

Form CC 382

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.

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 clearly.

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" name, address, and telephone number as it appears in your order (i.e. form CC 376 or CC 380). Do **not** include the respondent's driver's license number or date of birth.
- 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 copy and a set of the supporting documents and return the remaining copies and 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 four copies of the form and one set of supporting documents for the judge. Keep one copy and the remaining two sets of supporting documents for yourself until you get a 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 three copies.
3. You must have one 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 proof of service. Make sure you keep one copy and one set of supporting documents for yourself.
6. Attend the hearing.

For more information about personal protection orders, [visit www.michiganlegalhelp.org](http://www.michiganlegalhelp.org).