

State of Tennessee
Rutherford County



File Number _____
Court _____

Motion and Affidavit for Contempt of Ex Parte Order of Protection

In the case of:

Petitioner
V

Respondent

Address

Sex	Race	Height	Weight	Eyes	Hair	SSN
Other Distinguishing Features						
Workplace						
Vehicle						
Owns Firearm(s)						

The Affiant deposes the following:

A valid Ex Parte Protective Order as set forth in T.C.A. § 36-3-605 is still in **effect** as ordered on _____ *(last date of modification)*

The Ex Parte Ordered:

1. That the respondent shall not commit or threaten to commit domestic abuse, stalking or sexual assault against the petitioner or petitioner's minor children.
2. That the respondent shall not telephone, contact, or otherwise communicate with the petitioner, directly or indirectly.

The Respondent was **served** with the most recent Order on _____

date

The Respondent **violated** the Ex Parte Protective Order in Rutherford County on _____

date

In that:

If Affiant is a sworn officer, please include a copy of the related police report.

The Affiant respectfully requests:

The Respondent be placed under arrest for violation of the Ex Parte Protective Order of protection as set forth in TCA 36-3-6-12.

The Respondent be required to appear before this court and show cause why s/he should not be held in contempt of court.

The hearing be held as soon as possible.

The Respondent be adjudged to be in contempt of court and be punished accordingly by fine or incarceration

The Respondent pay the costs of this action.

For such other relief found to be necessary.

State of Tennessee, County of Rutherford

(Affiant)

_____, after being duly sworn according to law and makes oath that the facts and allegations contained in the foregoing affidavit are true and correct to the best of his/her knowledge, information and belief.

Affiant Signature

Sworn and subscribed to me on _____ *date*

Notary Public or Clerk of Court
Commission Expires _____

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ORDER TO APPEAR

Based on the aforementioned petition for contempt, the court finds that there is cause to order the respondent to appear and show cause why s/he has not been in compliance with the courts order.

The respondent is hereby ordered to appear before this court and show cause why s/he should not be held in contempt of court on the allegation presented and the relief sought in the aforementioned petition for contempt.

The respondent shall appear on _____ at 9:00 am Rutherford County Judicial Building room 210

Judge

Date

OR

A law Enforcement Agency with Jurisdiction may arrest without a warrant pursuant to 36-3-611. A court date and bond will be set pursuant to 36-3-612.

The court further finds there is cause to attach the body of the respondent under bond until the next available court date.

ORDER OF ATTACHMENT

To the Law Enforcement Agency or Magistrate with Jurisdiction for this case:

You are hereby commanded to attach the body of the above named respondent taking him/her into custody under a bond with proper surety in the amount of \$ _____

The respondent shall appear on _____ at 9:00 am Rutherford County Judicial Building room 210

Judge

Date

OFFICER'S RETURN OF SERVICE

Executed by

By personally reading the Notice to Appear to the respondent and giving them a copy of the petition and order

Or

By arresting the respondent and reading the Notice to Appear to the respondent and giving them a copy of the petition and order

Date

Officers Signature

(This order to appear or order to attach must be served by the Sheriff)

I hereby certify that a true and exact copy of the foregoing **ORDER** has been forwarded postage prepaid via US Mail to the plaintiff and to the defendant, at their respective last known addresses of record, on

Date _____ By _____