

SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

<p>_____, Plaintiff/Petitioner,</p> <p>vs.</p> <p>_____, Defendant/Respondent.</p>		<p>Civil Action</p> <p>Case Number _____</p>
--	--	--

**PETITION FOR CITATION FOR CONTEMPT
AND MODIFICATION OF CHILD SUPPORT**

My name is _____, and I am representing myself in this action. In support of my case, I state the following:

1. Jurisdiction and Venue:

[Check only one of the following, either (a), (b) or (c)]

(a) Defendant/Respondent is a resident of Gwinnett County, Georgia and is subject to the jurisdiction of this Court as a result of the prior Order entered by this Court.

(b) Defendant/Respondent is a resident of _____ County, Georgia and is subject to the jurisdiction of this Court as a result of the prior Order entered by this Court.

(c) Defendant/Respondent is not a resident of Georgia, but is subject to the contempt jurisdiction of this Court as a result of the prior Order entered by this Court.

2. Service of Process: Defendant/Respondent shall be served as provided under OCGA § 9-11-4, in the following manner:

[Check only one of the following, either (a) or (b)]

(a) Defendant/Respondent has acknowledged service of process. I am filing the Acknowledgment of Service (which has been signed by the Respondent) with this Petition.

(b) Defendant/Respondent may be served by the Sheriff's Department at the Defendant/Respondent's home work address, which is:

(b-1) [Check only if Defendant/Respondent resides outside of Gwinnett County.]
Defendant/Respondent resides outside of Gwinnett County, and shall therefore be served by second original, as provided under OCGA § 9-10-72. Service shall be made by the Sheriff's Department in the county where Defendant/Respondent resides.

3. An Order was entered in the Superior Court of Gwinnett County, Civil Action File No. _____ on _____ (date). A copy of that Order is attached.

4. In the prior Order, Defendant/Respondent was ordered to [check all that apply]:

(a) pay Plaintiff/Petitioner \$ _____ per _____ in child support and, as of the date of the filing of this Petition, owes to the Plaintiff/Petitioner the following amount: \$ _____

(b) To pay for and have medical insurance for the minor child(ren).

(c) To pay Plaintiff/Petitioner back for medical bills in the amount of \$ _____

(d) Other: _____

5. Defendant/Respondent was able to do what the Court ordered.
Defendant/Respondent's refusal to do so is willful.
6. Defendant/Respondent should be held in contempt of this Court's Order and incarcerated until such time as he/she purges him/herself of this contempt.
7. Defendant/Respondent should be ordered to reimburse the Plaintiff/Petitioner for payment in filing this action and for cost of service.
8. Since the date of the Court's order [*Check all that apply*]:
- (a) **Change in Petitioner's Income.** There has been a substantial change in my income or financial status which increases decreases my ability to pay the amount of child support previously awarded.
- (b) **Change in Respondent's Income.** There has been a substantial change in the income or financial status of the Defendant/Respondent which increases decreases his/her ability to pay the amount of child support previously awarded.
- (c) There has been a substantial change in the needs of the children as follows:

- (d) The obligation for support has terminated for the following reason(s):

9. I have not filed a petition for modification within two years of the filing of this petition.

WHEREFORE, I respectfully request the following relief [*check all that apply*]:

- (a) That process and summons issue as provided by law;
- (b) That Defendant/Respondent be served with a copy of this Petition;
- (c) That Defendant/Respondent be held in contempt and incarcerated for failure to comply with the Court's Order;

- (d) That a Rule Nisi be scheduled by the Court to decide on the relief I have requested;
- (e) That the order awarding child support be increased decreased terminated ;
- (f) That the Court order the parties to participate in mediation to try to resolve this matter;
- (g) That Defendant/Respondent be required to pay all costs of this action; and
- (h) That the Court order any and all other relief that the Court finds appropriate

Dated: _____

Plaintiff *Pro se*

Name: _____

Address: _____

City, State ZIP

Phone: _____

Email: _____

SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

_____, Plaintiff/Petitioner, vs. _____, Defendant/Respondent.		Civil Action Case Number _____
---	--	-----------------------------------

VERIFICATION

PERSONALLY APPEARED BEFORE ME, the undersigned officer authorized to administer oaths, _____ who after having been duly sworn, on oath depose and states that the facts contained in the foregoing *Petition for Citation for Contempt and Modification of Child Support* are true and correct.

Dated: _____
 Plaintiff/Petitioner

Subscribed and sworn before me on
_____, 20__.

Notary Public