

PETITION & ORDER FORM FOR CONTEMPT OF COURT WITH NOTICE OF INTENT TO EXECUTE WARRANT OF ARREST (Section 13(e), Rule 3, of the JSR)

Republic of the Philippines
TRIAL COURT OF
Address:
Mun/City/Province:
(Telephone Fax)

PETITION FOR CONTEMPT OF COURT WITH NOTICE OF INTENT TO EXECUTE WARRANT OF ARREST

Contempt Citation No.
(Obtain the number from Form TJ-117)

THE HONORABLE PRESIDING JUDGE:

ON MY OATH, I declare under penalty of perjury that the information given in the following paragraphs 1, 2, and 3, of this Petition are true and correct. I request that the Respondent, named below, a resident of the Jury District over which this Court has jurisdiction, be cited for contempt with notice of intent to serve warrant of arrest if Respondent fails to voluntarily surrender within five (5) days from date of receipt of its citation for contempt of court for disobedience to a summons to serve for jury duty and for disregarding an order to show cause for []-his []-her failure to appear for jury duty:

Name of Respondent: Voter Registration#

Address:

1. On (date) Summons Number, on Form TJ-103, I mailed to to the Respondent requiring []-him []-her to appear at the office of the undersigned as Jury Commissioner of this Court for consideration to be chosen to serve as a juror in a jury trial on a criminal case on (date). The Respondent failed to appear and neither did []-he []-she call the herein Commissioner the reason for Respondent's failure to fulfill []-his []-her obligation to serve for jury duty. The summons was duly registered in Form TJ-104, Page, of the Summons Registry Book.

2. On (date) an ORDER TO SHOW CAUSE requiring the Respondent to appear before this court on (date) to explain the reason for []-his []-her failure to appear for []-his []-her summons to serve as a juror. Respondent was warned in the Order To Show Cause that should []-he []-she fail or ignore to appear, []-he []-she will be cited for contempt of court and that the penalty imposed for the citation shall be a compulsory community service for two (2) days without pay. The Order to Show Cause was served upon said citizen in person by a process server of this Court on (date), with Proof of Service indicated in said Order. The Order to Show Cause was duly recorded on Form TJ-115, Page, of the OSC Register for Summons Disobedience Book.

3. The issuance of the summons and the order to show cause, all served upon the Respondent, were fully documented in the regular course of business in this Court in our Form TJ-104, the Summons Registry Book; and Form TJ115, the OSC Register for Summons Disobedience.

I respectfully pray before this Honorable Court that this Petition be granted.

Date of this Petition: _____ Issued at _____.

Signature _____ Telephone: _____

Print Name _____ Title: **Jury Commissioner**

ORDER

This Court finds in the Petition that the Summons for Jury Duty and Order to Show Cause were issued in the normal course of business by the Jury Commissioner and that the Respondent has shown complete disregard and without justification for failing to obey summons for jury duty and response to the order to show cause, this Court hereby Orders that: The Respondent be held in contempt of Court and shall suffer the penalty of performing community service for two (2) days without pay. The Respondent is given reprieve for five (5) days to voluntarily surrender from the date of his receipt of a copy of this Order. If Respondent fails or refuses to surrender, this Court will issue a Warrant of Arrest upon application by the Petitioner to take the Respondent into custody.

ISSUED at (place) _____ on (date) _____, BY:

Signature _____ Print Name _____ Title: Presiding Judge

SERVICE OF THIS ORDER

From: The Office of the Jury Commissioner - Telephone: _____
Name of Court: _____ Trial Court of _____ Branch _____
Address of Court: _____
Mun/City/Province: _____

To: _____, Process Server
Name of Office: _____ Telephone _____
Address: _____

GREETINGS:

You are hereby ordered to serve the foregoing CONTEMPT CITATION AND NOTICE OF INTENT TO SERVE ARREST WARRANT to the Respondent named in the above Petition and Order. Thereafter, accomplish the proof of service of this document by filling in the needed information as called for below and promptly return when completed to the undersigned:

Signature _____ Print Name _____ Title: JURY COMMISSIONER

PROOF OF SERVICE

[]- I CERTIFY under penalty of perjury that I have personally served the foregoing citation to the person at the address and time indicated below. I am an authorized process server in the organization or office as indicated below my signature in this certification.

Name of Person Served- _____ Telephone _____

If received by another person, name of such person _____

Relationship of such person receiving the citation _____

Address of the person receiving the citation _____

Date the citation was served _____ Time served _____ . M.

[]- I personally attempted to serve the above citation to the person named therein twice: The first attempt was made on (date) _____ at _____ M. and the second attempt was made on (date) _____ at _____ M. On both attempts, I failed to effect the required service for the reason that _____

I DECLARE under penalty of perjury with liability for obstruction of justice that this information is true and correct and that this failure to serve the herein citation has not been caused by any conspiracy between the person to be served or with any third party and the undersigned.

Date of this certification: _____ Issued at _____

Signature of Process Server (X) _____ Telephone _____

Printed Name _____ Rank or Title _____

Name of Organization or Office _____

Address _____

- End of Form -