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Except: - Continuation pages for any paragraph
- Items specifically required by the Petition form
- Items which the Support Magistrate or Judge has directed you to provide

*** For Office use only ***

**FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF BROOME**

In the Matter of

Family File No: _____

First Name MI Last Name

Docket No: _____

Petitioner

-against-

**PETITION FOR VIOLATION OF A
COURT ORDER OF:**

First Name MI Last Name

Respondent

CHILD SUPPORT

SPOUSAL SUPPORT

Other: _____

WARNING: THE PURPOSE OF THE HEARING REQUESTED IN THIS PETITION MAY INCLUDE A REQUEST TO PUNISH THE RESPONDENT FOR CONTEMPT OF COURT, WHICH MAY INCLUDE SANCTIONS OF A FINE OR IMPRISONMENT OR BOTH. YOUR FAILURE TO APPEAR IN COURT MAY RESULT IN YOUR IMMEDIATE ARREST AND IMPRISONMENT FOR CONTEMPT OF COURT.

THE PETITIONER, BEING DULY SWORN, STATES THAT:

I reside at: _____
Street Apt# City State Zip

Phone: Cell: () _____ Home: () _____ Work: () _____

Respondent resides at: _____
Street Apt# City State Zip

Phone: Cell: () _____ Home: () _____ Work: () _____

1. Respondent is my spouse; my former spouse; my parent; we have a child(ren) in common; other: _____

2. The relationship of each party to the child(ren) named below is:

	<u>Mother</u>	<u>Father</u>	<u>Other</u>
Petitioner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Respondent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

3. The children who are the subjects of this proceeding are:

<u>NAME</u>	<u>DOB</u>	<u>LIVES WITH</u>		<u>Male</u>	<u>Female</u>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP	<input type="checkbox"/>	<input type="checkbox"/>

4. In the original proceeding which resulted in this Order, I was the Petitioner Respondent.

5. By order of this Court, dated _____, Respondent was directed to: _____

6. The Respondent [willfully] violated the Order of the Court by the following actions (be specific and include date, time, and place if relevant): _____

7. I have have not applied to any other court alleging the same violation alleged here. If so, state the court, date, and outcome: _____

8. Check which applies to you:
- I have applied for child support services with the Broome County Support Collection Unit (IV-D Program).
 - I am applying for child support enforcement services by filing this petition.
 - I do not wish to apply for child support services.
 - I am not eligible for child support enforcement services because only spousal support is sought.

WHEREFORE, I REQUEST THAT THE RESPONDENT BE FOUND TO BE IN CONTEMPT OF COURT AND DEALT WITH IN ACCORDANCE WITH APPLICABLE PROVISIONS OF THE LAW.

Petitioner (print or type name)

Signature

Attorney's Name, if applicable (print or type name)

Attorney's Signature

NOTICE

(1) **COST OF LIVING ADJUSTMENT:** A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS PETITION SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN 24 MONTHS AFTER SUCH ORDER WAS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHLD SUPPORT STANDARDS ACT.

(2) **ADJUSTMENT FOR CHILDREN RECEIVING FAMILY ASSISTANCE:** A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN 24 MONTHS AFTER SUCH ORDER WAS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

(3) **FAILURE TO NOTIFY SCU OF ADDRESS CHANGE:** WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.