

## Chapter 1 : Enforcing a Court Order | nidirect

*If a judgment or order is set aside, any enforcement of the judgment or order shall cease to have effect unless the court otherwise orders. Footnotes c*

As stressful as it may be, sharing parental responsibilities creates continual issues. This can be especially tedious when dealing with an uncooperative ex-spouse or biological parent. When the noncompliance of time-sharing and alimony payments becomes an issue, The Virga Law Firm will fight for what the court has entitled you to. In the case of noncompliance, our team of experienced attorneys will diligently seek the appropriate legal measures. Florida statute enables the court to provide certain remedies depending on the specific circumstances of your case. Let our skilled Florida Contempt and Enforcement Lawyers determine your best path forward. Even if changing circumstances have made abiding court orders difficult, we can defend you from harmful contempt actions against you. There is a difference between willful disobedience of a court order and the simple inability to comply. Our staff will thoroughly investigate the specifics of your case to present an accurate reflection of your current situation. With our Florida Contempt and Enforcement Lawyers, you will receive a personalized approach coupled with years of courtroom knowledge. For question concerning contempt and enforcement issues, call our law office to schedule a consultation today. Alimony and Time-Sharing Enforcement Florida courts may take steps to encourage compliance from an uncooperative party. Failure to pay child support or denying a parent court ordered time-sharing might carry severe consequences. Courts consider the matter an indirect civil contempt issue. Civil contempt aims to coerce future compliance rather than enforce criminal penalty. Indirect means the contempt occurs outside of the courtroom. If court determines the failure to comply was willful, Florida courts may take several different measures to compel compliance. Our team of Florida Lawyers utilizes extensive experience and a meticulous approach to determine your most effective course of action. Let our family law experts handle you alimony and time-sharing enforcement needs. We will ensure your interests are properly defended. If this happens, you can find yourself subject to a contempt claim against you. Sometimes the failure to comply falls outside the constructs of a willful action. For example, if you suffered a loss of employment that impacts your financial ability to comply, that is not contempt. Our team of Florida Contempt Attorneys will help you accurately portray your current circumstances to the court. We can help defend your interests against damaging contempt litigation. After skillful representation of your situation, we will seek a modification to the previous order to take into account the change in your financial circumstances. No court wishes to burden a party beyond their ability to pay. Let us assemble the necessary facts needed to faithfully display your position. In cases of custody , child support , and alimony related contempt, The Virga Law Firm is here to defend your legal interests. Our trial-tested attorneys are experienced in both defending against inapplicable contempt claims and pursuing willful violators. Call our office at to schedule a consultation with one of our Florida Contempt and Enforcement Lawyers. Contact Us Today Please enter your first name. Last Name Please enter your last name. Please enter your email address. Please enter your phone number. You entered an invalid number. Are you a new client? Please make a selection. Please select an option.

### Chapter 2 : Enforcement of Court Orders | Florida Lawyer

*Numerous options are available to a creditor seeking enforcement of an order for payment of a debt, including seeking a warrant to seize property, attachment of earnings, attachment of debt and warrant of seizure and sale.*

Unfortunately, this is not always the case. Ex-spouses may not always be in compliance with these orders as a result of financial difficulties, relocation, or other matters. If the divorce was a contested one, one spouse may want to get back at the other and willfully ignore these orders. Whatever the reason for the non-compliance, Vivien I. Stark, a skilled New York City divorce attorney, helps former husbands and wives who find themselves in the situation of being frustrated, upset, or angry due to the non-compliance of the other party in the divorce action. We will petition the court on your behalf to have these existing orders enforced. On the other hand, if your ex-spouse has made false charges against you regarding your failure to follow these agreements, we will defend you against these allegations. Relevant Law If the original child support order is not being paid through the Support Collection Unit, the custodial parent can file a petition in Family Court seeking enforcement through the Support Collection Unit. The Support Collection Unit will also arrange for a tax refund intercept to allow the custodial parent to receive unpaid child support in that manner. Application means the filing of a petition for downward modification. If you wait months or years prior to filing for downward modification after a change of circumstances, the court will only consider a reduction in support for the time period that has accrued after the petition was filed. Article Four of the Family Court Act provides for numerous provisions concerning enforcement of child support. Funds from bank accounts may be garnished. Spousal support is treated differently. A court may reduce or annul arrears for a period prior to the application for same upon the showing of good cause as to why the application was not made sooner. With 25 years of experience in divorce and family law, we have a deep understanding of the difficulties that may arise from the enforcement of court orders. There may also be challenges that an ex-spouse is facing, such as a salary cut, job loss, scheduling problems, or other matters that make it difficult to follow the guidelines laid out by the court. As compliance with these legal orders is not a matter of choice, failing to follow them can have serious consequences, such as withholding of wages, property lines, or revocation of your driving privileges. If you are having a problem complying with a court order, or if you need help getting a spouse to comply with an order, we can help. Depending upon the facts involved, we may also be able to have an order modified so that it is more workable for all concerned. Stark for help enforcing orders your ex-spouse is not complying with. Family Law and Divorce Practice Areas.

### Chapter 3 : Enforcement of Court Orders | Charlotte Divorce Lawyer

*Enforcement of Court Orders in North Carolina. Your family has just been through an emotionally trying time, and the last thing you want is additional headache and heartache after a divorce.*

Has your former spouse or partner failed to comply with provisions of that order? You may be entitled to an Order of Enforcement. What is an Enforcement Action? It is the act of filing a petition asking a court to make someone follow an order. Courts in New Jersey have broad discretion when it comes to enforcement actions. The most significant power is the ability to hold a person in contempt. A contempt order can include significant penalties, such as: Monetary sanctions and fines authorized by law or specified in the order that was violated. An order that the offending party pay the attorneys fees of the harmed party, as well as repaying any costs that the harmed party incurred attempting to seek compliance with the order. The ability to imprison an offending party for up to six months. This is the ultimate contempt power. Of course, imprisoning someone is a last resort and is more often used as a threat to scare someone into complying. Enforcement actions can be taken on any almost standing court order. For our purposes, this includes: An enforcement action on a child support order. An enforcement action on a divorce order, such as a failure to make ordered alimony payments. An enforcement action on a parenting plan or custody order. If someone is failing to comply with a court order and either you or your children are being deprived as a result, I would recommend contacting an attorney. An attorney can review your options with you, which may include simply contacting the offending party or sending a demand letter. In some circumstances, contact from an attorney and the threat of further legal action is enough to compel a person to resume complying with orders. In addition, if the offending party still refuses to comply, an attorney can file a petition and bring the matter before the court for contempt proceedings.

### Chapter 4 : Enforcement of Court Orders | Family Law Attorney Tampa

*Florida Enforcement of Court Orders Attorneys Attorneys for Contempt and Enforcement. Often, the final judgement does not mean the end of legal action for many of our clients.*

They provide direction for the divorcing parties after the resolution of the divorce case. When this happens, you have legal recourse to obtain their compliance. Our Los Angeles divorce lawyers are often asked: I obtained a court order – now what? Too often, obtaining a court order is only the first step to solving a problem. Whether you are facing domestic violence from a partner or spouse, being harassed, threatened, or stalked by someone who is not a part of your immediate family, a court order is just a piece of paper unless you can enforce it. The same goes for any court orders obtained during domestic proceedings, such as divorce. So the questions are, what kind of court orders can you obtain to protect yourself and your rights, and how do you enforce them? However, enforcing a court order can take a substantial amount of time to get in place.

**Common Types of Court Orders** There are a number of different types of court orders – restraining orders, orders for child support, custody, and visitation, orders for enforcement of judgments, and automatic order related to divorce proceedings. In each case, the remedy for enforcement of orders is essentially the same – tell the court about any violations, and trust the court to follow through on enforcement. The issue of enforcing family law court orders can be very complex. We know what steps to take to effectively get results. A domestic violence restraining order operates against immediate family members, which can include blood relatives, domestic partners, spouses, and others with a close familial relationship. A civil harassment restraining order applies to people such as neighbors, friends, co-workers, and even strangers. These orders are granted if someone without a familial relationship of some sort is violent toward you, makes a credible threat of violence, or engages in an intentional course of action that is harassing or threatening for no legitimate purpose. This can include electronic contact, such as phone calls, text messages, or emails, as well as physical conduct, such as following to such an extent as to be considered stalking, or other physical intimidation. Particularly with respect to domestic violence restraining orders, this kind of conduct often comes up in divorce cases. If you have obtained a domestic violence restraining order and believe it is being violated, there are steps you can take. Keep a copy of your restraining order in your possession at all times – keeping more than one in your purse, wallet, glove box, backpack, or briefcase also is a safe practice. You should always have a copy available in case the police want to see one if you call them to respond to a violation. You also should keep a copy in a safe place as a backup. Make sure that you give a copy – even by mail – to anyone restrained by the order, and document that you did so, such as through a registered mail receipt. Give copies to security personnel in your apartment building and at your place of work, and give a copy to your local police department. If you believe the person who is the subject of the restraining order is violating the restraining order, call the police. Show the responding officers a copy of the restraining order. If the violating individual is not there, ask the officers who responded to serve the order on the restrained individual. Make sure to ask the officers to fill out and return to you a Proof of Personal Service form. When the officers return the form, file it with the court. Be sure to document evidence of the violation, including names of witnesses, and then press criminal charges against the restrained person. You also can file a civil action for contempt if the individual continues to violate the restraining order. This can result in jail time for the restrained person and should be a last resort. You should treat these orders the same as a restraining order – keep a copy everywhere you might want to have access to it, such as at work, home, with caregivers, at homes where your children go to play, and the like. If you believe your spouse or ex-spouse if your divorce is final is violating a custody or visitation order, follow the same basic steps as you would in the event of violation of a restraining order – call the police, and seek protection from the court. Keep accurate records of what you believe to be visitation violations, including witness names and statements where possible. California law also provides for a number of automatic court orders that apply as soon as you file for divorce. They have an immediate effect to protect you from any major changes in child custody or financial arrangements during the divorce case. ATROS orders prevent any major changes in financial or custody arrangement without court approval. As

## **DOWNLOAD PDF ENFORCEMENT OF COURT ORDERS**

with other court orders, if you believe violations are occurring, you can work with the court for enforcement. To do so, you should seek legal assistance. If you find you need to enforce one or more of these court orders while you are in the middle of a divorce in the Los Angeles area, you should contact a lawyer to help. Call us today at or through our online contact form.

### Chapter 5 : Enforcement of Court Orders Act,

*Enforcement of Court Orders in Frisco, McKinney, and Dallas, TX Areas. As the saying goes, the world is a smaller place than it used to be. In this country and other parts of the world, people are much more mobile than in past decades.*

When a judge makes an order about child custody and visitation, it becomes a court order and it has the force of law. It is very important that you: Keep a copy of your current court order in a safe place. Make sure you get a new court order if you and the other parent agree to make significant changes to your time-share or visitation order. Some of the changes that you should write into a new custody and visitation order are changes in: If one parent does not follow the custody and visitation court order There are several options: Contact your local police department and ask them to enforce the order. Contact the district attorney in your county. Look for the Child Abduction and Recovery Unit. This is very complicated and can have serious consequences. Talk to a lawyer to get help with it. In case you have to go back to court, you should keep accurate records of all visitation violations. Keep a journal or mark up a calendar, with the dates and times that the other parent did not follow the order and did not show up, or showed up late, or created other problems. Enforcing a court order can be very complicated. Talk to a lawyer to find out what is best in your case. Click for help finding a lawyer. If you are worried the other parent may kidnap your child The U. Department of State has a list of precautions that any parent should take if they are worried about the possibility of child abduction. Here are some precautions from their list: If your children are abducted, this information could be vital in locating your them. In addition, the National Center for Missing and Exploited Children , at telephone number , suggests that you teach your children to use the telephone, memorize your home phone number, and practice making collect calls, and that you instruct them to call home immediately if anything unusual happens. Discuss possible plans of action with your children in the case of abduction. Most important, if you feel your children are vulnerable to abduction, talk to a lawyer for legal advice. Do not just tell a friend or relative about your fears. If one of the parents kidnaps the children and leaves the country When a child who is a U. But even when a child is taken across international borders, child custody disputes are private legal matters between the parents, and the State Department has little or no power. If your child is at risk of being abducted by the other parent, it is very important that you have a clear custody order that specifies what the other parent can and cannot do in terms of traveling with your child. But even if you have a court order, U. Fortunately, the Hague Convention, which has been signed by many countries, is an international treaty that applies to child abductions. The countries that are parties to the convention have agreed that, with a few exceptions, a child who is a resident in 1 country that is a party to the convention and who is removed to another country that is also a party to the convention against a custody and visitation order must be promptly returned to the country of residence. The Hague Convention and cases of international abduction are very complicated. There is information online to help you, but if you can, talk to a lawyer who has a lot of experience with international abduction cases. Here are some websites with very helpful and complete information on child abduction: This site provides information on how to look for a child abroad, how to use the criminal justice system, and how to invoke the Hague Convention by submitting abduction applications, as well as information about the law. Department of Justice, provides detailed information on prevention and searching for your child, checklists for what to do in case of kidnapping, resources, and much more.

### Chapter 6 : New York City Enforcement of Court Orders Lawyer | Stark Law

*NYC Enforcement of Court Orders Attorney Is your spouse not complying with a court order? After your divorce process or family court case has been completed, and agreements have been put into place regarding spousal support, child support, child custody and visitation, it is expected that these agreements will be complied with, according to the orders that the court has laid out.*

Request a Consultation Enforcement of Court Orders in North Carolina Your family has just been through an emotionally trying time, and the last thing you want is additional headache and heartache after a divorce. You and a former spouse may have come to an agreement for child custody and child support through litigation or mediation. Despite the time, energy, and money expended during the divorce process, not all spouses honor court orders. Whether the spouse simply forgot, did not completely understand the orders, or acted negligently, the result can be disastrous when a spouse fails to honor an agreement. Looking for an attorney for a court order enforcement in Charlotte? If a former spouse failed to follow through with a court order that involved child support or child custody agreements after a divorce, you need to speak immediately with a trusted Charlotte divorce attorney from Collins Family Law Group. We know that it is tough to rehash a legal matter, but it is absolutely imperative to your family to take legal action as soon as possible. We have dedicated nearly two decades of experience to helping families in our community by providing excellent legal representation in matters that arise after a divorce. Legal Help from an Experienced Charlotte Divorce Lawyer

When a parent delays payment, pays less than the agreed upon amount, or refuses to pay support entirely, you must take action to protect your child. Parents must first file a petition to modify a child support payment order if they want to pay less. Failure to pay child support could result in a charge of contempt of court, resulting in criminal court involvement in your family matters. If a parent is overdue on a child support payment, the government can do whatever is necessary to collect the amount necessary, including: Seizing and selling your property Taking your federal or state income tax refund Placing a lien on your property Garnishing your wages

If a former spouse fails to hold up his or her end of a court order after a divorce , the impacts can be felt in more ways than one. Failure to comply with a court ordered child support payment could cause financial and emotional hardship on your family. Once a couple separates, parents must establish child support and child custody agreements. Courts make agreements for child custody based on the assumption that the custody agreement would be made in the best interests of a child. When a child custody agreement is violated, the matter will be handled by the family court system. The Uniform Child Custody Jurisdiction and Enforcement Act has been adopted by nearly every state and is used to help enforce child custody agreements across the nation. The act was created in an effort to cut down on parental kidnapping. Child custody enforcement was created to help custodial parents keep custody of their child, but can also be used by a non-custodial parent to protect their visitation rights. Do you need to take legal action against a delinquent spouse? Need a lawyer for a court order enforcement case in Charlotte, NC? If you decide to take legal action against a spouse who has been delinquent in child support payments, or a spouse who has violated a child custody order, our legal team is here for you. We know that the divorce process was already emotional enough and that taking additional legal action could cause unnecessary strain and anxiety on your family. We are here for you. With the right legal representation from the outset, we can minimize the risk of additional legal action and provide effective legal counsel that can help reduce the emotional burden. We can help you recover your rightful child support or custody entitlements. We want to help you through this time of change, so contact Collins Family Law Group as soon as you can!

### Chapter 7 : What are enforcement orders? What types are there? - [www.nxgvision.com](http://www.nxgvision.com)

*Enforcement of Court Orders Child Support & Child Visitation What a reliefâ€”your divorce case or child custody suit is finally over and the offending party has been issued a court order requiring them to turn over assets and/or provide ongoing support.*

Both parents are obligated to follow the court orders as they are written. If a court order must be changed because of a change in circumstances, please refer to the custody, parenting time, and child support section on this site. Court orders remain in effect until the entry of a new court order. When should I see my attorney, and when should I see the Friend of the Court for enforcement? Before taking the Judgment of Divorce, your own attorney may wish to handle enforcing the custody, parenting time, and child support provisions of any temporary orders entered in your case. After the judgment is filed, you have the option of going to your attorney or filing a complaint with the Friend of the Court. You must notify the Friend of the Court of any children who marry, enter the Armed Services, or die before turning 18. The enforcement process for custody and parenting time can begin by: The filing of a complaint by either parent about a violation of a custody or parenting time order. All complaints must be in writing, dated, and signed. You can obtain a complaint form at the Friend of the Court or you may mail a letter to: The enforcement process for child support can begin by: A statutory review by the Friend of the Court. The filing of a complaint by a payee of support. Oakland County Friend of the Court PO Box A complaint filed by telephone using the payment inquiry line of or Complaints are screened The Friend of the Court staff reviews all complaints to determine what action to take. Parents are encouraged to work out parenting time problems themselves. However, if they cannot, the Friend of the Court assists parents through correspondence, consultations, joint meetings, mediation and court actions, if needed, to ensure the children will have contact with the noncustodial parent. When child support is the issue, the Friend of the Court may send a delinquency notice or personalized correspondence to the payer, or the matter may be scheduled for court. The Friend of the Court may decide to take no action because a substantial payment may have been received since the filing of the complaint, the payer may be in jail or have contacted the Friend of the Court with an explanation, etc. If the Friend of the Court takes no action and the complaining party is dissatisfied, he or she may retain a private attorney to bring the matter to court. If the Friend of the Court determines that a parenting time or child support matter should go before the court, the Friend of the Court petitions the Circuit Court for an Order to Show Cause. The Order to Show Cause commands the parties to appear before the court or the Friend of the Court at a specified time. The parties must demonstrate why one or both of them should not be found in contempt of court for failure to comply with the court order. Contempt is punishable by a sentence of up to 90 days in the Oakland County Jail, and court costs may be imposed. Both parties MUST be at the contempt hearing Both parties are required to be at the show cause hearing. If the alleged violator of a parenting time order fails to appear, an arrest warrant can be issued. If both parties reach an agreement about the parenting time, an order to show cause is dismissed. Likewise, if the parent paying support fails to appear, an arrest warrant can be issued. As a rule, an Order to Show Cause is dismissed when full payment is made before the court date and the party makes arrangements with the Friend of the Court referee so that future delinquencies will not occur. The custodial party must appear at the show cause hearing to assist the Friend of the Court in identifying and locating the payer. Failure of the custodial parent to appear can seriously affect the efforts to collect support. Some contempt hearings are settled by the Friend of the Court Referee At the time set for the Order to Show Cause hearing, the parties are called before the Friend of the Court referee. The referee may attempt to settle the matter without either party appearing before the judge. For child support, settlements are reached by substantial payments on the arrearages, signing a consent wage assignment i. For parenting time issues, the parties may agree to a more workable schedule, a determination may be made that there was no violation of the court order, both parties were to blame for the alleged violation of the court order, etc. For either parenting time or child support show cause hearings, parties may ask their attorneys to accompany them to the show cause hearing. If either party is dissatisfied with the outcome of the hearing before the referee, that party may request a hearing before the judge. You can go to jail for contempt

of court If a settlement about parenting time or child support is not reached, the Friend of the Court referee will take the parties before the judge and ask to have one or both of them found in contempt. Non-payment of child support or failure to allow court-ordered parenting time may mean a jail sentence for contempt of court. A recommendation can be made for immediate incarceration or for specific actions to be taken within a certain time. If a party is jailed, a condition on the jail sentence is included. By complying with the condition, the party will be released from jail. Parents should be aware that these enforcement tools can be utilized by the court to ensure that court orders are followed. The Friend of the Court is required to advise credit reporting agencies of arrearages in child support. It is important that all payers keep their accounts current to avoid the necessity of contacting credit reporting agencies and indicating the delinquencies in child support. This information has, at times, proven most helpful in enforcement efforts. Information obtained in a credit check may not be released to the payee of child support. If you want a credit check run, you should send a written request to the Friend of the Court. Each deputy is certified by the Michigan Coalition on Law Enforcement Standards and is highly trained and skilled in investigative techniques, locating, and various other means of satisfying Circuit Court orders regarding child support and parenting time matters. These deputies are plainclothes and are very low profile, whenever possible, in executing the orders of the Court. Deputies are assigned to transport subjects arrested on Circuit Court Bench Warrants regarding child support or parenting time matters. The clerical staff incorporated within the Warrants Unit has the responsibility of actually processing information to acquire a Bench Warrant, determining the location of the wanted individuals and canceling the Bench Warrants when they have been resolved. The clerical staff has the ability to locate individuals by the use of various tools at their disposal. Providing information to help us in our endeavors to locate wanted individuals is extremely important to our operation. Pictures, employment information, and other relevant data should be forwarded to the Warrants Unit, or contact their office at between 8:

### Chapter 8 : The Judicial Branch of Arizona in Maricopa County - Family Department

*Enforcement of Court Orders - Our Houston Family Law Firm Can Help Dealing with the aftermath of your divorce, especially with an uncooperative ex-spouse, can be an emotional and stressful situation.*

Several types of court orders are involved in divorce proceedings. Child custody, child support and alimony are among the most contentious issues that you can encounter when dealing with court orders. In many cases, there can be issues arising from one party failing to uphold the court order on custody, support, or a similar matter. When this occurs, it can be very frustrating and confusing. If you find yourself in a situation where you need to enforce a family law agreement or protect yourself from enforcement, you need a Tampa family law attorney on your side. When you call on Givens Givens Sparks, you get: Set up a consult by calling How Are Orders Enforced? There are a number of different methods the court can use to enforce a family law agreement or order. How they go about enforcing the order will depend on the unique circumstances of the case. For example, if it involves child support, they may take action to garnish your wages. In cases of visitation, you may be threatened with not seeing your child for a period of time. In general, the court uses the following enforcement strategies: Warnings – Some judges may choose to begin with a formal written warning Wage Garnishments – This involves withholding wages until the orders are met Property Liens – A property lien can impede a person from selling or refinancing a property Fines – In addition to any back-due support payments, the judge may also impose a fine If you have been hit with any of these enforcement methods or want to ensure the court takes the appropriate action, be sure to call on our Tampa family lawyers. We are here to help protect your best interests. From guiding you through pursuing an enforcement to safeguarding your rights when faced with such action, we are always prepared to assist you in any way you need. Regardless of legal matter involved in the enforcement, our team of highly qualified lawyers can help you achieve the best possible outcome. If you would like to work with skilled family law attorneys in Tampa who will aggressively uphold your rights during your case, Givens Givens Sparks is the solution. We are here to answer your questions, provide skillful insight, and keep you informed every step of the way. Make sure you have the guidance you need during this time. Reach out to the firm at No matter what was thrown at us, you had an answer that countered. You are truly a master negotiator. I was very impressed by the entire Givens Givens Sparks team and process. And as I already said, he knows his stuff for sure. Please extend my thanks again to the whole firm for all of their help no matter how small it may have been. Without your assistance and support, I would not be where I am now. It has been a pleasure working with you. Please extend my appreciation to Paula and Arely as well for their work and process expedition. I really appreciate your hard work and dedication. I had feared it was going to be a stressful experience despite the overall situation and it was far from it. Chris Givens and Peggy were not only very professional, but also friendly and helpful, and I truly believe they cared about my case. They were very professional and at the same time made me feel comfortable and welcome. I will definitely refer. I appreciate all of your hard work guys, keep it up! I was very satisfied with my settlement and will I seek their services for all my legal needs in the future. My experience with Givens Givens Sparks was the best, by far, of any previous experience! Garcia Is very professional and extremely helpful and organized. Codling made my legal process easy. Very thankful for the Givens Givens Sparks legal team in a stressful situation. I have gratitude for each person in the firm, but especially Mr. Sparks and Paula Bland. When I had a question, an answer was provided in a timely manner. Tiffany is very helpful too, working with us as a team. My husband and I appreciate them both. Great team, great job. I felt your team had my best interests at heart and that you tried wherever possible to keep costs to a minimum. Paula Bland is as good as it gets.

### Chapter 9 : How to Enforce a Custody Order: 10 Steps (with Pictures) - wikiHow

*Enforcing court orders can be very frustrating. So can having a court order enforced against you. To enforce an order, there first must be something to enforce.*