

I am the []Plaintiff []Defendant in this case. I am referred to as the Movant in this motion. My former spouse is referred to as the Respondent in this motion. Pursuant to Hawai'i Family Court Rule 10, I seek the following relief:

A. MODIFICATION

Note: If modification of custody and/or visitation is requested, a Custody/Visitation Statement must be completed and attached. If modification of alimony, child support or other financial relief is requested, the Movant's completed *Income and Expense Statement* and *Asset and Debt Statement* must be attached and the appropriate box on the Scheduling Order must be checked off.

[]1. Legal custody, physical custody and/or visitation should be changed as follows:

A change in custody and/or visitation is appropriate because the circumstances of the subject child(ren) have changed since the last custody order and a change is in their best interest as follows:

[]2. Alimony should be modified as follows:

A. MODIFICATION (continued)

A change in alimony is appropriate because since the last alimony order, the circumstances of the parties have materially changed as follows:

[] 3. Child support should be modified as follows:

A change in child support is appropriate because since the last child support order, the circumstances of the parties and/or the subject child(ren) have materially changed as follows:

[] 4. Other modification of the prior orders is sought as follows:

The reason for such other modification is:

B. ENFORCEMENT

- [] 1. Respondent has failed to pay child support as required by the order(s) and/or decree filed on _____. The arrearage to date totals \$ _____.
- [] 2. Respondent has failed to pay alimony as required by the order(s) and/or decree filed on _____. The arrearage to date totals \$ _____.
- [] 3. Respondent has failed to make other payments as required by the order(s) and/or Decree filed on _____ as follows: _____

- [] 4. Respondent has otherwise not complied with the order(s) and/or decree filed on _____ as follows: _____

- 5. The enforcement relief I seek is:
 - [] a. A determination of support arrearages.
 - [] b. The entry of a judgment against the Respondent for arrearages and interest thereon at the statutory rate accruing as of the due date of each past due payment.
 - [] c. An order requiring the Respondent to submit to an examination of judgment debtor under oath.

B. ENFORCEMENT (Continued)

- d. An order requiring those third parties who have knowledge about the Respondent's finances to submit to an examination under oath.
- e. An order sequestering, garnishing, attaching, executing on, and/or creating security in, specific property.
- f. An order assigning and garnishing the Respondent's income.
- g. An order referring the question of criminal contempt to the appropriate agency.
- h. An order finding the Respondent to be in civil contempt.
- i. Attorney's fees and/or legal expenses.
- j. Other:

I hereby declare under penalty of perjury that the information in this motion and all of the attachments hereto is true, correct, and complete to the best of my knowledge and belief.

DATED: _____, _____, _____.
(City) (State) (Date)

Movant's Signature

Printed Name



If you need an accommodation for a disability when participating in a court program, service, or activity, please contact the ADA Coordinator as far in advance as possible to allow time to provide an accommodation: Call the ADA Coordinator of the First Circuit Family Court Office at (808)954-8200, fax (808)954-8308, or send an e-mail to adarequest@courts.hawaii.gov. The ADA Coordinator will work to provide, but cannot guarantee your requested auxiliary aid, service, or accommodation.

Please call the Family Court Service Center at (808)954-8290 if you have any questions about forms or procedures.