

DATE: DECEMBER 23, 2019

TIME: 14:45:42

COURT USE ONLY PURSUANT TO ARK. SUP. CT. ADMIN. ORDER NO. 2(B)

IN THE CIRCUIT COURT OF INDEPENDENCE COUNTY, ARKANSAS

LUNDEN ALEXIS ROBERTS

PLAINTIFF

vs.

ROBERT HUNTER BIDEN

DEFENDANT

Case No: 32DR-19-187

2D DIV.

MOTION FOR CONTEMPT AND
FOR ORDER TO SHOW CAUSE

COMES NOW the plaintiff, by and through her attorneys, LANCASTER & LANCASTER LAW FIRM, PLLC, and for her motion states:

1. That this Court warned the defendant on December 6, 2019, that he was expected to fully complete the affidavit of financial means and comply with Court orders. *See* Ex. 1 (Letter from his Honor to Hunter Biden dated December 6, 2019) (attached).
2. That this Court ordered the defendant to provide his five most recent paystubs or his five most recent tax returns to the Court and the plaintiff's attorney no later than 4:30 p.m. on December 12, 2019. *See* Interlocutory Order, p. 2, ¶ 11 (file marked December 4, 2019).
3. That this Court ordered the defendant to provide his personal tax returns for the past five years as well as "any and ALL financial documents and information showing money or monies he received in the past five years" no later than 4:30 p.m. on December 19, 2019. *See Amended Interlocutory Order*, p. 1, ¶¶ 1, 2 (file marked December 16, 2019) (emphasis in original).

4. That the defendant failed to provide any paystubs or tax returns with his affidavit of financial means on December 12, 2019.

5. That the defendant failed to provide the following documents on December 19, 2019:

- A. full and complete tax returns for the any of the past five years;
- B. his 2017 or 2018 tax personal tax returns;
- C. schedule K-1 documents for all companies the defendant has reported that he owns or has an ownership interest;
- D. documents showing monies he received which are reported on his tax returns; and
- E. any documents showing income or money actually received by the defendant in the past five years, including, but not limited to, payments, dividends, stock options, etc.

6. That the defendant has failed to fully comply with this Court's orders. Pleading further, the defendant, through counsel, indicated during a conference call that he was capable of providing these documents by the December 19, 2019, deadline.

7. That the defendant's conduct which violates this Court's interlocutory order is willful and contemptuous. This Court should enter an order compelling the defendant to appear at the January 7, 2020, hearing in this case and show cause as to why he should not be held in contempt.

8. That the defendant should be found in contempt.

9. That it is clear that the defendant does not believe this Court's orders apply to him and that he can do as he pleases. This Court should take some action that will make the defendant follow court orders and a believer in the rule of law.

10. That this Court should sanction the defendant as it deems appropriate and just. Pleading further, any sanction should include full compliance with the interlocutory orders so that child support can be set according to Arkansas law. Such action in the best interests of the child in this case.

11. That this is but another example of the defendant's unnecessary actions to frustrate prompt adjudication of this matter and increase the plaintiff's litigation costs. This Court should order the defendant to pay the plaintiff's attorneys' fees and costs for bringing this motion and for any hearings related to this motion.

WHEREFORE, the plaintiff moves this honorable Court to order the defendant to appear and show cause; find him in contempt and sanction him as appropriate and just; for attorneys' fees and costs; and for all other just and proper relief.

Respectfully Submitted,

LANCASTER & LANCASTER
LAW FIRM, PLLC

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ORIGINAL
LANCASTER LAW FIRM

By: 

Jennifer M. Lancaster, 2011178

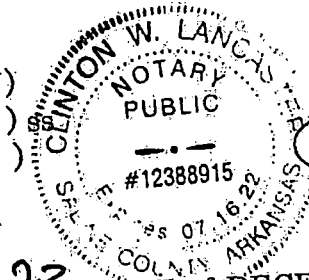
Clinton W. Lancaster, 2011179

VERIFICATION

I, LUNDEN ROBERTS, do hereby state, on oath, that the facts and information set forth above are true and correct to the best of my knowledge, information and belief.

STATE OF ARKANSAS

COUNTY OF SALINE



[Signature]
LUNDEN ROBERTS

ON THIS DAY, the 23 DAY of DECEMBER, 2019, appeared before me LUNDEN ROBERTS known well to me to be the person whose name is subscribed to the within instrument and acknowledged that he or she executed the same for the purposes therein contained.

My Commission Expires: 7/16/22

[Signature]
NOTARY PUBLIC

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been delivered by the below method to the following person or persons:

☐ First Class Mail ☐ Facsimile ☒ Email ☐ AOC/ECF ☐ Hand Delivery

Brent Langdon
blangdon@ldatty.com

on this 23 DAY of DECEMBER, 2019.

[Signature]
Clinton W. Lancaster

ROBERTS v. BIDEN

MOTION FOR CONTEMPT

EXHIBIT NO. 1

LETTER FROM JUDGE TO BIDEN



SIXTEENTH JUDICIAL DISTRICT
CIRCUIT COURT
P.O. BOX 2656
BATESVILLE, AR 72503
OFFICE TELEPHONE:
870-793-8890

DON McSPADDEN
CIRCUIT JUDGE

COUNTIES:
CLEBURNE • FULTON • INDEPENDENCE
IZARD • STONE

SKYE WRIGHT
COURT REPORTER
PHONE #501-206-8336
CHRISTY MIDDLEBROOKS
TRIAL COURT ASSISTANT
PHONE #870-793-8890
FAX #870-793-8891

December 6, 2019

Mr. Robert Hunter Biden
3512 Multiview Drive
Los Angeles, CA 90068

Re: Lunden Roberts v. Robert Hunter Biden
Independence Circuit No. DR-2019-187

Dear Mr. Biden:

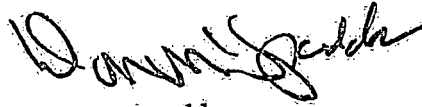
It is my understanding that you are self represented in the above captioned matter. If this is incorrect please contact my office immediately. I am copying Mr. Mesires with this correspondence since he has contacted my office advising me that he represents you in other matters.

Since you are self represented I wanted to make you aware that you are required to abide by certain orders that have already been issued in your case. This includes filing an Affidavit of Financial Means and providing the Court and Mr. Lancaster with a copy of the same. This will be filed under seal and is due pursuant to one of the mentioned orders.

I do not keep any filings, correspondence or other matters in my office. All that material is trashed with any sensitive information destroyed by shredding. Generally I try to make sure that dates of birth, children's names and financial information not testified to in open court are filed under seal. Other information is kept confidential by the Clerk only when required by Arkansas law. I am not the keeper of the records and can not and will not attempt to shield matters from the public that are not required to be redacted by law.

As I advised both sides in Court, I want all sides to abide by my orders and those orders will be enforced.

Sincerely,

A handwritten signature in dark ink, appearing to read "Don McSpadden", written in a cursive style.

Don McSpadden
Circuit Judge

DM/cm

cc: Clinton Lancaster
George Mesires