

separation agreement pursuant to the principles set for in *Moore v. Moore*, 297 N.C. 14 (1979).

10. The sums owed by Defendant to Plaintiff are “sums of money due by contract” under G.S. § 24-5. Defendant is further indebted to Plaintiff for the amount of interest that has accrued on these sums dating from the time first due.

WHEREFORE, Plaintiff prays the court as follows:

1. That she be awarded a judgment against defendant in the amount of \$_____ and any further amount due under the terms of this agreement at the time this action is heard, plus interest pursuant to G.S. § 24-5.
2. That Defendant be ordered to specifically perform the ongoing support terms of the separation agreement and to make payments past due under the agreement at the time this action is heard.
3. That she recover reasonable attorney fees pursuant to the terms of the separation agreement.
4. That the costs of this action be taxed to the defendant.
5. For such other and further relief as to the Court may seem just and proper.

This the ____ day of _____, 20__.

(Name of Firm)

By: _____

Attorney for Plaintiff

NC State Bar # _____

_____, North Carolina _____

Telephone: (____) _____

NORTH CAROLINA

VERIFICATION

_____ COUNTY

_____, being first duly sworn, deposes and says that I am the plaintiff in this action; that I have read the foregoing Complaint and that the same is true of my own knowledge except as to those matters and things therein stated upon information and belief, and as to those I believe them to be true.

Plaintiff

Sworn to and subscribed before me
this ____ day of _____, 20__.

Notary Public

My commission expires: _____