# PETITION TO MODIFY LEGAL DECISION MAKING (CUSTODY), PARENTING TIME (VISITATION) and CHILD SUPPORT



# To Change an Existing Court Order

(Instruction Packet/ Forms Packet)

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### **SELF-SERVICE CENTER**

# PETITION TO CHANGE a COURT ORDER FOR CHILD CUSTODY, PARENTING TIME and CHILD SUPPORT CHECKLIST

You may use the forms and instructions in this packet if . . .

- You want to file court papers to change legal decision making (custody), parenting time and child support, **AND**
- You do not wish to or cannot submit an AGREEMENT to this change signed by you and the other party, **AND**
- ✓ The court order that you want to change is a Maricopa County Order,
  AND

## One or more of the following has occurred:

- ✓ Domestic violence, spousal abuse, or child abuse has occurred since the custody order was signed, **OR**
- The minor child(ren)'s present surroundings may endanger the minor child(ren)'s physical, mental or emotional health, **OR**
- ✓ The joint legal decision making (custody) order that you want to change was dated at least six months ago and the other party has failed to comply with the provisions of the joint custody order, **OR**
- ✓ The order that you want to change was dated at least one year ago and it is in the minor child(ren)'s best interest to make a change to that order.

WARNING: If the order you want to change is not from this county, ask a lawyer about the requirements to file your Petition (Request) with this Court.

**READ ME:** Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Self-Service Center website.

# Law Library Resource Center

# To change a court order for legal decision making (custody), parenting time and child support

This packet contains court forms and instructions to file to change a court order for legal decision making (custody), parenting time and child support. Items in bold are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

Order	File Number	Title	# Pages
1	DRMC1k	Checklist: You may use these forms if	1
2	DRMC1t	Table of Contents (this page)	1
3	DRMC10h	Helpful Information about Getting a Change of Custody, Parenting Time and Child Support"	3
4	DRMC11i	Instructions for filling out Petition to Modify Child Custody, Parenting Time, and Child Support	5
5	DRS12h	How to complete a Child Support Worksheet	1
6	DRMC11p	Procedures: How to file your Petition to Modify Child Custody, Parenting Time and Child Support	4
7	DRMC11f	Petition to Modify Legal Decision-making (Custody), Parenting Time and Child Support	5
8	DRCVG13f	Affidavit Regarding Minor Children	3
9	DRCVG11f	Parenting Plan	11
10	DRMC81f	Order to Appear for Resolution Management Conference	3
11	DRS88f	Current Employer Information Sheet	1
12	DRSW82f	Order Stopping Income Withholding Order (if applicable)	1

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### LAW LIBRARY RESOURCE CENTER

# HELPFUL INFORMATION ABOUT CHANGING a COURT ORDER for LEGAL DECISION-MAKING (LEGAL CUSTODY), CHILD SUPPORT and PARENTING TIME

**IMPORTANT INFORMATION.** The following is important information on when you can legally ask the court for a change of legal decision-making (legal custody), parenting time and child support. Read it carefully **before** you fill out the Petition.

### 1. WHEN CAN YOU FILE FOR A CHANGE OF LEGAL DECISION-MAKING?

- A. IF YOU HAVE A JOINT LEGAL DECISION-MAKING ORDER You can only ask for a change of legal decision-making if the following applies to your case:
  - At least one (1) year has passed since your joint legal decision-making order was signed by the Court and there have been significant changes in circumstances that make a change in legal decision-making necessary for the good of the minor child(ren), **OR**
  - At least six (6) months have passed and the other parent has not followed the joint legal decision-making order, OR
  - There has been domestic violence, spousal abuse, or child abuse and you have evidence that the best interest of your minor child(ren) requires a change.
- **B. IF YOU HAVE A SOLE LEGAL DECISION-MAKING ORDER** You can **only** ask for a change of legal decision-making if the following applies to your case:
  - at least one (1) year has passed since your sole legal decision-making order was signed by the Court, and there have been significant changes in circumstances that make a change in legal decision-making necessary for the good of the minor child(ren), **OR**
  - There is reason to believe that the minor child(ren)'s current environment may seriously endanger the child(ren)'s physical, mental, moral or emotional health and your minor child(ren) is/are at risk.

**WARNING:** If enough time has not passed since the signing of your decree/order to allow you to file for a change of legal decision-making, you **cannot** file for a change of legal decision-making, <u>unless</u> your case falls under one of the exceptions listed above. You may, however, want to seek mediation or counseling as an option toward resolution.

**IMPORTANT:** If you have reason to believe that the other parent, or someone associated with the other parent, is physically abusing or hurting your minor child(ren), you should contact the Department of Child Safety or your local Police Department immediately. If your minor child(ren) is/are in a dangerous situation, you should take steps to file a "Petition to Modify Legal Decision-Making and/or Parenting Time and Child Support" to get a permanent change of legal decision-making and/or parenting time, <u>and</u> a "Petition for Temporary Modification Without Notice to the Other Party" (formerly known as an "emergency modification") as soon as possible. Forms are available from the Law Library Resource Center.

# 2. THINGS TO CONSIDER BEFORE FILING A CHANGE OF LEGAL DECISION-MAKING:

A. Filing for a change of legal decision-making and/or parenting time is a **serious matter** and generally should be considered as a **last resort**. Raising a minor child(ren) in two households, arranging for parenting time, and making joint decisions about a minor child(ren)'s welfare can lead to high levels of stress, conflict, and anger between you, the other party, and the minor child(ren). Unless your minor child(ren) is/are in immediate physical or emotional risk you may find it helpful to seek family counseling or mediation as an option **before** you take legal action.

Mediation is a voluntary process where you and the other parent meet with a professional who will try to help you work together to find a solution to your problem. The mediator is not there to take sides, but can help you understand the other parent's point of view. The mediator helps you approach your problems in a way that will more likely lead to an agreement and will help you to focus on your minor child(ren)'s needs first.

Mediation services are available at your option, through the Family Department in the Superior Court, or through private mediation services. Another option toward resolving legal custody, parenting time or child support issues you may consider is family counseling, to learn how to better deal with ongoing problems. A list of mediators and counselors is available through the Law Library Resource Center or you can contact Community Information and Referral Services "211" website, under "Mediation and Arbitration".

B. To change legal decision-making, you must convince the judge through appropriate evidence, that the best interests of the minor child(ren) requires that legal decision-making be changed. The judge usually will **not** change legal decision-making unless you can show that there is a **substantial and continuing change of circumstances**. What this means is that you must convince the judge that something has happened since the Decree or Order was signed that will be **continuing** and which makes you the better parent to have legal decision-making of the minor child(ren). Changes like a new spouse, change or loss of job, or new place of residence are generally not enough to change legal decision-making.

You must show that the change or situation has a **substantial effect** on the minor child(ren)'s well-being. Judges generally do **not** want to put a minor child(ren) through another serious change in surroundings, unless he or she is convinced it is necessary for the child(ren)'s welfare.

There are many things the judge may look at in deciding "the best interest of the minor child(ren)." The law says that the Court will look at issues such as:

- how the minor child relates to parents, brothers and sisters:
- how the minor child is doing in school and socially;
- which parent is more likely to cooperate in giving parenting time to the other parent;

- which parent is better able mentally and physically to care for the minor child;
- which parent has provided the primary care to the minor child; and
- evidence of what a parent has done to convince the other parent to make a legal decisionmaking agreement.

The Court will give serious consideration to domestic violence against you, the minor child, or another person in the child's presence when deciding whether or not to change legal decision-making. Evidence of drug or alcohol abuse by either parent is also an important factor in a legal decision-making decision.

- TIPS FOR FILING A CHANGE OF LEGAL DECISION-MAKING. A change of legal decisionmaking has several special requirements that you should understand before you begin.
  - **Tip #1:** Whenever possible, try to solve your legal decision-making problems through voluntary programs such as counseling or mediation, **unless** your minor child(ren) is/are at immediate risk. If you try to solve your problems through family counseling or mediation **before** you file, you may be successful, and may no longer need to go to court.
  - **Tip #2:** Before you file, make sure six (6) months have passed since your final joint legal decision-making Decree/Order was signed, or one (1) full year has passed since your sole legal decision-making Decree/Order was signed, **unless** you meet an exception listed above.
  - Be sure that the changes in circumstances that caused you to request the change of legal decision-making are **important** and **related to issues** of your minor child(ren)s long term best interest. In other words, do **not** file for a change of legal decision-making, if you simply aren't getting along with the other parent or have changed your mind about legal decision-making. Be sure that if you are making allegations of abuse or neglect, that you have witnesses or evidence to back up your statements.
  - Tip #4: If your minor child(ren) has/have been seriously hurt or physically abused, contact the appropriate authorities and file a "Petition for Temporary Modification of Legal Decision-Making Without Notice" to get the minor child out of the dangerous environment as soon as possible. You will still need to file a "Petition to Change Legal Decision-Making." These forms are available at the Law Library Resource Center.

# Law Library Resource Center

# Instructions for filling out the Petition to Modify Legal Decision-making (Legal Custody), Parenting Time and Child Support

Important Notice to Victims of Domestic Violence: All court documents request your address and phone number. If you are a victim of domestic violence, are in a domestic violence shelter, or if you do not want your address known to protect yourself or your minor children from further violence, you must file for an Order of Protection and ask that your address not be disclosed on court papers. With that Order, just write "protected" when asked for this information and update the Clerk of Superior Court with an address and phone number as soon as possible.

Use this form <u>only if you already</u> have a court order concerning legal decision-making, parenting time and/or child support. You will want to have a copy of your Order in front of you as you fill out these papers.

A. Please type or print with **black** ink only!

In the top left corner of the first page, provide the information requested about you. If your address is protected by court order, write "protected" in the space for address and make sure the Court has a means of contacting you on file.

B. Fill in the top section where it says Name of Petitioner (Party A), Name of Respondent (Party B), and Case Number, exactly as it appears on your original Maricopa County court case where legal decision-making, parenting time and/or child support was originally ordered.

### General information:

- 1. Information about me: Fill in your name, address (if not protected) and how you are related to the minor children.
- 2. Information about the other party: Fill in the other party's name, address (if not protected) including city, state and zip code and how the other party is related to the minor child(ren).

- 3. Information about the children for whom I want the legal decision-making (legal custody), parenting time, and/or child support order changed: Provide the information requested on all the children under 18 years of age for whom you are seeking to make a change in legal custody, parenting time and child support.
- 4. Affidavit Regarding Minor Children. If the minor children have resided in Arizona since the entry of the last Arizona legal decision-making, parenting time or child support Order check the first box. If not, you must attach an Affidavit Regarding Minor Children and check the second box. The Affidavit Regarding Minor Children form is in the forms packet.
- 5. Information about the Order I want to change. Write in the date the Judge signed the Order, the name of the court ("Superior" or "District," etc.), the name of the county, and the name of the state where the order was signed. Include the page numbers and sections of the decree/order where the language appears.
  - What your Order now says: This is where you tell the judge exactly what part of your decree/order you want to change. You should find your current decree/order, read it carefully several times and then decide what parts you want to change.
- 6. Domestic violence. Choose the option that best describes your situation relating to legal decision-making (legal custody) and parenting time. If you need more room to explain, you can use extra sheets of paper and attach it to this Petition.
- 7. Drug / alcohol abuse and convictions within the last 12 months. Choose the option that best describes your situation relating to legal decision-making (legal custody) and parenting time. If you need more room, you can use extra sheets of paper and attach it to this Petition.
- 8. Why the Decree/Order should be changed: This is where you briefly explain to the judge why you think a change of your existing decree/order is necessary for the best interest of the minor child(ren). If you need more room, you can use extra sheets of paper and attach it to this Petition. If you are asking the judge for a change in child support, attach an updated child support worksheet to this petition, and mark the box indicating the attachment.

Requests I make to the Court: This is where you explain to the judge what you want your decree/order to say about legal decision-making, parenting time and/or child support.

A. Legal decision-making (legal custody), parenting time and child support:

Joint legal decision-making: If you are asking for joint legal decision-making, check this box, and write the names of the minor children in the space provided. If you check this box, complete the Parenting Plan before you go to the judge for your final order. The Parenting Plan is in the (#3) "Orders" packet, when the parties disagree, and in the first (#1) packet if parties agree.

Sole legal decision-making: If you want sole legal decision-making, check the boxes that apply, including the parenting time you are asking for. Tell the court whether you want primary (more than 50% of) physical custody of the minor children to go to you or the other party.

Parenting time: Mark one box only. You can ask that the non-custodial parent (the parent having less than 50% physical custody of the minor children) have one of the following types of parenting time:

- 1. <u>Reasonable parenting time</u> -- This suggests an amount of parenting time appropriate to the age of the child.
- 2. Reasonable parenting time by agreement of both parties -- Complete the Parenting Plan before you go to the judge for your final order. The Parenting Plan is in the "Orders" packet.

Refer to "Planning for Parenting Time: Arizona's Guide for Parents Living Apart" to help make your new parenting plan. The Guide is available for purchase at all Superior Court Law Library Resource Center locations or may be viewed online and downloaded for free from the state courts' web page.

3. <u>Supervised parenting time to the non-custodial parent</u>. You should request supervised parenting time if the non-custodial parent cannot adequately care for the minor children without another person present. You may request this if the person not having the

most time with the child(ren), abuses drugs or alcohol; is violent or abusive; or does not have the parenting skills to care for the minor child(ren) without another adult present. Remember, supervised parenting time is not intended to punish the parent, but to protect the minor child(ren). You must write the reasons why parenting time should be supervised.

4. <u>No parenting time to the non-custodial parent</u>. You should mark this box only if the non-custodial parent has <u>seriously harmed</u>, abused, or otherwise is <u>a serious danger</u> to the minor children's physical and emotional health, or if there is a criminal court order stating there is to be no contact between the minor children and the non-custodial parent. This is a last resort to protect the minor children.

Note: Even if you do not want to change the child support amount, the judge will still review all the financial information to determine if child support should be changed.

B. Child support: Mark the box to indicate which party will pay child support. Fill in the amount from the completed Child Support Worksheet, or if you are requesting an amount different from the Worksheet amount (a deviation), enter that amount. Check one of the boxes to indicate whether you are requesting the amount calculated on the Worksheet – or to deviate from that amount based on other factor.

You can use the free online Child Support Calculator at the website listed below to complete a child support worksheet.

ezCourtForms: <a href="http://www.superiorcourt.maricopa.gov/ezcourtforms2/">http://www.superiorcourt.maricopa.gov/ezcourtforms2/</a>

You may also be required to present an Affidavit of Financial Information (DROSC13f) especially if requesting to deviate from the amount listed on the Child Support Worksheet and may need to refer to the "Arizona Child Support Guidelines" (DRS10h) as well. These documents are available at the Superior Court Law Library Resource Center locations or website.

C. Medical, dental, vision care insurance payments and expenses: Mark which party should be responsible for health, medical, dental, and vision care

insurance and other related expenses. Then write in what percentage Party A should pay and what percentage Party B should pay of those expenses not covered by insurance. The total percentage must be 100%.

- D. Federal income tax deduction. Tell the court whether Party A or Party B should claim the minor children as income tax deductions every year or every other year.
- E. Other orders: Fill in this information only if you have made other requests to the court. Write the specific additional orders you are requesting the court to make that were not covered elsewhere in your Petition. Use extra pages if necessary.
- F. Oath or affirmation and verification: This document must be signed in front of a Deputy Clerk of Superior Court or Notary. By signing the Petition under Oath or Affirmation, you are stating, under penalty of perjury, that the information is true and correct.

After you have completed the Petition:

When you have completed all forms: Go to the Procedures - How to File Your Petition to Modify Child Custody, Parenting Time and Child Support for what to do after you have completed the Petition to Modify Legal Decision-making, Parenting Time and Child Support.

# Law Library Resource Center

# How to complete a Child Support Worksheet

Use the **free** online child support calculator to produce the Child Support Worksheet that <u>must</u> be turned in along with your other court papers.

Using the online calculator is <u>free</u> (access to the Internet and a printer required).

If you do not have access to the Internet and/or a printer, you may use the computers at any Law Library Resource Center location. There is a small, per-page charge for printing. The online calculator is available at:

ezCourtForms

https://www.superiorcourt.maricopa.gov/ezcourtforms2/

# Advantages of Using the Online Child Support Calculator

- The online calculator is free.
- The online calculator does the math for you.
- The online calculator produces a neater, more readable worksheet.
- The online calculator produces a more accurate child support calculation, and
- You don't have to go through 35 pages of Guidelines and Instructions.

If you want to perform the calculations <u>yourself</u>, you will need an additional 60 or more pages of guidelines, instructions, and the Child Support Worksheet form. These are available for separate purchase from the Law Library Resource Center as part of the "How to Calculate Child Support" packet, or may be downloaded for free from the Law Library Resource Center's web page (https://superiorcourt.maricopa.gov/llrc/family-court-forms/).

When you have completed all needed forms, go to the "Procedures" page and follow the steps.

# Law Library Resource Center

Procedures: How to file your petition to modify child custody, parenting time and child support

# STEP 1. Complete all required paperwork:

- Petition to Modify (the Petition)
- Parenting Plan
- Child Support Worksheet (also known as Parents Worksheet for Child Support) the Child Support Worksheet can be found and completed at http://www.superiorcourt.maricopa.gov/ezcourtforms2/ It is not contained within this packet.
- Affidavit Regarding Minor Children (Only required when the children have resided outside the State of Arizona at some time since the date of the last custody order).

Step 2. Make copies and file the papers with the Clerk of Superior Court: Make three (3) copies of the paperwork you completed: one for you, one for the other party, and one for the Judge. If the State of Arizona (DES/DCSE) is a party, make a 4th copy to serve on the Attorney General's Office.

Each set should contain the following documents:

Originals: (for Clerk of Superior Court)	Judge's Copies
Petition to Modify Parenting Plan Child Support Worksheet Affidavit Regarding Minor Children (if applicable)	Petition to Modify Parenting Plan Child Support Worksheet Affidavit Regarding Minor Children (if applicable) Order to Appear
Your Copy:	Other Party's Copy:
Petition to Modify Parenting Plan Child Support Worksheet Affidavit Regarding Minor Children"(if applicable) Order to Appear	Petition to Modify Parenting Plan Child Support Worksheet Affidavit Regarding Minor Children (if applicable) Order to Appear

\*Attorney General's copies (only if required – see Step 4 on next page)

Petition to Modify,

Parenting Plan

Child Support Worksheet

Affidavit Regarding Minor Children (if applicable)

Order to Appear

Acceptance of Service (original) and self-addressed stamped envelope (addressed back to you)

- \* IF one of the parties is using the child support services of the Division of Child Enforcement (DCSE), add one additional copy of the proposed Order and attachments and a stamped envelope addressed to the Attorney General (see Step 4, below for address).
- \*\* IF this agreement changes who pays child support include a second CEI for parent who will now pay.
- Step 3. File the original documents with the Clerk of Superior Court at the filing counter. Ask the Clerk to stamp the extra copies and return those to you. These are called "conformed" copies.

Central Court Building 201 West Jefferson, 1st floor Phoenix, Arizona 85003

Northwest Court Complex 14264 West Tierra Buena Lane Surprise, Arizona 85374 Southeast Court Complex 222 East Javelina Avenue, 1st

floor

Mesa, Arizona 85210

Northeast Court Complex 18380 North 40<sup>th</sup> Street Phoenix, Arizona 85032

Fees: A list of current fees is available from the Law Library Resource Center and from the Clerk of Superior Court's website.

If you cannot afford the filing fee and/or the fee for having the papers served by the Sheriff or by publication, you may request a deferral (payment plan) when you file your papers with the Clerk of Superior Court. Deferral Applications are available at no charge from the Law Library Resource Center.

Step 4. To get a hearing scheduled: After you have filed your documents with the Clerk of Superior Court, the Clerk will then direct you to one of the following administrative offices or to the in-box of the Judicial Officer who will hear your case.

Central Court Building 201 West Jefferson, 3<sup>rd</sup> floor Phoenix, Arizona 85003 (To Family Administration)

Northwest Court Complex 14264 West Tierra Buena Lane Surprise, Arizona 85374 (To Judge's in-box) Southeast Court Complex 222 East Javelina Avenue, 1st floor Mesa, Arizona 85210 (To Family Administration)

Northeast Court Complex 18380 North 40<sup>th</sup> Street Phoenix, Arizona 85032 (To Judge's in-box)

Bring a copy of the following:

- 1. Filed copy of the Petition to Modify
- 2. Filed copy of the Parenting Plan
- 3. Filed copy of the Child Support Worksheet
- 4. Filed copy of the Affidavit Regarding Minor Children (if applicable)
- 5. Original Order to Appear
- 6. A self-addressed stamped envelope that is big enough to fit the packet (9 ½ inches by 12 inches). Make sure to put enough postage on the envelope to have it mailed back to you. Have the Post Office weigh the papers to find out the exact postage needed.

The Judge's staff will prepare the Order to Appear with the date, time, and place of the court hearing and then mail the papers back to you. Keep one set for your records and one set for the Judge. Bring both to the hearing. Serve one on the other party.

Step 5: Serve the papers on the other party(ies). The papers may be delivered by the Sheriff's Department, a licensed process server, commercial delivery service or mail by which you can obtain an original or copy of the other party's signature confirming delivery or by Acceptance of Service as described in the "Service" packet available from the Law Library Resource Center or their website.

The State of Arizona may be involved if any party received public assistance for the children or used the services of the State in establishing or collecting child support. If either party already has a case with the State (DCSE or DES) involving the same children as in this case, notice of this action must also be given to the Attorney General's Office.

Serving papers on the State: (if required). The Office of the Attorney General (the "AG") will accept service by signing an "Acceptance of Service" form and returning the form for you to file with the Court. There are no court fees for serving the State with an Acceptance, as described below:

- (a) You may mail or personally deliver to the Office of the "AG" assigned to your case:
  - a copy of the Petition to Modify,
  - a copy of the Parenting Plan,
  - a copy of the Child Support Worksheet, along with an
  - Acceptance of Service and
  - a self-addressed, stamped envelope (addressed back to you).

A list of addresses for the AG's offices is available from the Law Library Resource Center or their website.

- (b) There may also be a "drop-box" in the Clerk of Superior Court's filing counter area at which you may leave the above listed documents and the envelope for the AG. Ask the Clerk at the filing counter, or
- (c) You may mail all listed documents and the envelope to:

Office of the Attorney General Child Support Services Section 2005 N. Central Avenue – Mail Drop 7611 Phoenix, AZ 85004-2926

Note: The State is not considered served until the AG's signed Acceptance of Service is filed with the Court!

Step 6: At the hearing: Be on time. Dress neatly. Be prepared to tell the Judge about the case, and why the petition should be granted. Bring all paperwork with you that you think the Judge should look at, such as reports about the children and financial records.

Bring your set of copies with you to the hearing; if the Judge's staff sent back all 3 sets of copies as described in Step 4 above, bring the Judge's copies also.

Address City, St. Telepho Email A ATLAS Lawyer	Filing:	For Clerk's Use Only
	SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY	
	Case Number:	
Petitio	ner/Party A (in original case)	
Respo	ndent/Party B (in original case)  PETITION TO MODIFY L DECISION-MAKING (LE PARENTING TIME and 0	GAL CUSTODY),
Ι,	(print your name) am Party A or Party E and make the following statements to	
GENE	ERAL INFORMATION:	
1.	Information about Me Name:	
	Address:	
	How I am related to minor child(ren) for whom the LEGAL DECIS CUSTODY) / PARENTING TIME, and/or CHILD SUPPORT order should be challed a party A OR Party B	•
2.	Information about the Other Party(ies)  Name:	
	Address:	
	How the other party is related to minor child(ren) for whom the LEGA PARENTING TIME, and/or CHILD SUPPORT order should be changed:  Party A OR Party B	L DECISION-MAKING,

Name:		Name:	
Birth Date:	Age:	Birth Date:	Age:
Name:		Name:	
Birth Date:	Age:	Birth Date:	Age:
Affidavit Regardi	ng Minor Childre	n. The minor children h	ave resided in Arizona sinc
entry of the last Arizo	na legal decision-maki	ng, parenting time, and/or ch	nild support Order OR (if
I have attached a	ın "Affidavit Regarding	Minor Children".	
Information abou	it the Order I want	to change:	
The Order was issued	l on:		(Month/Day/Yea
The Order was issued	l by:		(Name of Court
Located in this County	y:		
Located in this State:			
And each of the follow	ving is a true statement	:	
• The mi	nor child(ren) have live	d in Arizona for at least six (6	S) months before the date I:
	` '	th, if younger than six (6) more	,
		by the Superior Court of Ariz	
<u>—</u>		nis county and has a Maricop	•
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why I	THE DECREE/ORDER SHOULD BE CHANGED: These are my reasons believe that a change of legal decision-making, parenting time and/or child support is in the best st of the child(ren) (Use extra pages if necessary):
A	current child support worksheet is attached to this petition.
QUES	TS I MAKE TO THE COURT:
PAR	ENTING TIME: Award parenting time as follows:
	Reasonable parenting time rights as described in the Parenting Plan, OR
	Supervised parenting time between the children and Party A OR Party B, OF
	No parenting time rights to the Party A OR Party B.
	Supervised or no parenting time is in the best interests of the child(ren) because:
	Explanation continues on attached pages made part of this document by reference.
	Name this person to supervise:
	<ul><li>2. Order cost of supervised parenting time (if applicable) to be paid by:</li><li>Party A</li><li>Party B</li></ul>

В.	LEGAL DECISI	ION-MAKING (legal custody):	
	Award le	gal decision-making concerning the child(ren) as follows	:
	AV	NARD SOLE LEGAL DECISION-MAKING (sole legal custody) to	<b>)</b> :
		Party A Party B	
	OI	R	
	AV	NARD JOINT LEGAL DECISION MAKING (joint legal custody) to	o BOTH PARENTS.
	mii Ag ma	arty A and Party B will agree to act as joint legal decision-maken nor child(ren) and will submit a Parenting Plan and Joint Legareement signed by the both parties. (For the court to order "jaking, there must have been no "significant" domestic violationa law, A.R.S. § 25-403.03).	gal Decision-Making oint" legal decision-
C.	CHILD SUPPO	RT. Party A OR Party B should pay child support to	Party A OR
	Party B in the	ne amount of \$ per month on the first	day of every month,
	"Child Support W	st day of month following the filing of this Petition based <b>Vorksheet."</b> All child support payments should be made throug and will be subject to an applicable statutory fee through an	h the Child Support
D.	MEDICAL, DEN	NTAL, VISION CARE	
	Party A should	d be responsible for providing:	
	me	edical dental vision care insurance.	
	Party B should	d be responsible for providing:	
	mo	edical dental vision care insurance.	
	in the Parent's Wordered to pay m	Norksheet for Child Support attached and incorporated by references the other party informed of the insurance company and must give the other party the documents necessary to submit	erence. The party name, address and
	Non-Covered Exp	penses. Party A is ordered to pay %, AND I	Party B is ordered

EDERAL INCO	ME TAX DEDUCTION.	
The right to claim	the minor child(ren) as a deduction	for Federal income tax purpose
divided as follows:	Person entitled to claim: "A" for Pa	rty A, "B" for Party B.
Claim by:	Name of Child	Starting Tax
] а 🔲 в		Every Year
 A B		Every Year
 A B		
		Every Year
DECLARATIO	S. I request further Orders relating to  N UNDER PENALTY OF P  H OR BY AFFIRMATION	
DECLARATIO UNDER OATI	N UNDER PENALTY OF P	ERJURY
DECLARATIO UNDER OATI	N UNDER PENALTY OF PH OR BY AFFIRMATION under penalty of perjury that the	ERJURY e contents of this document a
DECLARATIO UNDER OATI I swear or affirm correct to the best	N UNDER PENALTY OF PHOR BY AFFIRMATION  under penalty of perjury that the of my knowledge and belief.	ERJURY
DECLARATIO UNDER OATI I swear or affirm correct to the best  Date  STATE OF	N UNDER PENALTY OF PHOR BY AFFIRMATION under penalty of perjury that the of my knowledge and belief.	ERJURY e contents of this document a
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DECLARATION UNDER OATION I swear or affirm correct to the best	N UNDER PENALTY OF PHOR BY AFFIRMATION under penalty of perjury that the of my knowledge and belief.	ERJURY e contents of this document a

Perso			
1 6130	n Filina:		
Addre	ss (if not protected):		
City, S	State, Zip Code:		
Telepi	none:		
Email	Address:		For Clerk's Use Only
AILA	S Number:		
		t a Lawyer or  ☐ Attorney for  ☐ Petition	
·	<u>.</u>		
	S	SUPERIOR COURT OF A IN MARICOPA COUN	_
		Case Number	er:
Name	of Petitioner	_	
		ATLAS Num	(if applicable)
			(ii applicable)
Name	of Respondent	AFFIDAVI MINOR CH	T REGARDING
	TICE: This "Affidayi	it Regarding Minor Children" is reg	
NO.			iliraa tar sii laasi aacisian mskina
custod	ly) cases. If you are		uired for all legal decision making na legal decision making (custody) e state at some time in the last 5
custod order Fill	ly) cases. If you are r, it is only required i out this Affidavit co	asking to modify an existing Arizon f the children have lived outside the	na legal decision making (custody) e state at some time in the last 5 prmation. Use additional paper if
custod order Fill	ly) cases. If you are r, it is only required i out this Affidavit co ary. You must give	asking to modify an existing Arizon f the children have lived outside the years.  Impletely, and provide accurate infocopies of this Affidavit and all othe party, and to the judge.	na legal decision making (custody) e state at some time in the last 5 primation. Use additional paper if a required documents to the other ER 18 YEARS OLD. The following
custod order Fill necess	c, it is only required in out this Affidavit contains are contained. You must give	f the children have lived outside the children have lived outside the years.  Impletely, and provide accurate infectopies of this Affidavit and all other party, and to the judge.  THE PARTIES WHO ARE UNDErige 18 and were born to, or adopted by, not a series of the children in the party.	na legal decision making (custody) e state at some time in the last 5 ormation. Use additional paper if er required documents to the other
custod order Fill necess	c, it is only required in out this Affidavit contains. You must give CHILDREN OF 1 child(ren) are under a Name:	asking to modify an existing Arizon f the children have lived outside the years.  Impletely, and provide accurate inforcopies of this Affidavit and all other party, and to the judge.  THE PARTIES WHO ARE UNDER THE WHO ARE UNDER THE PARTIES WHO ARE UNDER THE PARTIES WHO ARE UNDE	na legal decision making (custody) e state at some time in the last 5 ormation. Use additional paper if er required documents to the other er. R. 18 YEARS OLD. The following he and the other party.
custod order Fill necess	child(ren) are under a Name:  Birthdate:	asking to modify an existing Arizon f the children have lived outside th years.  Impletely, and provide accurate info copies of this Affidavit and all othe party, and to the judge.  THE PARTIES WHO ARE UNDE age 18 and were born to, or adopted by, n Name:	na legal decision making (custody) e state at some time in the last 5 ormation. Use additional paper if er required documents to the other er. R. 18 YEARS OLD. The following the and the other party.

Case No.	
----------	--

Child's Name:	Dates: From	To
Address:	Lived with:	
City, State:	Relationship to Child:	
Child's Name:	Dates: From	To
Address:	Lived with:	
City, State:	Relationship to Child:	
Child's Name:	Dates: From	To
Address:	Lived with:	
COURT CASES IN WHICH I HA LEGAL DECISION MAKING ( MINOR CHILD(REN). (Check one	VE BEEN A PARTY/WITN (CUSTODY) AND/OR PA	
COURT CASES IN WHICH I HA	AVE BEEN A PARTY/WITN (CUSTODY) AND/OR PA e box.) arty/witness in court in this state	ESS THAT INVOLVED THE ARENTING TIME OF THE OF OF THE OF INVOLVE OF
COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one I have or I have not been a pathe legal decision making (custody) and	AVE BEEN A PARTY/WITN (CUSTODY) AND/OR PA e box.) arty/witness in court in this state and/or parenting time of the child(	ESS THAT INVOLVED THE ARENTING TIME OF THE OF THE OF IN ANY OTHER STATE OF THE
COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one of the legal decision making (custody) and on separate paper. If not, go on.)	AVE BEEN A PARTY/WITN (CUSTODY) AND/OR PAge box.)  arty/witness in court in this state and/or parenting time of the child(	ESS THAT INVOLVED THE ARENTING TIME OF THE OF THE OF IN ANY OTHER STATE OF THE
COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one I have or I have not been a pathe legal decision making (custody) and on separate paper. If not, go on.)  Name of each child:	COURT Location	ESS THAT INVOLVED THE ARENTING TIME OF THE or in any other state that involved ren) named above. (If so, explain
COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one I have not been a pathe legal decision making (custody) and on separate paper. If not, go on.)  Name of each child:  Name of Court:	Court Location	ESS THAT INVOLVED THE ARENTING TIME OF THE or in any other state that involved the ren) named above. (If so, explain on:
COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one I have not been a pathe legal decision making (custody) and on separate paper. If not, go on.)  Name of each child:  Name of Court:  Court Case Number:	Court Location  CVE BEEN A PARTY/WITN  (CUSTODY) AND/OR PARTY/Witness in court in this state and/or parenting time of the child (  Court Location Current State	ESS THAT INVOLVED THE ARENTING TIME OF THE OF THE OF IN ANY OTHER OF THE OF IN ANY OTHER OF THE OTHER OF THE OTHER OF THE OTHER OTHE
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COURT CASES IN WHICH I HALLEGAL DECISION MAKING (MINOR CHILD(REN). (Check one I have not been a pathe legal decision making (custody) and on separate paper. If not, go on.)  Name of each child:  Name of Court:  Court Case Number:  How the child is involved:	Court Location  CVE BEEN A PARTY/WITN  (CUSTODY) AND/OR PARTY/Witness in court in this state and/or parenting time of the child (  Court Location Current State	ESS THAT INVOLVED THE ARENTING TIME OF THE OF THE OF IN ANY OTHER OF THE OF IN ANY OTHER OF THE OTHER OF THE OTHER OF THE OTHER OTHE

		Case No	
	relating to any of the children named above explain. If not, go on.)	e that is pending in this state or in any other state.	(If so,
	Name of each child:		
	Name of Court:	Court Location:	
	Court Case Number:	Current Status:	
	How the child is involved:		
	Summary of any Court Order:		
5.	PERSON. (Check one box.)  ☐ I do know or ☐ I do not know a pe	rson other than the Petitioner or the Respondent won-making (custody) or parenting time rights to any ain below. If not, go on.)	vho has
	Name of each child:		
	Name of person with the claim:		
	Address of person with the claim:		
	Nature of the claim:		
swe		ument is true and correct under penalty of perju	r <b>y.</b>
Signa	ıture	Date	
STAT	E OF		
COU	NTY OF		
Subs	cribed and sworn to or affirmed before me this:	b	y
		(date)	
'Nota	ry seal)	Deputy Clerk or Notary Public	
· voia	iy oodij	Dopary Clork of Notary Lubilo	

Person Filing:		
Address (if not protected):		
City, State, Zip Code:		
Telephone:		
Email Address:		For Clerk's Use Only
Lawyer's Bar Number:		
Representing Self, without a Lawyer or	Attorney for Petitioner or	Respondent
	OURT OF ARIZONA COPA COUNTY  Case No	
Petitioner/Party A	PARENTING PLAN FOR	
	☐ JOINT LEGAL DECISION-M	MAKING
Respondent/Party B	OR	
	SOLE LEGAL DECISION-M	AKING
INST	RUCTIONS	

This document has 4 parts: PART 1) General Information; PART 2) Legal Decision-making and Parenting Time; PART 3) Danger to Children Notification Statement; and PART 4) Joint Legal Decision-making Agreement. Where this form refers to "children" it refers to any and all minor children common to the parties whether one or more.

One or both parents must complete and sign the Plan as follows:

- a. If only one parent is submitting the Plan: that parent must sign at the end of PART 2 and 3.
- b. If both parents agree to legal decision-making and parenting time arrangements <u>but not</u> to joint legal decision-making: Both parents must sign the Plan at the end of PART 2 <u>and</u> 3, and the Affidavits under Section 5.
- c. If both parents agree to joint legal decision-making and parenting time arrangements as presented in the Plan: Both parents must sign the Plan at the end of PARTS 2, 3, and 4, and the Affidavits under Section 5.

PART	1:	GENERAL INFORMATION:
A.		OR CHILDREN. This Plan concerns the following minor children: additional paper if necessary)
В.		FOLLOWING LEGAL DECISION-MAKING ARRANGEMENT IS REQUESTED: ose ONE of 1, 2, 3, 4.)
	<u> </u>	SOLE LEGAL DECISION-MAKING BY <u>AGREEMENT</u> .
		The parents agree that sole legal decision-making authority should be granted to Party A Party B.
	OR	The parents agree that since each has a unique contribution to offer to the growth and development of their minor children, each of them will continue to have a full and active role in providing a sound moral, social, economic, and educational environment for the benefit of the minor children, as described in the following pages,
	2.	SOLE LEGAL DECISION-MAKING REQUESTED BY THE PARENT SUBMITTING THIS PLAN. The parents cannot agree to the terms of legal decision-making and parenting time. The parent submitting this Plan asks the Court to order sole legal decision-making authority and parenting time according to this Plan.
	OR	
	☐ 3.	JOINT LEGAL DECISION-MAKING BY <u>AGREEMENT</u> . The parents agree to joint legal decision-making and request the Court to approve the joint legal decision-making arrangement as described in this Plan.
	OR	
	4.	JOINT LEGAL DECISION-MAKING AUTHORITY REQUESTED BY THE PARENT SUBMITTING THIS PLAN.
		The parents cannot agree to the terms of legal decision-making and parenting time or are unable to submit this plan together at this time. My request for joint legal decision-

making authority is deferred for the Court's determination.

PART	PARENTING TIME. Complete each section below. Be specific about what you we the Judge to approve in the court order.
A.	(School Year) WEEKDAY AND WEEKEND TIME-SHARING SCHEDULE:
	The minor children will be in the care of Party A as follows: (Explain).
	The minor children will be in the care of Party B as follows: (Explain).
	Other parenting time arrangements are as follows: (Explain).
	Transportation will be provided as follows:
	Party A or Party B will pick the minor children up at o'clock
	Party A or Party B will drop the minor children off at o'clock  Parents may change their time-share arrangements by mutual agreement with at legacy days' notice in advance to the other parent.
В.	SUMMER MONTHS OR SCHOOL BREAK LONGER THAN 4 DAYS: The weekday weekend schedule described above will apply for all 12 calendar months EXCEPT:
	During summer months or school breaks that last longer than 4 days, no changes shall made. OR,
	During summer months or school breaks that last longer than 4 days, the minor children to be in the care of Party A: (Explain)
	During summer months or school breaks that last longer than 4 days, the minor children to be in the care of Party B:(Explain)
	Each parent is entitled to a week period of vacation time with the mi children. The parents will work out the details of the vacation at least days in advance.

C. TRAVEL				
other parent info		lans, address(es),	minor children, each pa and telephone number	
Neither parent	shall travel with	n the minor chil	dren outside Arizona	for longer than
			onsent of the other pare	_
court.				
D. HOLIDAY SCHED schedule as describe access/Parenting tin	ed above. Check t	•	s priority over the rego oply and indicate the year	_
<u>Holiday</u>	Even	Years	Odd	Years
New Year's Eve	Party A	Party B	Party A	Party B
New Year's Day	Party A	Party B	Party A	Party B
Spring Vacation	Party A	Party B	Party A	Party B
Easter	Party A	Party B	Party A	Party B
4th of July	Party A	Party B	Party A	Party B
Halloween	Party A	Party B	Party A	Party B
Veteran's Day	Party A	Party B	Party A	Party B
Thanksgiving	Party A	Party B	Party A	Party B
Hanukkah	Party A	Party B	Party A	Party B
Christmas Eve	Party A	Party B	Party A	Party B
Christmas Day	Party A	Party B	Party A	Party B
Winter Break	Party A	Party B	Party A	Party B
Child's Birthday	Party A	Party B	Party A	Party B
Mother's Day	Party A	Party B	Party A	Party B
Father's Day	Party A	Party B	Party A	Party B
Each parent n	nay have the child	dren on his or her	birthday.	
Day, Labor D		ay, the children w	er King Day, Presidents vill remain in the care o	

		Case No
[		Other Holidays (Describe the other holidays and the arrangement):
[		<u>Telephone Contact</u> : Each parent may have telephone contact with the minor children during the children's normal waking hours, OR: (Explain)
[		Other (Explain):
	25-4 are child	RENTAL ACCESS TO RECORDS AND INFORMATION: Under Arizona law (A.R.S. § 603.06), unless otherwise provided by court order or law, on reasonable request, both parents entitled to have equal access to documents and other information concerning the minor dren's education and physical, mental, moral and emotional health including medical, bol, police, court and other records.
	t 0	A person who does not comply with a reasonable request for these records shall reimburse the requesting parent for court costs and attorney fees incurred by that parent to make the other parent obey this request.  A parent who attempts to restrict the release of documents or information by the custodian of the records without a prior court order is subject to legal sanctions.
F.	EDU	JCATIONAL ARRANGEMENTS:
	T	his Parenting Plan incorporates by reference the following Education Order:
		☐ Joint Legal Decision-Making Education Order ☐ Sole Legal Decision-Making Education Order
		OTE: The Education Order you select must match the type of legal decision-making that ou request in this Parenting Plan.
G.	ME	DICAL AND DENTAL ARRANGEMENTS:
	r t c	Both parents have the right to authorize emergency medical treatment, if needed, and the ight to consult with physicians and other medical practitioners. Both parents agree to advise he other parent immediately of any emergency medical/dental care sought for the minor children, to cooperate on health matters concerning the children and to keep one another easonably informed. Both parents agree to keep each other informed as to names, addresses and telephone numbers of all medical/dental care providers.
		Both parents will make major medical decisions together, except for emergency situations as noted above. (optional)   If the parents do not reach an agreement, then:

	Case No
	OR
	☐ Major medical/dental decisions will be made by ☐ Party A ☐ Party B after consulting the other parent.
Η.	RELIGIOUS EDUCATION ARRANGEMENTS: (Choose ONE)
	Each parent may take the minor children to a church or place of worship of his or her choice during the time that the minor children is/are in his or her care.
	☐ Both parents agree that the minor children may be instructed in the faith.
	Both parents agree that religious arrangements are not applicable to this plan.
I.	ADDITIONAL ARRANGEMENTS AND COMMENTS:
	NOTIFY OTHER PARENT OF ADDRESS CHANGE. Each parent will inform the other parent of any change of address and/or phone number in advance OR within days of the change.
	NOTIFY OTHER PARENT OF EMERGENCY. Both parents agree that each parent will promptly inform the other parent of any emergency or other important event that involves the minor children.
	TALK TO OTHER PARENT ABOUT EXTRA ACTIVITIES. Each parent will consult and agree with the other parent regarding any extra activity that affects the minor children's access to the other parent.
	ASK OTHER PARENT IF HE/SHE WANTS TO TAKE CARE OF CHILDREN. Each parent agrees to consider the other parent as care-provider for the minor children before making other arrangements.
	OBTAIN WRITTEN CONSENT BEFORE MOVING. Neither parent will move with the minor children out of the Phoenix metropolitan area without prior written consent of the other parent, or a court-ordered Parenting Plan. A.R.S. 25-408 (B)
	COMMUNICATE. Each parent agrees that all communications regarding the minor children will be between the parents and that they will not use the minor children to convey information or to set up parenting time changes.
	☐ METHOD OF COMMUNICATION. Each parent agrees to use the following means of communication:

	ENCY OF COMMUNICATION  a) on a regular basis. That comm	-	
and will	be by the following methods:	Phone Email	Other
minor ch	OTHER PARENT. Each parential of the other parent, and the other parent, and rent's relationship with the mind	d neither parent shall d	•
work co	RATE AND WORK TOGETH operatively in future plans considerably resolve such disputes a	sistent with the best int	
If either	OTHER PARENT OF PROBI parent is unable to follow throw child(ren), that parent will no	ough with the time-shar	ring arrangements involving
	TING PLAN. Both parents agrater, they will use the most rene move.	-	
change t	ΠΟΝ. If the parents are unab their parenting orders, they me of their choice.		
	NOTICE: Do not deviate from	n Parenting Plan until d	ispute is resolved.
_	ents are advised that while a dis s Parenting Plan, or act in such nt.	_	_
order rel	s Plan has been made an order ated to parenting time with the st enforcement. See the Law L	children, the other pare	nt may submit court papers
PART 2: SIGN	NATURE OF ONE OR BOTH	PARENTS (as instructe	ed on page 1)
Signature of Party	A:	Date:	
Signature of Party	B:	Date:	

# PART 3: STATEMENT REGARDING CONTACT WITH SEX OFFENDERS AND PERSONS CONVICTED OF DANGEROUS CRIMES AGAINST CHILDREN.

According to A.R.S. §25-403.05, a child's parent or custodian must immediately notify the other parent or custodian if the person knows that a convicted or registered sex offender or someone who has been convicted of a dangerous crime against children may have access to the child.

The parent or custodian must provide notice (by first class mail, return receipt requested, by electronic means to an electronic mail address that the recipient provided) to the parent or custodian for notification purposes or by another form of communication accepted by the court.

According to A.R.S. § 13-705 (P) (1), "Dangerous crime against children" means any of the following that is committed against a minor who is under fifteen years of age:

- (a) Second degree murder.
- (b) Aggravated assault resulting in serious physical injury or involving the discharge, use or threatening exhibition of a deadly weapon or dangerous instrument.
- (c) Sexual assault.
- (d) Molestation of a child.
- (e) Sexual conduct with a minor.
- (f) Commercial sexual exploitation of a minor.
- (g) Sexual exploitation of a minor.
- (h) Child abuse as prescribed in section 13-3623, subsection A, paragraph 1.
- (i) Kidnapping.
- (j) Sexual abuse.
- (k) Taking a child for the purpose of prostitution as prescribed in section 13-3206.
- (1) Child prostitution as prescribed in section 13-3212.
- (m) Involving or using minors in drug offenses.
- (n) Continuous sexual abuse of a child.
- (o) Attempted first degree murder.
- (p) Sex trafficking.
- (q) Manufacturing methamphetamine under circumstances that cause physical injury to a minor.
- (r) Bestiality as prescribed in section 13-1411, subsection A, paragraph 2.
- (s) Luring a minor for sexual exploitation.
- (t) Aggravated luring a minor for sexual exploitation.
- (u) Unlawful age misrepresentation.

concerning notification of other parent or custodian if sagainst children may have access to the child.	someone convicted of dangerous crime
Signature of Party A:	Date:
Signature of Party B:	Date:
A. DOMESTIC VIOLENCE: Arizona Law (A.R.S. § 25-4 making authority shall NOT be awarded if there either has pursuant to A.R.S. § 13-3601 OR "a significant history  Domestic Violence has not occurred between the parties has not been "significant domestic violence"; (2) the domestic violence, (3) and/or domestic violence has	403.03) states that joint legal decisionas been "significant domestic violence" of domestic violence."  rties, OR , but one of the following applies: (1) it re has not been a "significant history of
B. DUI or DRUG CONVICTIONS: (A.R.S. § 25-403.04)	
Neither party has been convicted of driving under the past 12 months, OR	e influence or a drug offense within the
One of the parties HAS been convicted of driving within the past 12 months, but the parties feel Join interest of the children.*	e

SIGNATURE OF ONE OR BOTH PARENTS (as instructed on page 1)

I/We have read, understand, and agree to abide by the requirements of A.R.S. § 25-403.05

Case No.

PART 3:

		Case No
	*	IF THERE HAS BEEN DOMESTIC VIOLENCE OR A DUI OR DRUG CONVICTION:
	Explain be children.	below why Joint Legal Decision-making is still in the best interest of the
C.		EGAL DECISION-MAKING AGREEMENT: If the parents have agreed to joint legal making, the following will apply, subject to approval by the Judge:
		EVIEW: The parents agree to review the terms of this agreement and make any cessary or desired changes every month(s) from the date of this document.
		RITERIA. Our joint legal decision-making agreement meets the criteria required by rizona law A.R.S. § 25-403.02, as listed below:
		The best interests of the minor children are served;
	b.	Each parent's rights and responsibilities for personal care of the minor children and for decisions in education, health care and religious training are designated in this Plan;
	c.	A practical schedule of the parenting time for the minor children, including holidays and school vacations is included in the Plan;
	d.	A procedure for the exchange(s) of the child(ren) including location and responsibility for transportation.
	e.	The Plan includes a procedure for periodic review;
	f.	The Plan includes a procedure by which proposed changes, disputes and alleged breaches may be mediated or resolved.
	g.	A procedure for communicating with each other about the child, including methods and frequency.

PART 4:

Signature of Party A: \_\_\_\_\_ Date: \_\_\_\_

Signature of Party B: \_\_\_\_\_ Date: \_\_\_\_\_

MAKING AUTHORITY (as instructed on page 1)

SIGNATURES OF BOTH PARENTS REQUESTING JOINT LEGAL DECISION-

This signatudocuments.	are page belongs to the form titled '	'Parenting Plan" an	d cannot be used with any other
PART 5:	AFFIDAVITS		
	I declare under penalty of perjury t	he foregoing is true	and correct.
Petitioner's	s/Party A's Signature	Date	
STATE OF	·		
COUNTY	OF	_	
Subscribed	and sworn to or affirmed before me	this:	(Date)
by			(=)
(Notarial O	officer's Stamp or Seal)	Notarial Officer	
Responden	t's/Party B's Signature	Date	
STATE OF	7		
COUNTY	OF	_	
Subscribed	and sworn to or affirmed before me	this:	
by			(Date)
(Notarial O	officer's Stamp or Seal)	Notarial Officer	

Person Filing:	
Address (if not protected):	
City, State, Zip Code:	
Telephone:	
Email Address:	
ATLAS Number:	
Lawyer's Bar Number:	For Clerk's Use Only
Representing Self, without a Lawye	er OR Attorney for Petitioner OR Respondent
	IOR COURT OF ARIZONA MARICOPA COUNTY
	Case No
(Name of Petitioner/Party A)	JOINT LEGAL DECISION-MAKING EDUCATION ORDER
(Name of Respondent/Party B)	
THE COURT FINDS AS FOLLOWS:	
1. The parties have the following mind	or child(ren) (hereinafter the "minor child(ren)"):
Name:	Born:
Name:	
	Born:
Name:	Born:
Name:	Born:
Name:Name:	Born:

2. An order regarding legal decision-making and/or parenting time in the best interests of the minor child(ren) (also referred to as a "Parenting Plan") was entered by this Court on (insert date)

	Case Number:
3.	A.R.S. § 25-401 defines two different types of legal decision-making. "Joint legal decision-making" means both parties share decision-making and neither party's rights or responsibilities are superior except with respect to specified decisions as set forth by the court or the parties in the final judgment or order. "Sole legal decision-making" means one party has the legal right and responsibility to make major decisions for a child. In this case, the Court has awarded joint legal decision-making to the parties.
4.	It furthers the best interests of the minor child(ren) for this Court to enter the following school-specific order that reflects relevant provisions under the Parenting Plan. This order serves to supplement, but not modify or replace, the provisions set forth in the Parenting Plan. If there is a conflict between this order and the current Parenting Plan, the Parenting Plan controls. For purposes of this order, the terms apply equally to schools, pre-schools, and institutional childcare providers.
5.	This order is binding upon the parties, who are responsible for complying with its terms and the terms in the Parenting Plan. It is not binding on a school but is provided as guidance for the child(ren)'s schools.
Ba	sed thereon,
IT	IS HEREBY ORDERED AS FOLLOWS:
1.	Delivery to School.
	The parties are required to provide a copy of this order to the minor child(ren)'s school(s).
2.	Joint Legal Decision-making.
	The parties have been awarded joint legal decision-making. As it relates to this Education Order, legal decisions include school selection, enrollment/withdrawal, and special services (IEP/504 Plans). In the event the parties cannot agree (select appropriate box):
	Joint Decision-making: Neither party is entitled to any greater decision-making authority. No change can be made, nor any action taken, unless the parties agree or a court order resolves the issue.

Petitioner/Party A

party has "presumptive" or "final" authority):

Joint Decision-making with a party having either "Final" or "Presumptive" Authority: Subject to the terms set forth in the Parenting Plan, decisions will be made by (indicate which

Respondent /Party B

|--|

#### 3. School Selection.

Enrollment of the minor child(ren) in a particular school is subject to the school's policies or rules, space availability, enrollment restrictions set by the school or school district or its authorizer (if a charter school), and state law. A party may submit enrollment documentation to the school of choice solely for the purpose of reserving the minor child(ren)'s place at the school. Neither party is restricted from selecting their preference of school for open enrollment purposes.

# 4. Special Services.

If the minor child(ren) is/are eligible for or being considered for a 504 Plan, an Individualized Education Program (IEP), an Individualized Service Plan (ISP), or other special services:

- An evaluation as to the minor child(ren)'s eligibility for special services shall proceed so long as at least one party consents.
- Both parties are entitled to attend all meetings with school officials that parents are permitted to attend.
- Both parties are authorized to have access to all special services records and testing results.
- Upon completion of any evaluation or assessments, if there is no agreement between the parties regarding the provision of special education and related special services, the decision of how to proceed must be decided in accordance with the legal decision-making orders of the court.

# 5. Parenting Time and Child Pick-Up.

The school should not use the parenting schedule as a basis to deny either party access to their minor child(ren), nor may either party instruct the school to limit contact, unless otherwise ordered. Each party may pick up the minor child(ren) from school and each may authorize other individuals to pick up the minor child(ren), unless there are limitations under the terms of the current Parenting Plan or another court order.

#### 6. Contact Information.

Each party's home address, e-mail, cell phone and any other contact information must be provided to the school and listed by the school as the contact information for the minor child(ren). Additional emergency contacts may be listed, but in the event of a dispute between the parties, the school must list any person requested by either party until the parties reach an agreement or secure a court order to the contrary. In the event of an emergency, either party may make decisions for the minor child(ren)'s immediate care.

#### 7. Access to School Grounds.

Subject to the policies of the school, or any provisions set forth in the Parenting Plan or other order of the court, there are no restrictions on either party's right to participate in school activities or events, or engage in any parent volunteer activities, that parents are generally permitted to participate in.

Case Number:	

#### 8. Access to School Records and Parent Portal.

Both parties are entitled to equal access to the minor child(ren)'s school records. Neither party may restrict the other party's access to information. Further, each party is individually responsible for contacting the school and requesting to be included on any mailing or distribution list.

Both parties are entitled to access the school's student information system or online parent portal(s) (e.g., ParentVUE, Google Classroom, Infinite Campus, etc.). Unless the school allows each party to have an individual login account, the parties must create a joint login ID and password, which will not be changed or modified without the consent of the other party.

## 9. Parent-Teacher Conferences.

Each of the parties has equal right to confer with teachers and counselors concerning the minor child(ren)'s education and other activities. The parties may request joint or separate parent-teacher conferences, and the school may or may not accommodate the request.

# 10. Future Litigation.

The parties must make best efforts to agree upon the admission of school records or communications without the need for foundational testimony or agree upon the submission of an affidavit from the custodian of records to authenticate the records in lieu of testimony, whenever possible. If a teacher or school official is required for substantive testimony, the scheduling of such testimony will, when possible, be set at a time that is least disruptive to the school, its other students, and its operations. Presumptively, accommodations will be made to allow virtual appearances by the teacher or school official.

acation-Related Orde	ers:	
day of		
	By:_	Judicial Officer Superior Court of Maricopa County
		day ofBy:

Person Filing:	
Address (if not protected):	
City, State, Zip Code:	
Telephone:	
Email Address:	
ATLAS Number:	For Chelde Hoo Onles
Lawyer's Bar Number:	
Representing Self, without a Lawyer OR	Attorney for Petitioner OR Respondent
	RT OF ARIZONA PA COUNTY
	Case No
(Name of Petitioner/Party A)	SOLE LEGAL DECISION-MAKING EDUCATION ORDER
(Name of Respondent/Party B)	
THE COURT FINDS AS FOLLOWS:	
1. The parties have the following minor child(re	n) (hereinafter the "minor child(ren)"):
Name:	Born:
Name:	
Name:	
Name:	Born:
Name:	
Name:	
Name:	Born:
	/or parenting time in the best interests of the minor Plan") was entered by this Court on (insert date)

Case Number:	
Case Number:	

- 3. A.R.S. § 25-401 defines two different types of legal decision-making. "Joint legal decision-making" means both parties share decision-making and neither party's rights or responsibilities are superior except with respect to specified decisions as set forth by the court or the parties in the final judgment or order. "Sole legal decision-making" means one party has the legal right and responsibility to make major decisions for a child. In this case, the Court has awarded sole legal decision-making to one party.
- 4. It furthers the best interests of the minor child(ren) for this Court to enter the following school-specific order that reflects relevant provisions under the Parenting Plan. This order serves to supplement, but not modify or replace, the provisions set forth in the Parenting Plan. If there is a conflict between this order and the current Parenting Plan, the Parenting Plan controls. For purposes of this order, the terms apply equally to schools, pre-schools, and institutional childcare providers.
- 5. This order is binding upon the parties, who are responsible for complying with its terms and the terms in the Parenting Plan. It is not binding on a school but is provided as guidance for the child(ren)'s schools.

Based thereon,

#### IT IS HEREBY ORDERED AS FOLLOWS:

1. Delivery to School.

The parties are required to provide a copy of this order to the minor child(ren)'s school(s).

2. Sole Legal Decision-making.

Sole legal decision-r	naking authority has be	een awarded to (indicate which party	has sole legal
decision-making):	Petitioner/Party A	Respondent/Party B	

As it relates to this Education Order, legal decisions include school selection, enrollment/withdrawal, and special services (IEP/504 Plans).

3. School Selection.

Only the party with sole legal decision-making authority has the authority to select the minor child(ren)'s school. However, enrollment of the minor child(ren) in a particular school is subject to the school's policies or rules, space availability, enrollment restrictions set by the school or school district or its authorizer (if a charter school), and state law.

Case Number:	
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# 4. Special Services.

If the minor child(ren) is/are eligible for or being considered for a 504 Plan, an Individualized Education Program (IEP), an Individualized Service Plan (ISP), or other special services, only the party with sole legal decision-making has the authority to consent to evaluation and/or the child(ren)'s participation in special education and related special services.

Both parties are entitled to attend all meetings with school officials that parents are permitted to attend. Both parties are authorized to have access to all special services records and testing results.

# 5. Parenting Time and Child Pick-Up.

The school should not use the parenting schedule as a basis to deny either party access to their minor child(ren), nor may either party instruct the school to limit contact, unless otherwise ordered. Each party may pick up the minor child(ren) from school and each may authorize other individuals to pick up the minor child(ren), unless there are limitations under the terms of the current Parenting Plan or other court order.

#### 6. Contact Information.

Each party's home address, e-mail, cell phone and any other contact information must be provided to the school and listed by the school as the contact information for the minor child(ren). Additional emergency contacts may be listed, but in the event of a dispute between the parties, the school must list any person requested by either party until the parties reach an agreement or secure a court order to the contrary. In the event of an emergency, either party may make decisions for the minor child(ren)'s immediate care.

#### 7. Access to School Grounds.

Subject to the policies of the school, or any provisions set forth in the Parenting Plan or other order of the court, there are no restrictions on either party's right to participate in school activities or events, or engage in any parent volunteer activities, that parents are generally permitted to participate in.

#### 8. Access to School Records and Parent Portal.

Both parties are entitled to equal access to the minor child(ren)'s school records. Neither party may restrict the other party's access to information. Further, each party is individually responsible for contacting the school and requesting to be included on any mailing or distribution list.

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Case Number:
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#### 9. Parent-Teacher Conferences.

Each of the parties has the equal right to confer with teachers and counselors concerning the minor child(ren)'s education and other activities. The parties may request joint or separate parent-teacher conferences, and the school may or may not accommodate the request.

# 10. Future Litigation.

The parties must make best efforts to agree upon the admission of school records or communications without the need for foundational testimony or agree upon the submission of an affidavit from the custodian of records to authenticate the records in lieu of testimony, whenever possible. If a teacher or school official is required for substantive testimony, the scheduling of such testimony will, when possible, be set at a time that is least disruptive to the school, its other students, and its operations. Presumptively, accommodations will be made to allow virtual appearances by the teacher or school official.

11. Additional Education-Relat	l Orders:
Signed this day of	
	By:



# SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

		Case Number:
Name of Petitioner / Par	rty A (in original case)	)
		ORDER TO APPEAR FOR
		RESOLUTION MANAGEMENT
		CONFERENCE RE: POST DECREE
		(RULE 91)
		(NOLL 91)
Name of Respondent / F	 Party B (in original ca	use)
	filad	a past degree Datition to Madify Lagal Dagisian Making
	IIIeu i	a post-decree Petition to Modify Legal Decision Making
Parenting Time and C	hild Support on	
Accordingly,		
IT IS ORDERED	THAT Petition	er,, and Respondent
	, shall ar	opear in person at a Resolution Management Conference
	•	, for minutes before:
(KIVIC) OII	, 2020, at	, ioi minutes before.
	The Honora	able
		<del></del>

# <u>Service</u>

The filing party must serve a copy of the Petition with this Order to Appear, every order, warrant, and affidavit in support of the petition, on all other parties in accordance with the Arizona Rules of Family Procedure. The party that filed the pleadings must make good faith efforts to complete service promptly and within 10 days after the receipt of the issued order to appear but must complete service in no event later than 20 days before the hearing.

Case No.	
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Proof of service must be provided to the Judge's office at least \_\_\_\_\_\_days before the RMC or the RMC may be rescheduled or the matter dismissed.

For information about service and other forms see Arizona Rules of Family Law Procedure, at the Court's website, <a href="www.superiorcourt.maricopa.gov">www.superiorcourt.maricopa.gov</a>, or the packet regarding service available at the Law Library Resource Center.

#### Failure to Appear

All parties must attend the hearing. If only one party comes to the RMC, the Court will likely proceed without the other party's participation. If neither party appears at the hearing, the matter may be dismissed.

#### What Happens at the RMC

The purpose of the RMC is to facilitate agreements between the parties and determine how the matter will proceed to resolution. The Court will not accept evidence, so you do not need to bring witnesses or documents.

#### How to Prepare for the RMC

Before the RMC, each party must disclose to the other party all documents and information he or she has that is relevant to the case. The failure to give the opposing party the information may mean the information cannot be used at trial.

At least 5 days before the RMC, each party must (1) file with the Clerk of Superior Court; (2) provide to the opposing party; and (3) provide a Resolution Statement to the Judicial Officer assigned to your case via Family Administration or hand deliver to the Judge's office as required by Rule 76 of the Arizona Rules of Family Court Procedure. The Resolution Statement must include a description of agreements reached by the parties and each party's position on issues still in dispute.

At least 5 days before the RMC, the parties must meet and discuss their positions to try to resolve issue(s). This requirement does not apply if a Court order prohibits contact between the parties or they have a history of domestic violence. If the parties have lawyers, the lawyers are still obligated to resolve as many issues as possible.

Requests for reasonable accommodation for persons with disabilities must be made to the division assigned to the case by the party needing accommodation or his/her counsel at least three (3) judicial days in advance of a scheduled proceeding.

Requests for an interpreter for persons with limited English proficiency must be made to the division assigned to the case by the party needing the interpreter and/or translator or his/her counsel at least ten (10) judicial days in advance of a scheduled court proceeding.

Case No.	
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# Counsel's Duties:

If both parties are represented by counsel, counsel must confer before the conference regarding the issues raised by the petition, anticipated discovery and disclosure, the timing for anticipated discovery and disclosure, alternative dispute resolution or mediation options, and the possible resolution of any of the issues raised by the petition.

For information about the RMC and Rule 76 see Arizona Rules of Family Law Procedure, at the Court's website, <a href="www.superiorcourt.maricopa.gov">www.superiorcourt.maricopa.gov</a>, or the packet regarding service available at the Law Library Resource Center.

Failure to obey this order may result	in sanctions.
Date	Judge

# **CURRENT EMPLOYER\* INFORMATION**

You may also fill out this form online at the Family Support Center Website.						
THIS FORM MUST BE COMPLETED FOR:			For Clerk's Use Only			
	AN INCOME WITHHOORDER TO STOP AN			ER OTHER PA	YOR)	
CASE	SE NUMBER: ATLAS NUMBER:					
NAME OF PERSON ORDERED TO MAKE PAYMENTS:						
DEPAR STOP C	TMENT (for the perso DRDER SHOULD BE M DYER* NAME:	n named above IAILED.	) WHERE THE INC	OME WITI		
	LL ADDRESS:					
	YER* TELEPHONE: _					
	YER* FAX:					
*or oth	ner payor or source		A NOT WOLTE D	-1 014 -11	0.1.015	
	FOR COURT		OO NOT WRITE BI	ELOW TH	S LINE.	
		WA/FSC				
		WA/LOG ID: TYPE OF W/A DATE AMOUNT OF O EMPLOYER ST ENTERED BY NEW W/A AG	ATUSS	SUB		

Person Filing:	
Address (if not protected):	
City, State, Zip Code:	
Telephone:	
Email Address:	
ATLAS Number:	For Clerk's Use Only
Lawyer's Bar Number:	
Representing Self, without a Lawyer or A	Attorney for Petitioner OR Respondent
	JRT OF ARIZONA PA COUNTY
(1)	(3) Case No
Petitioner in Original Case	
(2)	(4) ATLAS No
Respondent in Original Case	ORDER STOPPING INCOME WITHHOLDING ORDER (AND ALL MARICOPA COUNTY SUPPORT ORDERS) A.R.S. § 25-504
To the employer(s) or other payor(s) of:	
(5) Name of Employee:	
Do not write below this line. Court	t personnel will complete the form.
	thholding Order dated (6), employer(s) or other payor(s) is/are ordered to stop thholding Order immediately upon receipt of this
spousal maintenance orders in this case number	ting all Maricopa County child support and/or er and declaring all child support and/or spousal ading all past due support, arrearage judgments and
	Support Payment Clearinghouse shall release any nies received to the person ordered to pay, less any
Dated:	
J	Judicial Officer