

**FILING TO ENFORCE AN ORDER WITHOUT PAYMENT OF FEES
(ALIMONY, PROPERTY SETTLEMENT, CHILD SUPPORT OR VISITATION CONTEMPT)**

There is no filing fee for filing an Affidavit and Application for Order to Show Cause in an action to enforce an order for alimony, property settlement, child support or visitation. However, there will be a cost to have the papers served on the other party by the sheriff.

If you cannot afford these costs, Nebraska law allows you to ask the court to have the county pay your costs. In order to have the county pay for the costs in the case, an Affidavit (a paper signed under oath and before a notary public) must be given to the court that shows the court why you are unable to pay the costs.

Enclosed in this packet is a form entitled "[Affidavit and Application to Proceed In Forma Pauperis, DC 6:7.1](#)," and a form entitled "[Order to Proceed In Forma Pauperis, DC 6:7.2](#)" for the court to sign that allows you to proceed without the payment of costs.

To qualify to have your costs paid by the county, you must show to the court that you cannot afford to pay those costs, and that you have no other reasonable way to pay for such costs.

If you wish to ask the court to waive costs, here is what you must do:

- Prepare the [Affidavit and Application to Proceed In Forma Pauperis DC 6:7.1](#) as well as the [Order to Proceed In Forma Pauperis DC 6:7.2](#). Follow the [Instructions for Filling out the Affidavit and Application to Proceed In Forma Pauperis DC 6:7.1a](#) and the [Instructions for Filling out the In Forma Pauperis Order DC 6:7.2a](#). Take both papers with you when you go to court to file your Affidavit and Application for Order to Show Cause.
- When you go to the clerk of the district court to file your case, tell the clerk that you want to ask the court to waive your costs to have the papers served on the other party by the sheriff. The clerk will take your documents to the judge for review. You should ask the clerk how you will be notified whether or not your Application has been approved.
- If the judge is satisfied that your request is reasonable, the judge will sign the Order and will return it to the clerk of the district court.
- If the judge does not sign the Order, you will have to pay any costs to have the papers served on the other party by the sheriff.