

## Order to Show Cause Guideline Form

*This form serves to alert you that your filing may not comport to statutes or rules and to afford you the opportunity to make corrections. It is an overview of requirements and does not cover every circumstance.*

Title of Action: \_\_\_\_\_ Index # \_\_\_\_\_

Please note the following:

### Order to Show Cause

- All forms being submitted shall be fully completed with legible print using black ink
- Proper Heading (Jurat)       **Fax # on legal back**
- Proper "Show Cause" statement
- Affidavit in Support (signed - dated - notarized)
- Part 130 Certification
- Exhibit tab on each supporting document identified and noted in the order to show cause
- CPLR 2217 prior or no prior application in this or any other court statement (affidavit or affirmation)

### In addition

#### For New Actions

- Request for Judicial Intervention (RJI) with payment stamped by County Clerk
- Stamped Copy of Summons with Notice or Summons and Complaint
- Simultaneous personal service of Summons Clause within Order to Show Cause when made by plaintiff, unless affidavits show previous service

#### For Money Requests - (Child Support, Maintenance)

- Net Worth Statement (signed - dated - notarized - **total net worth section completed**)
- Child Support Registry Form
- Maintenance worksheet & calculation, if deviation articulation of 19 factors relied upon and reasons for deviation

#### For Counsel Fee Requests - attorney affirmation required

- Retainer Agreement (signed by attorney and client)       Net worth Statement, if not filed previously

#### For Order of Protection Requests

- Family Offense Registry Form (Fully completed)       T.O.P. Form

#### For Contempt Applications

- Proper Warning and Notice pursuant to Judicial Law 756.
- Copy of order or judgment that contempt application is based on and any transcript or signed agreements that would support your application.
- Personal service on other party

#### For All Post-Judgment Applications (first time applications from uncontested actions require an RJI)

- Copy of signed Judgment

#### For Enforcement of Judgment & first-time post judgment applications made by prevailing side

- Copy of signed Judgment with proof of service and notice of entry (prevailing party only) along with any signed agreements or transcript that would support your application

#### For Emergency Applications (An attorney with knowledge of the action is required to appear)

- Separate Affidavit of Emergency (nature of emergency explained - signed - dated - notarized)

#### For Modification of an existing child support order or child support arrears

- Updated Net Worth Statement (signed - dated - notarized)

#### For Up Front (ex-parte) Preliminary Injunctive Relief: Temporary Restraining Orders etc.

- Affirmation or affidavit includes information in compliance with UCR 202.7 (f)