

100TH JUDICIAL DISTRICT COURT FOR THE PARISH OF BLACK ACRE
STATE OF LOUISIANA

NO. 123-456

DIVISION "A"

JANE DOE,
Petitioner,
-versus-
JOHN DOE,
Defendant.

FILED: _____

DEPUTY CLERK

**MOTION TO SUSPEND THE CHILD SUPPORT OBLIGATION PURSUANT TO
LOUISIANA REVISED STATUTES 9:315.23¹**

NOW INTO COURT, in proper person, comes mover, JOHN DOE, SR., who represents as follows:

I.

On _____², pursuant to the Judgment of this Honorable Court mover, JOHN DOE, SR, and Defendant in Rule, JANE DOE, were granted joint custody of the minor child with the mover being granted visitation rights.

II.

Mover was ordered to pay child support in the amount of _____³ per month.

III.

Defendant in rule, JANE DOE, has precluded the mover herein for exercising their rights and duties as a joint custodian by intentionally secreting the child with the intent to preclude the mover from knowing the whereabouts of the child.

IV.

Mover last communicated with the minor child on _____⁴ and last visited with the child on _____⁵, since that time the mover avers that the whereabouts of the child have been unknown.

¹ The United States Supreme Court has held that the allegations of a pro se litigant's pleadings are to be held "to less stringent standards than formal pleadings drafted by lawyers." Haines v. Kerner, 404 U.S. 519, 520, 92 S.Ct. 594, 30 L.Ed.2d 652 (1972). Article 865 of the Louisiana Code of Civil Procedure mandates that every pleading shall be construed as to do substantial justice.

² Date that you sent the Interrogatories and Requests for Production of Documents.

³ Amount of Child Support that the court ordered you to pay.

⁴ Date that you last communicated with the minor child.

⁵ Date that you last had physical custody or visitation with the minor child.

WHEREFORE, mover, JOHN DOE, pursuant to Article 9:315.23 of the Revised Statutes, respectfully requests that this Honorable Court require that the defendant in rule, JANE DOE, show cause at a date and at a time scheduled by this Honorable Court why the child support obligation should not be suspended.

Respectfully Submitted,

JOHN DOE
123 Maple Leaf Drive
Black Acre, Louisiana 70000
(504) 555-1212

JOHN DOE
In Proper Person

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ORDER

Considering the above and foregoing motion:

IT IS HEREBY ORDERED that a Rule Nisi is issued herein, directed to respondent, JANE DOE, ordering her to show cause on the ___ day of _____, 2004, at _____ o'clock a.m./p.m. why the child support obligation should not be suspended in accordance with Louisiana Revised Statutes 9:315.23.

Signed at Black Acre, Louisiana, this ___ day of _____, 2004.

J U D G E

PLEASE SERVE:

JANE DOE
Through her attorney of record
Support Inc.
Attorneys at Law
123 Canal Street
Black Acre, Louisiana 70000