

## **INSTRUCTIONS FOR MOTION AND AFFIDAVIT FOR CONTEMPT (GENERAL)**

### **Heading**

- Fill in the county where the case is.
- Fill in the case number.

### **Caption**

- Fill in the name of the Petitioner/Plaintiff.
- Fill in the name of the Respondent/Defendant.

### **Introductory Paragraph**

- Fill in your name and check the box indicating whether you are the Petitioner/Plaintiff or the Respondent/Defendant.

### **Paragraph 1**

- Fill in the date of the Court's Order.
- Check the box indicating whether the other person is the Petitioner/Plaintiff or the Respondent/Defendant.
- Fill in the information about how the other person has violated the Court's Order.

### **Paragraph 2**

- Check the box indicating whether you are the Petitioner/Plaintiff or the Respondent/Defendant.

### **Request for action by the Court**

- Check the box indicating whether the other person is the Petitioner/Plaintiff or the Respondent/Defendant.

### **Signature**

- Fill in the date you are filing this.
- Sign.
- Print your name and address.

### **Notice and Certification**

- Fill in the judge's name.
- Fill in the county where the court is located.

- Fill in the name of the town where the court is located.
- Fill in the date and time of the hearing that the clerk has given you.
- Fill in the address of the other person and the date that you sent them a copy of the Motion and Affidavit.
- Sign.

### **Affidavit**

- Fill in your name and check the box indicating whether you are the Petitioner/Plaintiff or the Respondent/Defendant.
- Fill in the name of the other person.
- Fill in the date of the Order that the person has violated.
- Explain how they have violated the Order.

**THIS MUST BE SIGNED IN FRONT OF A NOTARY PUBLIC.**

COMMONWEALTH OF KENTUCKY  
\_\_\_\_\_  
DISTRICT/CIRCUIT COURT  
CIVIL ACTION NO. \_\_\_\_\_

PETITIONER/PLAINTIFF

\_\_\_\_\_  
(Print name of Petitioner/Plaintiff)

AND

**MOTION AND AFFIDAVIT FOR CONTEMPT**

RESPONDENT/DEFENDANT

\_\_\_\_\_  
(Print name of Respondent/Defendant)

\*\*\*   \*\*\*   \*\*\*

COMES ☐ the Petitioner OR ☐ the Respondent, *pro se*, in the case cited above, asks the Court to consider this Motion for Contempt.

AS GROUNDS for this Motion, the undersigned would state as follows:

1. On \_\_\_\_\_ this Court ordered ☐ the Petitioner/Plaintiff OR ☐ the Respondent/Defendant to do the following: \_\_\_\_\_

\_\_\_\_\_.

2. The undersigned has filed an Affidavit with this Motion showing that ☐ the Petitioner/Plaintiff OR ☐ the Respondent/Defendant has willfully failed to perform the action described above.

WHEREFORE, the undersigned would respectfully demand as follows:

1. That the Court find that ☐ the Petitioner/Plaintiff OR ☐ the Respondent/Defendant is in contempt of this Court's Order;

2. That the Court enter an appropriate Order; and

3. Any and all other relief to which they may be entitled.

Respectfully submitted this the \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
*PRO SE* (signature)

\_\_\_\_\_  
(printed name)

\_\_\_\_\_  
(address)

### NOTICE AND CERTIFICATION

The foregoing Motion shall come before Hon. \_\_\_\_\_, Judge  
of the \_\_\_\_\_ District/Circuit Court, in \_\_\_\_\_, Kentucky, on  
\_\_\_\_\_, 20\_\_\_\_, at the hour of \_\_\_\_\_ am/pm.

This is to certify that a true and correct copy of the foregoing Motion, has been served upon  
the ☐ Petitioner/Plaintiff OR ☐ Respondent/Defendant by mailing same to them by First Class  
Mail to their last known address, \_\_\_\_\_ postage pre-paid, this  
the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
*PRO SE*

**AFFIDAVIT**

I, \_\_\_\_\_, ☐ the Petitioner/Plaintiff OR ☐ the Respondent/Defendant in this case, state that \_\_\_\_\_ has failed to comply with the Order issued by this Court on \_\_\_\_\_. They have not complied with the Order in the following way(s): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

Respectfully submitted,

\_\_\_\_\_  
*PRO SE*

Subscribed and sworn to before me by \_\_\_\_\_, to me personally known and/or properly identified, this the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC, STATE AT LARGE

My commission expires: \_\_\_\_\_.  
Commission ID#: \_\_\_\_\_.

COMMONWEALTH OF KENTUCKY  
\_\_\_\_\_  
DISTRICT/CIRCUIT COURT  
CIVIL ACTION NO. \_\_\_\_\_

PETITIONER/PLAINTIFF

\_\_\_\_\_  
(Print name of Petitioner/Plaintiff)

AND

**ORDER OF CONTEMPT**

RESPONDENT/DEFENDANT

\_\_\_\_\_  
(Print name of Respondent/Defendant)

\*\*\* \*\*

This matter having come before the Court upon Motion of the ☐ the Petitioner/Plaintiff  
OR ☐ the Respondent/Defendant in the case cited above, and the Court being sufficiently advised

IT IS HEREBY ORDERED as follows:

1. ☐ A hearing was held on \_\_\_\_\_. The Court finds that the  
Petitioner/Plaintiff OR ☐ the Respondent/Defendant is in willful violation of this Court's prior  
Order dated \_\_\_\_\_. The party may purge themselves of contempt by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

OR

2. ☐ The Petitioner/Plaintiff OR ☐ The Respondent/Defendant shall appear before  
this Court at \_\_\_\_\_ [ ] a.m. [ ] p.m. on \_\_\_\_\_ to show cause if any they can  
why they should not be held in contempt for their willful failure to abide by this Court's Order  
dated \_\_\_\_\_. Failure to appear may result in a warrant being issued for their  
arrest. They have a right to have counsel appear with them at the show cause hearing.

So ordered this the \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
JUDGE

Person to be served: \_\_\_\_\_

Last known address: \_\_\_\_\_

\_\_\_\_\_

**Proof of Service**

This Order was served by personally delivering a true copy to: \_\_\_\_\_

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

Served by: \_\_\_\_\_

\_\_\_\_\_ Title