

At a Special Term of the
_____ Court
held at the Court House,
_____, NY on
_____, 20__.

STATE OF NEW YORK

_____ COURT : COUNTY OF _____

Plaintiff,

vs.

_____, NY _____

Defendant,

FINAL ORDER
OF CONTEMPT

Index No.

ASSIGNED JUDGE:
Hon.

On reading and filing the Order to Show Cause herein, and the Affirmation of
_____, attorney for the Plaintiff, and the Subpoena
thereto annexed; upon which papers the said Order to Show Cause was granted, and all of
which were read in support of the Motion; and on reading and filing due proof of the
service of said Order to Show Cause, and papers upon which the same was granted, as
aforesaid, upon the Contemnor herein, and after hearing _____, attorney
for the Plaintiff, in support of the Motion, and no one having appeared in opposition
thereto; and this Court, after due consideration, being satisfied, and having found and
decided that _____ (“Contemnor”) has committed the

Pursuant to N.Y.C.R.R. tit. 22, § 130-1.1-a an attorney signature is required. An attorney can comply by signing one of the following, as long as it accompanies the papers: a cover page, a litigation back or a separate certification.

offense and is guilty of the misconduct and Contempt of Court charged against said Contemnor, in willfully disobeyed the provisions and requirements of the Subpoena duly served upon said Contemnor, and the Court having found and decided that the misconduct of _____ was calculated to and did actually defeat, impair, impede, and prejudice the rights and remedies of the Plaintiff herein;

NOW, on Motion of _____, attorney for the Plaintiff, it is hereby

ORDERED, ADJUDGED, AND DECREED, that _____ has committed the offense and is guilty of the misconduct and Contempt of Court charged against said Contemnor in having willfully disobeyed the provisions and requirements of the Subpoena duly served upon said Contemnor, and it is further

ORDERED, ADJUDGED, AND DECREED, that the misconduct of and the offense of _____, as aforesaid, was calculated to and actually did defeat, impair, impede, and prejudice the rights and remedies of the Plaintiff herein; and it appearing that the misconduct of said Contemnor consists of an omission to perform an act or duty which it is yet in said Contemnor's power to perform, it is therefore, further

ORDERED, ADJUDGED, AND DECREED, that the Plaintiff shall be entitled to recover a fine in the amount of \$250.00, which hereby is imposed upon

_____ for the misconduct and Contempt of Court of which the Contemnor is found guilty, as aforesaid; and it is further

ORDERED, ADJUDGED, AND DECREED, that the Plaintiff shall be entitled to recover Motion costs in the amount of \$50.00 from _____; and it is further

ORDERED, ADJUDGED, AND DECREED, that _____ may purge the fine imposed for the Contempt within ten (10) days after personal service of a copy of this Order on him/her by appearing at the offices of _____, Attorney for the Plaintiff at _____, NY _____ any weekday at 10:00 a.m. and submitting to examination upon oral or written questions on all matters relevant to the satisfaction of this judgment, or by appearing before and satisfying this Court that said Contemnor is unable to pay the fine, or in the discretion of the Court, by giving an undertaking in a sum fixed by the Court conditioned upon payment of the fine plus costs and expenses of said Contemnor's appearance and compliance with the aforementioned Subpoena; and it is further

ORDERED, ADJUDGED, AND DECREED, that upon proof by Affidavit that more than ten (10) have elapsed since personal delivery of a copy of this Order upon the Contemnor, and that the fine herein imposed has not been paid, and/or that said contemnor has failed to comply with the aforementioned Subpoena; this Court may issue a Warrant upon application with notice by first class mail to the Contemnor; said Warrant shall be directed to the Sheriff or other enforcement officer of any jurisdiction in which said Contemnor may be found, commanding such officer to arrest said Contemnor forthwith and bring said Contemnor before this Court, or a Judge thereof, only while

Court is in session, to be committed or for such other disposition as the Court in its discretion shall direct.

DATED: _____, 20__

HON.

ATTORNEYS FOR PLAINTIFF

_____, NY

Pursuant to N.Y.C.R.R. tit. 22, § 130-1.1-a an attorney signature is required. An attorney can comply by signing one of the following, as long as it accompanies the papers: a cover page, a litigation back or a separate certification.