

IN THE COUNTY COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

Plaintiff,
vs.

Defendant.
_____ /

CASE NUMBER: _____

CIVIL DIVISION H

**ORDER ADJUDICATING CONTEMPT AGAINST DEFENDANT
FOR FAILURE TO PRODUCE FACT INFORMATION SHEET**

THIS CAUSE came before the Court on the Motion for Contempt filed by Plaintiff against Defendant, _____, for his/her failure to complete under oath the Fact Information Sheet (Florida Rules of Civil Procedure Form 1.977 pursuant to Rule 1.560(b) of the Florida Rules of Civil Procedure / Florida Small Claims Rules Form 7.343 pursuant to Rules 7.221(a), Florida Small Claims Rules).. The Court having considered the motion, reviewed the Court file, and being otherwise fully advised in the premises, finds as follows:

1. On _____, 20 __, this Court entered a Final Judgment (the “Final Judgment”) in favor of Plaintiff and against Defendant
2. The Final Judgment further ordered Defendant, _____, to complete, under oath, the Fact Information Sheet and serve it on the Plaintiff’s attorney within 45 days from the date of the Final Judgment.
3. Defendant, _____, was required to serve a completed Fact Information Sheet on the Plaintiff’s attorney. Plaintiff sent Defendant, copies of a blank Fact Information Sheet, requesting that he/she complete and return the Fact Information Sheet pursuant to the Final Judgment entered by this Court.
4. Defendant, _____, has the present ability to complete and return the Fact Information Sheet to the Plaintiff.
5. Notwithstanding, Defendant, _____, has failed or refused to serve a completed Fact Information Sheet as required by the Final Judgment.

It is therefore **ORDERED AND ADJUDGED** that:

- A. Plaintiff’s Motion for Contempt is hereby granted.

- B. Defendant, _____, is in contempt of this Court for failure to comply with the Final Judgment and complete under oath the Fact Information Sheet as required by this Court's Final Judgment.
- C. Defendant, _____, may purge himself/herself of contempt by completing under oath a Fact Information Sheet and serving the same, together with all attachments described therein, upon counsel for Plaintiff within 20 days from the date of this Order.
- D. If Defendant, _____, fails to complete under oath the Fact Information Sheet, and serve the same, together with all attachments described therein, upon counsel for Plaintiff within that time, counsel for Plaintiff may file an Affidavit of Noncompliance.
- E. Upon receipt of the Affidavit of Non-Compliance, this Court shall issue a Writ of Bodily Attachment for the arrest of _____, and _____, shall be taken into custody by the Sheriff of Hillsborough County, Florida and shall be confined in the county jail for a period not to exceed five (5) days unless _____, shall sooner purge himself/herself of contempt by completing and serving the Fact Information Sheet, together with all attachments described therein, upon counsel for Plaintiff and by paying all subsequent costs of this proceeding.
- F. This Order shall be served upon the Defendant by personal service.

It is further **ORDERED AND ADJUDGED** that the Court retains jurisdiction to tax attorneys' fees and costs and to enter such orders as are proper including a Writ of Bodily Attachment for the arrest of Defendant, _____.

NOTICE TO DEFENDANT: FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN THE COURT ISSUING A WRIT OF BODILY ATTACHMENT FOR YOUR ARREST. IF YOU ARE ARRESTED, YOU MAY BE HELD IN JAIL UP TO 48 HOURS BEFORE A HEARING IS HELD.

DONE AND ORDERED on the date imprinted below.

JAMES SALVATORE GIARDINA
County Court Judge