

**ORDER OF ARREARAGE/CONTEMPT  
NON-PAYMENT OF SUPPORT**

Court Case Number

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, ALABAMA

STATE OF ALABAMA, ex rel.

Plaintiff \_\_\_\_\_ vs. Defendant \_\_\_\_\_  
Address \_\_\_\_\_ Address \_\_\_\_\_  
\_\_\_\_\_

This cause, coming to be heard on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, was submitted upon the Contempt Petition to Show Cause why the  Defendant OR  Plaintiff should not be held in contempt for failure to pay support as previously ordered. The  Defendant OR  Plaintiff was present and was advised as to the nature of these proceedings and the possible punishment(s) should he/she be found to be in contempt of court. Sworn testimony was taken and the Court considered the evidence admitted AND/OR any and all agreements of the parties. This Court hereby finds as follows:

1. The  Defendant OR  Plaintiff was ordered by the \_\_\_\_\_ Court of \_\_\_\_\_ County on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, to pay support in specified periodic payments.
2. The  Defendant OR  Plaintiff  has  has not failed to comply with the previous order of support and is \$\_\_\_\_\_ in arrears and interest as of the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.
3. The  Defendant's OR  Plaintiff's failure to make the said support payments  is or  is not due to his/her willful neglect and  is or  is not due to an inability to pay.
4. The  Plaintiff OR  Defendant was ordered by the \_\_\_\_\_ Court of \_\_\_\_\_ County, Alabama on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, to provide health care coverage and/or cash medical support as follows:  
\_\_\_\_\_
5. The  Plaintiff OR  Defendant has failed to comply with the previous order to provide health care coverage and/or cash medical support.
6. The  Plaintiff's OR  Defendant's failure to provide health care coverage and/or cash medical support is because of the  Plaintiff's OR  Defendant's willful neglect and is not because of an inability to provide health care coverage and/or cash medical support.

It is therefore **ORDERED** by this Court as follows:

1. Judgment is hereby rendered in favor of the  Defendant OR  Plaintiff and against the  Defendant OR  Plaintiff in the amount of \$\_\_\_\_\_ for the support arrearage and interest determined due as of the above date.
2. The  Defendant OR  Plaintiff  is or  is not declared to be "IN CONTEMPT OF COURT" because of his/her  willful or  excusable failure to pay support as previously ordered. A separate Order of Withholding is specifically incorporated herein as a part of this Order.
3. The  Defendant OR  Plaintiff after being advised as to how he/she might be purged of contempt and having failed to do so and having failed to show why the sentence of law should not be imposed, is hereby ordered incarcerated in the county jail until such time as the  Defendant OR  Plaintiff is purged of contempt by the following action:  
\_\_\_\_\_

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The sentence  is or  is not suspended on the following conditions:

- Defendant OR  Plaintiff pay \$\_\_\_\_\_ per \_\_\_\_\_ as current child support and \$\_\_\_\_\_ per \_\_\_\_\_ toward child support arrearages totaling \$\_\_\_\_\_.
- Defendant OR  Plaintiff pay \$\_\_\_\_\_ per \_\_\_\_\_ toward current spousal support and \$\_\_\_\_\_ per \_\_\_\_\_ toward spousal support arrearages totaling \$\_\_\_\_\_.
- Defendant OR  Plaintiff pay \$\_\_\_\_\_ per \_\_\_\_\_ toward medical support arrearages totaling \$\_\_\_\_\_.
- Defendant OR  Plaintiff pay interest on the above arrearages totaling \$\_\_\_\_\_.
- Defendant OR  Plaintiff must provide health care coverage.

4. Said sum(s) are to be reduced to a judgment for which execution issue. Interest will continue to accrue on said child support, medical support, and spousal support arrearage until the judgment has been satisfied in full as provided in the Code of Alabama, Section 8-8-10.

5. All the above specified payments are to begin on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and are to be made directly by the  Defendant OR  Plaintiff and are payable to **Alabama Child Support Payment Center** at **P.O. Box 244015, Montgomery, AL 36124-4015**, OR

All the above specified payments are to be paid pursuant to this Court's separate Order of Withholding which this Court directs be served upon the  Defendant's employer or  Plaintiff's employer or  Department of Industrial Relations at this time.

6. The  Defendant OR  Plaintiff shall notify \_\_\_\_\_ of any changes of address, employment, or lapses or changes in health care coverage (if applicable).

7. Cost of these proceedings are hereby taxed as follows:  against Plaintiff, for which let execution issue;  against Defendant, for which let execution issue;  Waived.

8. Reference is hereby made in this order of Arrearage/Contempt Non-payment of Support to a separate income withholding order, the entry of which is required of this court by law, and which is specifically incorporated herein is part of this court's order in this case.

9. If the support payments are ordered paid directly to the Clerk/Register of this Court, there shall be paid an additional \$1.00 administrative fee as provided in Section 12-19-26, Code of Alabama 1975, with each periodic payment.

10. Other: \_\_\_\_\_

**DONE** this the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
JUDGE