAT ORDER IS ATTACHED HERETO AS EXHIBIT A.

4.

(Choose only one: box a, b, or c)

a) The Respondent is a resident of Richmond County, subject to the jurisdiction of this Court, and may be personally served with a copy of this Petition at the following address:

\_\_\_\_\_  
[Street Address] [City] [State] [County] [Zip]

\_\_\_\_\_  
[Current Telephone Number]

b) The Respondent is not a resident of Richmond where the previous order was made. Respondent lives in \_\_\_\_\_ County, Georgia and may be personally served with a copy of this Petition at the following address:

\_\_\_\_\_  
[Street Address] [City] [State] [County] [Zip]

\_\_\_\_\_  
[Current Telephone Number]

e) The Respondent is subject to the jurisdiction of this Court pursuant to the Georgia Domestic Relations Long Arm Statute and may be personally served with a copy of this Petition by second original at the following address:

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(Use this paragraph when Respondent is a non-resident of Georgia and you seek a contempt action for failure to pay child support/alimony, to obtain health/life insurance coverage, to pay medical expenses, to turn over property, or to pay other expenses).

5.

In the above mentioned Order, Respondent was ordered:  
[CHECK ALL THAT APPLY]

- To pay child support to Petitioner but has failed to pay child support as Ordered and owes Petitioner \$ \_\_\_\_\_ as of the date of the filing of this petition.
- To allow Petitioner to visit with the Parties' minor child(ren) but has refused to do so as Ordered.
- To give to Petitioner the following possessions but has refused to do so:

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- Other:

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6.

Respondent was able to comply with the Order of this Court and willfully and without justification refused to comply with the Order of this Court.

7.

Respondent should be held in contempt of the Order of this Court and confined to the Richmond County Jail until Respondent complies with said Order.

8.

Respondent should be Ordered to reimburse Petitioner for payment of filing this action and the cost of service.

WHEREFORE, Petitioner respectfully requests:

- i. That process and summons issue as provided by law;
- ii. That Respondent be served with a copy of Petitioner's Motion for Citation of Contempt;
- iii. That Respondent be held in contempt for failure to obey the terms of this Court's Order;
- iv. That a Rule Nisi Hearing be set ordering Respondent to come to Court and show cause why Petitioner's Motion should not be granted;
- v. That the Court order any and all other relief that the Court finds appropriate.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
MOVANT *[Signature]*

\_\_\_\_\_  
*[Street Address]*

\_\_\_\_\_  
*[City]                    [State]   [County]                    [Zip]*

\_\_\_\_\_  
*[Current Telephone Number]*

Sworn and subscribed before me

This \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My commission expires: \_\_\_\_\_

IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY

STATE OF GEORGIA

\_\_\_\_\_  
PETITIONER )  
 )  
 )  
 )  
 )  
\_\_\_\_\_  
RESPONDENT )

CIVIL ACTION NUMBER:  
\_\_\_\_\_

**RULE NISI**

This action has been filed. Therefore, let the parties appear before the Honorable Judge \_\_\_\_\_, in the Superior Court of \_\_\_\_\_ County, Augusta Judicial Circuit, 735 James Brown BLVD, Augusta, Georgia, room \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_m. to show cause why the relief sought should not be granted.

So ORDERED this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
SUPERIOR COURT JUDGE/CLERK  
Augusta Judicial Circuit

IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

\_\_\_\_\_, )  
PLAINTIFF ) CIVIL ACTION FILE NUMBER:  
VS. ) \_\_\_\_\_  
\_\_\_\_\_, )  
DEFENDANT )

VERIFICATION OF CONTEMPT COMPLAINT

I, \_\_\_\_\_, personally, appeared before the undersigned Notary Public, and say under oath that I am the Plaintiff in the above-styled action and that the facts stated in the corresponding *Complaint for Contempt* are true and correct.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
PLAINTIFF [*Sign in front of notary*]

Sworn and subscribed before me  
This \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC  
My commission expires: \_\_\_\_\_

IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
PETITIONER

CIVIL ACTION NUMBER:  
\_\_\_\_\_

\_\_\_\_\_  
RESPONDENT

**FINAL ORDER ON MOTION FOR CITATION OF CONTEMPT**

This action came before the Court on a *Motion for Citation of Contempt* the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_. The Plaintiff appeared *Pro Se*.

- The Defendant also appeared and was/was not represented by Counsel.
- The Defendant did not appear.

The Court heard evidence and considered the same. It is hereby ORDERED and ADJUDGED that:

- Respondent IS NOT in willful contempt of this Court's Order in Civil Action Number \_\_\_\_\_ RCD \_\_\_\_\_ dated the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Therefore, *Petitioner's Motion for Citation of Contempt* should be and is DENIED.

- Respondent IS in willful contempt of this Court's Order in Civil Action Number \_\_\_\_\_ RCD \_\_\_\_\_ dated the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Specifically, Respondent is in contempt of the following provisions of the Order:

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

- The Court further finds that the Respondent owes Petitioner the sum of \$ \_\_\_\_\_. Respondent shall be incarcerated in the Richmond County Jail for the failure to pay the aforementioned amount. The incarceration is stayed and Respondent shall have until the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ to pay this amount. Respondent shall pay said amount directly to the Sheriff of Richmond County. The Sheriff shall release any and all sums collected to Petitioner upon the showing of proper identification. If Respondent

fails to pay said amount due, Respondent shall be incarcerated until such time as the money is paid or released by appropriate Order of this Court.

- The Court further finds that Respondent has willfully denied Petitioner reasonable visitation with the Parties' minor child(ren), to wit:

Name

Sex

Date of Birth

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Respondent is hereby ordered to allow Petitioner to visit with the above child(ren).

- The Court further finds that Respondent has willfully failed to give Petitioner the following possessions:

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- The Court hereby sets a Compliance Hearing in this case for the \_\_\_\_\_ day of \_\_\_\_\_.

- Other:

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SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
SUPERIOR COURT JUDGE  
Augusta Judicial Circuit