

INSTRUCTIONS FOR COMPLETING THE AFFIDAVIT AND MOTION FOR BENCH WARRANT AND COMMITMENT TO ISSUE (Enforcement of Order for Child Support)

HEADING

The heading on this pleading should be the same as the heading in the original action for divorce, legal separation, paternity, or child support. The case number will also be the same.

- Choose the county in the drop down box below the first blank.
- Enter the name of the plaintiff exactly as on the original.
- Enter the name of the defendant exactly as on the original.
- The clerk of the district court assigned a case number when the original action was filed. You must include that case number on any papers you file.

IN THE DISTRICT COURT OF _____ COUNTY, NEBRASKA
Choose the county | county where original action filed

(name of person listed as plaintiff in original action)

Plaintiff,

vs.

Case No. CI _____
(case number assigned by clerk of court)

(name of person listed as defendant in original action)

BODY OF AFFIDAVIT AND MOTION FOR BENCH WARRANT

This paragraph does not have a number. (The term “Child Support” shall include child support, health care expense, and/or childcare expense.)

- Enter your first, middle, and last names.
- Enter the first, middle, and last names of the person who was ordered to pay child support.

A. COMES NOW _____, without assistance of an
(your name)

attorney, and moves the court to take judicial notice of the court file in the above case and to issue

B. a Warrant and Commitment for _____ for the following reason:
(name of person ordered to pay child support)

The numbers below give instructions for completing the paragraphs with the same numbers in the Affidavit and Application for Order to Show Cause:

Paragraph 1.

- In the first blank, enter the name of the county where the original divorce, legal separation, paternity, or other child support action was filed.

1. That the District Court of _____ County entered an order on
(county where original action was filed)

- In the second blank, enter the date the judge signed the order finding the party in contempt.

- In the third blank, enter the first, middle, and last names of the person ordered to pay child support.

_____, finding _____
(date of order finding contempt) (name of person ordered to pay child support)

d) In the fourth blank, enter the first, middle, and last names of the person ordered to pay child support.

previously ordered by the court. The court sentenced d) _____
(name of person ordered to pay child support)

e) In the fifth blank, fill in the number of days the person was sentenced in the contempt order.

to e) _____ days in jail.
(number of days of sentence)

Paragraph 2.

f) Enter the first, middle, and last names of the person ordered to pay child support.

2. That the district court allowed f) _____ the
(name of person ordered to pay child support)

g) In the large outlined box, check the box(es) that correspond to the purge opportunity provided for in the order of Child Support Contemp. This is the prior order that the judge filled out after the contempt hearing, ordering a sentence with purge plan.

h) For each statement that you checked the box for:

- a. enter the amount in the first blank,
- b. enter the date the payments were to begin in the second box, and
- c. enter for how many months the payments were to continue in the third box.

g)

<input type="checkbox"/>	child support of a. _____ per month beginning <small>(amount of monthly child support ordered)</small>
b.	_____ for c. _____ consecutive months. <small>(date purge plan for child support ordered to begin) (length of purge plan)</small>
<input type="checkbox"/>	childcare expenses of _____ per month beginning <small>(amount of child-care expenses ordered)</small>
_____	_____ for _____ consecutive months. <small>(date purge plan for childcare ordered to begin) (length of purge plan)</small>
<input type="checkbox"/>	health-related expenses of _____ per month beginning <small>(amount of health-care expenses ordered)</small>
_____	_____ for _____ consecutive months. <small>(date purge plan for health care ordered to begin) (length of purge plan)</small>

Paragraph 3.

i) In the first blank, enter the first, middle and last names of the person ordered to pay child support.

i) _____ has failed to make the payments
(name of person ordered to pay child support)

required by the purge plan. Check all that apply:

FINAL SIGNATURE

- a. **DO NOT SIGN THE AFFIDAVIT AND MOTION UNTIL YOU ARE BEFORE A NOTARY PUBLIC.**
- b. Enter the date.
- c. Print your first, middle, and last names.
- d. Enter your full street address.
- e. Enter your city, state, and ZIP code.
- f. Enter your telephone number, including the area code.
- g. Enter your email address, if any.

a.	_____	b.	Date _____
	Your Signature		
c.	_____		
	Your Full Name		
d.	_____		
	Your Full Street Address/P.O. Box		
e.	_____		
	City/State/ZIP Code		
f.	_____	g.	_____
	Phone		E-mail Address

VERIFICATION

- h. In the blank following "County of," enter the name of the county where you are signing the document.
- i. In the blank following "I," print your first, middle, and last names.

This form must be signed and sworn to in the presence of a Notary Public. You will sign your name and swear under oath that everything in the Affidavit and Application for Order to Show Cause is a true statement.

VERIFICATION

	STATE OF NEBRASKA)	
)	SS
h.	COUNTY OF _____)	
	(county where notarized)		
i.	I, _____,		first being sworn upon oath,
	(your full name)		