

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____

ATLAS Number: _____

Lawyer's Bar Number: _____



Representing Self, without a Lawyer OR Attorney for Petitioner OR Respondent

**SUPERIOR COURT OF ARIZONA
IN MARICOPA COUNTY**

Case Number: _____

Name of Petitioner/Party A

**MOTION FOR POST-DECREE
TEMPORARY ORDER WITHOUT
NOTICE FOR MODIFICATION OF**

Name of Respondent/Party B

- LEGAL DECISION-MAKING
(LEGAL CUSTODY)**
- PARENTING TIME**
- Other: _____**

**I MAKE THE FOLLOWING STATEMENTS TO THE COURT UNDER OATH OR
BY AFFIRMATION:**

1. MY NAME IS: _____
(Name of Person asking for Emergency Order)

2. REASONS WHY I NEED THIS ORDER. Explain in detail the emergency facts which now exist, what irreparable injury (serious or life-threatening injury or damage that cannot be prevented or undone) to you or the child(ren) that might occur without this Order: (Use additional paper if necessary):

Check here if continued on attached page(s).

3. **PEOPLE INVOLVED.** This Motion concerns the following people:

Name of Party A: _____

Name of Party B: _____

Name of Other Person: _____

Name of Other Person: _____

Name(s) of Children: _____

4. **REQUIRED INFORMATION: NOTICE OR REASONS WHY NOTICE NOT ATTEMPTED.** Actual Notice regarding a request that affects another party’s rights concerning his or her children is normally required. Below, mark the box to show whether you gave or attempted to give notice to any other parties or their attorneys.

I GAVE or ATTEMPTED TO GIVE NOTICE TO THE OTHER PARTY AS FOLLOWS: Explain when, how, and to whom you attempted to give notice.

OR

I DID NOT ATTEMPT TO GIVE NOTICE BECAUSE: If you marked this box you **MUST** explain what injury, loss or damage you or the child(ren) would suffer if you gave the other party advance notice of this Motion. (Use additional paper if necessary).

Check here if continued on attached page(s).

5. **I FILED a “regular” Petition for modification of legal decision-making (legal custody) and/or parenting time in the Superior Court of Arizona in Maricopa County** on this date: _____.

I attached a copy of that petition to the Judge’s copy and to the other party’s copy of this Motion.

I WILL FILE a “regular” Petition for modification of legal decision-making (custody) and/or parenting time in the Superior Court of Arizona in Maricopa County AT THE SAME TIME I file this TEMPORARY EMERGENCY Motion on this date. I will attach a copy of that petition to the Judge’s copy of this Motion and to the other party’s copy of this Motion.

6. INFORMATION ABOUT OTHER EMERGENCY CASES INVOLVING THE SAME PARTIES OR CHILDREN: Mark the boxes that apply and write in the information requested.

Current emergency cases: To the best of my knowledge, there are no pending proceedings for emergency orders about these children in any other court. (If this is not a true statement, this Court may not be able to enter an Order and you may want to consult a lawyer for advice.)

Past emergency cases: Either or both parties have filed for emergency court orders in the past. (If so, complete the following information. Use additional paper if necessary.)

Names of Parties:

Date of Order, Judgment, Dismissal, etc.: _____

Case No. _____

Location of court (City and State): _____

Explain Type of Case: (Juvenile, Criminal, Order of Protection, etc.)

Explain what order or judgment said, or basis for dismissal:

7. ALL OTHER COURT CASES INVOLVING EITHER OR BOTH OF THE PARTIES: Describe all other court cases that involve either or both of the parties, whether pending or not, including criminal cases. Complete all the information for each court order (use extra paper if necessary).

Names of Parties:

Date of Order, Judgment, Dismissal, etc.: _____

Case No. _____

Location of court (City and State): _____

Explain Type of Case: (Juvenile, Criminal, Order of Protection, etc.)

Explain what order or judgment said, or basis for dismissal:

Status of Case Now: _____

Final Order Entered; Case is Over. Date Order/Judgment signed:

Hearing Date Set On (date): _____

at (time): _____

Court Location/address: _____

Other (explain in detail): _____

Check here if continued on attached page(s).

8. ANY OTHER GOVERNMENT AGENCY INVOLVEMENT WITH EITHER OR BOTH THESE PARTIES, OR THESE CHILDREN: State whether there have been or are any complaints with or investigations by any government agency, including the Arizona Department of Child Safety, involving the parties or the child(ren). If so, explain the agency, date, type of case, and status of case.

9. CRIMES OF EITHER PARTY: Explain here if either party or people involved with this Petition have been charged with committing a **dangerous crime** including child molestation or domestic violence:

I MAKE THE FOLLOWING REQUESTS TO THE COURT:

1. For a Temporary Modification Order without Notice as follows: Check the boxes that apply:

Awarding me Temporary Legal Decision-Making and Physical Custody of the child(ren) until a full court hearing.

Canceling parenting time (formerly “visitation”) for the other party until a full court hearing.

Changing the parenting time schedule until a full court hearing, as follows: _____

Other (explain): _____

- 2. **For a court hearing** where the parties can testify about the facts related to this **Motion for a Temporary Modification Order without Notice** and the **Petition for Modification of Legal Decision-making (Legal Custody) and/or Parenting Time**, so that the Judge can decide whether to continue or modify the terms of any emergency (without notice) Order.
- 3. **For any other order that is in the best interests of the minor children named above.**

UNDER OATH OR AFFIRMATION

I swear or affirm under penalty of perjury that the contents of this document are true and correct to the best of my knowledge and belief.

Date

Signature

STATE OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before me this: _____ by
(date)

_____.

(Notary seal)

Deputy Clerk or Notary Public