

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

IN RE: THE MARRIAGE OF

CASE NO: 501971DR004137XXDIFD

WILLIAM A. CABANA,
Petitioner/Former Husband,

FAMILY DIVISION

and

SHARON ANN MAYO f/k/a
SHARON ANN CABANA
Respondent/Former Wife.

FORMER WIFE'S MOTION FOR CONTEMPT

COMES NOW the Former Wife, SHARON ANN MAYO, by and through her undersigned counsel, files her Motion for Contempt and in support thereof states as follows:

1. On or about February 16, 2006, this Honorable Court entered that certain "Order Granting Former Wife Attorney's Fees and Containing Money Judgment", wherein Former Husband was ordered to pay Former Wife the sum of \$5,000.00 toward her attorney's fees and costs incurred in connection with the trial of Former Husband's Supplemental Petition for Modification of Alimony, within 30 days from the date of the order.
2. Former Husband has failed to make any payments whatsoever pursuant to the said order.
3. Former Husband's failure to make payments is wilful and intentional.
4. The Former Wife has incurred additional attorney's fees and costs in connection with the making of this motion, for which Former Husband should be held

answerable.

WHEREFORE Former Wife prays that this Honorable Court enter its Order adjudicating Former Husband in contempt, ordering his immediate incarceration pending payment of the sum of \$5,000.00 to your undersigned, for an additional award of attorneys fees and costs, and for such and further other relief as may be proper.

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by U.S. Mail to William A. Cabana, 1050 Capri Isles Blvd., #F105, Venice, FL 34292 on this 20 day of April, 2006.

CATHY L. KAMBER, P.A.
Attorneys for Former Wife
1675 Palm Beach Lakes Blvd.
The Forum, Tower A
Suite 700
West Palm Beach, FL 33401
Telephone: 561/868-1602

By: _____


CATHY L. KAMBER, ESQ.
Florida Bar No. 312819

CATHY L. KAMBER, P.A.

ATTORNEYS AT LAW

1675 PALM BEACH LAKES BOULEVARD

THE FORUM, TOWER A

SUITE 700

WEST PALM BEACH, FLORIDA 33401

CATHY L. KAMBER

ADMITTED TO PRACTICE IN FLORIDA AND NEW YORK

KENNETH H. RENICK

RETIRED

TELEPHONE

(561) 868-1602

FAX NO.

(561) 868-1544

April 20, 2006

The Honorable Martin H. Colin
Palm Beach County Courthouse
205 No. Dixie Highway, Room 6.1208
West Palm Beach, FL 33401

Re: Cabana v. Mayo
CASE NO: 501971DR004137XXDIFD

Dear Judge Colin:

Enclosed herewith please find that certain "Order of Referral to General Magistrate" in connection with the above referenced matter.

If acceptable, would your Honor kindly enter same. Sufficient copies and postage pre-paid envelopes are enclosed for your assistant's convenience in mailing conformed copies.

Should you have any questions, please do not hesitate to contact me.

Respectfully submitted,

CATHY L. KAMBER, P.A.

By: _____


Cathy L. Kamber

CLK/rlg

cc: Mr. William A. Cabana

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SHARON ANN MAYO f/k/a
SHARON ANN CABANA
Respondent/Former Wife.

ORDER OF REFERRAL TO
GENERAL MAGISTRATE

THIS CASE IS REFERRED TO THE GENERAL MAGISTRATE on the following issues:

1. Former Wife's Motion for Contempt and any other matter related thereto.

IT IS FURTHER ORDERED that the above issues are referred to General Magistrate Leonard Hanser, for further proceedings, under rule 12.490 of the Florida Family Rules of Procedure and current administrative orders of the Court. Financial Affidavits, Florida Family Law Rules of Procedure Form 12.902(b) or (c), shall be filed in accordance with Florida Family Law Rule of Procedure 12.285. The General Magistrate is authorized to administer oaths and conduct hearings which may include taking of evidence and shall file a report and recommendations that contain findings of fact, conclusions of law, and the name of the court reporter, if any.

The General Magistrate shall assign a time for the proceedings as soon as reasonably possible after this referral is made and shall give notice to each of the parties either directly or by directing counsel or a party to file and serve a notice of hearing.

Counties within the State of Florida may have different rules. Please consult the (✓) Clerk of the Court (✓) Family Law intake staff (✓) Self-Service Center.

A REFERRAL TO A GENERAL MAGISTRATE REQUIRES THE CONSENT OF ALL PARTIES. YOU ARE ENTITLED TO HAVE THIS MATTER HEARD BY A JUDGE. IF YOU DO NOT WANT TO HAVE THIS MATTER HEARD BY THE GENERAL MAGISTRATE, YOU MUST FILE A WRITTEN OBJECTION TO THE REFERRAL WITHIN 10 DAYS OF THE TIME OF SERVICE OF THIS ORDER. THE OBJECTION MUST BE MADE BEFORE THE HEARING. IF THIS ORDER IS SERVED WITHIN THE FIRST 20 DAYS AFTER SERVICE OF PROCESS, THE TIME TO FILE AN OBJECTION IS EXTENDED TO THE TIME WITHIN WHICH A RESPONSIVE PLEADING IS DUE.

FAILURE TO FILE A WRITTEN OBJECTION WITHIN THE APPLICABLE TIME PERIOD IS DEEMED TO BE A CONSENT TO THE REFERRAL

If either party files a timely objection, this matter shall be returned to the undersigned judge with a notice stating the amount of time needed for hearing.

REVIEW THE REPORT AND RECOMMENDATIONS MADE BY THE GENERAL MAGISTRATE SHALL BE BY EXCEPTIONS AS PROVIDED IN RULE 12.490(F), FLORIDA FAMILY LAW RULES OF PROCEDURE. A RECORD, WHICH INCLUDES A TRANSCRIPT, MAY BE REQUIRED TO SUPPORT EXCEPTIONS.

YOU ARE ADVISED THAT IN THIS CIRCUIT:

- a. electronic recording is provided by the court. A party may provide a court reporter at that party's expense.
- b. a court reporter is provided by the court.

SHOULD YOU WISH TO SEEK REVIEW OF THE REPORT AND RECOMMENDATION MADE BY THE GENERAL MAGISTRATE, YOU MUST FILE EXCEPTIONS IN ACCORDANCE WITH RULE 12.490(f), FLORIDA FAMILY LAW RULES OF PROCEDURE. YOU WILL BE REQUIRED TO PROVIDE THE COURT WITH A RECORD SUFFICIENT TO SUPPORT YOUR EXCEPTIONS, OR YOUR EXCEPTIONS WILL BE DENIED. A RECORD ORDINARILY INCLUDES A WRITTEN TRANSCRIPT OF ALL RELEVANT PROCEEDINGS. THE PERSON SEEKING REVIEW MUST HAVE THE TRANSCRIPT PREPARED IF NECESSARY FOR THE COURT'S REVIEW.

DONE and ORDERED at West Palm Beach, Palm Beach County, Florida, this ____ day of April, 2006.

Circuit Court Judge

Copies furnished to:

General Magistrate Leonard Hanser
Cathy L. Kamber, Esq., 1675 Palm Beach Lakes Blvd., Suite 700, West Palm Beach, FL 33401
William A. Cabana, 1050 Capri Isles Blvd., #F105, Venice, FL 34292