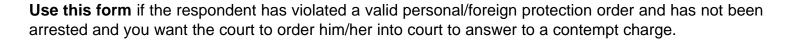
Motion and Order to Show Cause for Violating Valid Personal/Foreign Protection Order



(Form CC 382)

INSTRUCTIONS FOR COMPLETING "MOTION AND ORDER TO SHOW CAUSE FOR VIOLATING VALID PERSONAL/FOREIGN PROTECTION ORDER"

Use this form if the respondent has violated your valid personal/foreign protection order and you want the court to order him/her into court to answer a contempt charge.

Please print neatly.

Items A through E must be completed before you give this form to the court clerk. Please read the instruction for each item. Then fill in the correct information for that item on the form.

- A Fill in the case number only if you are filing this form in the same court where you got your order. If you are filing this form in a court other than the one that gave you your valid personal/foreign protection order, the clerk will enter the name of the respondent in this space.
- B Fill in the "petitioner" and "respondent" as it appears in your order (i.e. form CC 376 or CC 380). If the date of birth for the respondent is known, please include it.
- Write in the date of your valid personal/foreign protection order, the name of the court that signed your order, and the name of the judge who signed the order. Get this information from your order. You must attach a copy of your valid personal/foreign protection order and either proof of service on or notification to the respondent of this order. If you don't have a copy of your order, ask the clerk for a copy. There may be a copy fee.
- **Explain in** as much **detail** as possible what the respondent has done to violate the personal/foreign protection order. You must attach any supporting documents. Make four copies of all supporting documents.
- Sign your name in front of a notary public. Take the form and the supporting documents to the county clerk. The clerk will keep one white copy and a set of the supporting documents and return the white, green, blue, pink, and yellow copies and remaining supporting documents to you.

What to do next.

- 1. Ask the county clerk for instructions for getting the motion and order to the judge. You need the green, blue, pink, and yellow copies of the form and one set of supporting documents for the judge. Keep the white copy and the remaining two sets of supporting documents for yourself until you get the pink copy back. Ask when to come back for the signed order.
- 2. Pick up the order on the day and time you were told to pick up the order. When you leave, you should have the blue, pink, and yellow copies.
- 3. You must have the blue copy with one set of supporting documents personally served on the respondent at least 7 days before the hearing.
- 4. If the respondent is under 18 years of age, additional copies must be served on the respondent's parent(s), guardian(s), or custodian(s) at the addresses found on the proof of service of the protection order.
- 5. Have the process server return to the county clerk's office with the yellow copy. Make sure you keep the pink copy and one set of supporting documents for yourself.
- **6.** Attend the hearing.

Refer to the Instructions for Personal Protection Orders, page 8 for details on attending a hearing.

Original - Court

1st copy - Judge/Assignment clerk (green)

2nd copy - Respondent (blue) 3rd copy - Petitioner (pink)

4th copy - Return (yellow)

Approved, SCAO

STATE OF MICHIGAN **JUDICIAL CIRCUIT** COUNTY

MOTION AND ORDER TO SHOW CAUSE FOR VIOLATING VALID PERSONAL/ ECDEIGN DECTECTION OFFE

A	CASE NO.
In the mat	ter of contempt of

	FOREIGN PROTECTION ORDER	<u> </u>
urt address		Court telephone no.
Petitioner's name	V Respondent's n	name, address, and telephone no.
Address and telephone no. where cour	t can reach petitioner	
		Date of birth, if known
	AFFIDAVIT AND MOTION	
1. I am the protected party in a v	valid personal/foreign protection order dated _	and
issued by the	Court, case	number
	order and either proof of service on or notif	
The respondent has violated the Explain what has happened and income.	he order by doing the following: clude dates, times, and events (attach any supporting do	ocuments, such as a complaint filed with the police).
I request the court to order the warrant for the arrest of the re	e respondent to appear at a specified time to a	answer a contempt charge or to issue a bench
wanani for the affest of the re	sspondent.	
4. This affidavit is made on my per	rsonal knowledge and, if sworn as a witness, I ca	an testify competently to the facts in this affidavit.
	Signature	
Subscribed and sworn to before	me on Date	County, Michigan.
My commission expires:		
Notary public, State of Michigan,		
ITIS ORDERED:	ORDER	
☐ 5. The respondent is ordered	to appear before this court on	at
the court address abo	ove Date	Time
Failure to appear for this co		lating a valid personal/foreign protection order. t being issued for the respondent's arrest. The lays before the hearing date.
	sued for the respondent's arrest to answer a co	
te	Judge	Bar no.

If you require special accommodations to use the court because of disabilities, or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements. MCR 3.708(B)

Original - Court

1st copy - Judge/Assignment clerk (green) 2nd copy - Resondent (blue)

3rd copy - Petitioner (pink) 4th copy - Return (yellow)

Approved, SCAO

STATE OF MICHIGAN **JUDICIAL CIRCUIT** COUNTY

MOTION AND ORDER TO SHOW CAUSE FOR VIOLATING VALID PERSONAL/ FOREIGN PROTECTION ORDER

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CASE NO.

In the matter of contempt of

B	Petitioner's name	v	Respondent's name, address, and telephone no.
_		_	

2. Continued:

The respondent has violated this order by doing the following:

PROOF OF SERVICE

Motion and Order to Show Cause for Violating Personal Protection Order Case No.

TO PROCESS SERVER: You must serve the copies of the motion and order to show cause for violating a valid personal/foreign protection order and file proof of service with the court clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

		CERTIFIC	CATE/AFFIDAVIT	OF SERVICE/NONSERVICE	
I certify that I am court officer, or a		uty sheriff, b	ailiff, appointed	Being first duly sworn, I state	COCESS SERVER that I am a legally competent officer of a corporate party, and
☐ I served a copy on:	of the motion	and order to	show cause for viol	ating a valid personal/foreign prote	ection order by personal service
Respondent's na	ame		Complete address	of service	Day, date, time
			y of the motion and ave been unable to	order to show cause for violating a complete service.	valid personal/foreign protection
Respondent's name			Complete address	of service	
I declare that the st	tatements ab	ove are true	to the best of my in	formation, knowledge, and belief.	
Service fee	Miles traveled	Fee \$		Signature	
Incorrect address fee \$	Miles traveled		TOTAL FEE	Name (type or print) Title	
Subscribed and sv	worn to befor	e me on)	,	County, Michigan.
My commission ex	xpires:		Signature	Deputy court clerk/Notary public	
Notary public, Stat	te of Michiga	n, County of			
			ACKNOWLEDGN	MENT OF SERVICE	
I acknowledge tha	t I have recei	ved a copy o	f the motion and or	der to show cause for violating a	valid personal/foreign protection
order on	ime				

Signature of respondent