

PRO SE MOTION TO CONTEST IMPENDING JUDGMENT

INSTRUCTIONS

1. This packet is used when Respondents want to contest a Notice of Impending Entry of Judgment for Delinquent Support Payments regarding child support or alimony in cases that DO NOT involve Child Support Enforcement. The notice *usually* comes from the Department of Revenue but may also come from another agency or attorney. Service of this notice is permitted by mail. The notice can also be sent if you have ignored a subpoena, order to appear, order to show cause, or other similar child support order which you have not complied with.
2. **If your case involves Child Support Enforcement and/or you received your notice from Child Support Enforcement (Department of Revenue), you must refer to the Respondent's Packet for Cases Involving Child Support Enforcement.** (You must provide Child Support Enforcement with a copy of your motion if the motion is being filed in a case that involves Child Support Enforcement.)
3. THIS IS A TIME SENSITIVE PETITION. You have 15 days from receipt of the notice to comply with it. If you are unable to comply within that time frame, the suspension will go into effect unless you file a petition to contest.
4. You can contest the suspension on the grounds that there is a mistake and you are not delinquent, that the amount you are delinquent is inaccurate, or if there is a mistake in identity, and you are not the person delinquent.
5. The statute also requires that a copy of the petition be sent to the clerk, and the depository, if there is one.

**IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR _____, COUNTY, FLORIDA
(Family Division)**

Petitioner,
VS. Case No.

Respondent.
_____ /

PRO SE MOTION TO CONTEST IMPENDING JUDGMENT
61.14(6)(c)

THE UNDERSIGNED says:

- I am obligated to pay support; *and/or*
- I am engaged in a paternity action.

I intend to contest the Impending Entry of Judgment for Delinquent Support Payments on the grounds of:

- Mistake of fact regarding the existence of a delinquency,
- The amount of the delinquency indicated in the Notice of Delinquent Child Support and/or Alimony payments,
- The Identity of the obligor Respondent.

I certify that a copy of this motion was mailed; faxed and mailed; hand delivered; to the person(s) listed below on _____ [date]

Party filing motion

Address

City, State, Zip

Phone No. / Fax No.

Name of opposing party or his/her attorney: _____;
Address of person to whom copy was sent: _____

Other party: _____

[A copy of motion should be sent to any depository and the Clerk of Court. If the case involves Child Support Enforcement, a copy must be sent to the Department of Revenue.]