

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

**Use this form** if the respondent has violated a valid personal/foreign protection order and has not been arrested and you want the court to order him/her into court to answer to a contempt charge.

By filling in this form, you are asking the court to order the respondent into court to answer a contempt charge. You must have the form dated and signed by a notary public.

(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.
- C** 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.
- D** **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.
- E** 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.