

Name: _____

Mailing Address: _____

Daytime Telephone: _____

Representing Self, Without a Lawyer



For Clerk's Use Only

IN THE SUPERIOR COURT OF ARIZONA, YAVAPAI COUNTY

Regarding the Matter of: _____ 1300DO _____

Petitioner

and

Respondent

PETITION FOR

- Relocation of Child(ren)
- Prevent Relocation of Child(ren)
- Modification of Legal Decision-Making
- Modification of Parenting Time
- Clarification of Parenting Time

STATEMENTS MADE TO THE COURT, UNDER OATH

1. Petitioner's Name: _____

Address: _____

County of residence: _____ Date of birth: _____

The Petitioner is the Mother Father Other (explain): _____
of the child(ren) who is/are the subject(s) of this Petition.

The Petitioner is enlisted in the military, and has **OR** has not been deployed for at least one day during the past 6 months **(skip if you are requesting clarification only)**.

2. Respondent's Name: _____

Address: _____

County of residence: _____ Date of birth: _____

The Respondent is the Mother Father Other (explain): _____
of the child(ren) who is/are the subject(s) of this Petition.

The Respondent is enlisted in the military, and has **OR** has not been deployed for at least one day during the past 6 months **(skip if you are requesting clarification only)**.

How is the Respondent related to child(ren) for whom the LEGAL DECISION-MAKING/PARENTING TIME order should be changed: Mother Father Other (explain): _____

3. **INFORMATION ABOUT THE CHILD(REN) who is/are the subject(s) of this Petition (skip if you are requesting clarification only):**

Child's Name: _____

Birth date: _____

Address: _____

Length of time at address: _____

Name and addresses of persons lived with for the past five (5) years: _____

Present address of person(s) lived with: _____

Child's Name: _____
Birth date: _____
Address: _____
Length of time at address: _____
Name and addresses of persons lived with for the past five (5) years: _____
Present address of person(s) lived with: _____

Child's Name: _____
Birth date: _____
Address: _____
Length of time at address: _____
Name and addresses of persons lived with for the past five (5) years: _____
Present address of person(s) lived with: _____

4. **LEGAL DECISION-MAKING OR PARENTING TIME CASES INVOLVING THE MINOR CHILD(REN) (skip if you are requesting clarification only):**

I HAVE I HAVE NOT been a party or a witness in court, in this state or any other state, involving the legal decision-making or parenting time of any child(ren) named above. (If so, explain below, using extra pages if necessary.)

Name of child: _____
Court state: _____ Court location: _____
Court case number: _____ Status: _____
How the child is involved: _____
Summary of any court order: _____

5. **PENDING/PAST CASES RELATED TO MINOR CHILD(REN) (skip if you are requesting clarification only):** (check one box)

I DO I DO NOT know of any court case, in this state of any other state, that could affect this case, including enforcement, domestic violence, protective orders, drug convictions, sexual offenses, termination of parental rights and adoptions. (If so, explain below, using extra pages if necessary.)

Court state: _____ Court location: _____
Court case number: _____ Status: _____
Nature of the proceeding: _____
Date of conviction, if applicable order: _____

6. **LEGAL DECISION-MAKING OR PARENTING TIME CLAIMS OF ANY OTHER PERSON (skip if you are requesting clarification only):** (Check one box)

I KNOW I DO NOT KNOW the name and address of any person, other than the Petitioner or the Respondent, who has provides primary physical residence for the child(ren) or claims rights of legal legal decision-making, physical care or parenting time or any child(ren) named above. (If so, explain below, using extra pages if necessary.)

Name of each child: _____
Name of person with the claim: _____
Address of person with the claim: _____
Nature of the claim: _____

7. **RELOCATION (if applicable.)** Moving party wishes to [] relocate with the child(ren)
OR [] prevent relocation to (location): _____
Date of planned move: _____

8. **BASIS OF RELOCATION REQUEST (if applicable.)**

A. [] Applicant believes that this relocation is in the best interest(s) of the child(ren) and will substantially improve the quality of life for the Applicant and the child(ren) for the following reasons: **OR**

[] Applicant believes that this relocation is not in the best interests of the child(ren) and will adversely affect the child(ren) and/or his or her legal decision-making and/or parenting time rights for the following reasons:

1. _____
2. _____
3. _____

B. Applicant's motives in seeking relocation: [] are **OR** [] are not intended to interfere with the other party's relationship with the children because _____

C. A realistic substitute parenting time schedule to allow the other party time with the child(ren): [] is **OR** [] is not possible as shown in the attached and incorporated Proposed Parenting Plan because: _____

D. Other reasons (pursuant to A.R.S. §§25-408 and 25-403, et. seq.): _____

9. [] Notice of proposed relocation pursuant to A.R.S. §25-408: [] was **OR** [] was not properly given to: (name) _____
on (date) _____
by (how notice was given) _____

10. **CURRENT LEGAL DECISION-MAKING/PARENTING TIME ORDERS:**

[] I have a current legal decision-making order by the **Superior Court in Yavapai County.**
Date of order or decree: _____

[] I have a current legal decision-making order from the **Superior Court in Arizona but not from Yavapai County.**

[] I have already filed a **certified copy** with this Court.

Name of county: _____

Date of order or decree: _____

[] I have a current legal decision-making order from **another state.**

[] I have already filed a **certified copy** with this Court. I have also listed the prior addresses of the child(ren) for the past five (5) years above.

Name of state: _____

Name of county in state: _____

Date of order or decree: _____

- This Court has jurisdiction to decide this legal decision-making issue pursuant to A.R.S. § 25-1034 because the child(ren) is present in the state and is abandoned or an emergency exists such that the child(ren), sibling(s) and/or parent of the child(ren) is in danger of bodily injury.
Facts supporting this claim _____

11. **WHAT THE CURRENT ORDER SAYS ABOUT LEGAL DECISION-MAKING**

- Sole Legal Decision-Making** of the minor child(ren) to Petitioner Respondent.
 I make this request at least one (1) year after the judge signed the legal decision-making decree/order.
OR
 Less than one (1) year has passed since the legal decision-making decree/order was signed, but I want to change it because I have reason to believe the child(ren)'s present surroundings may endanger the child(ren)'s physical, mental, moral or emotional health.
- Joint Legal Decision-Making** of the minor child(ren) to both Petitioner and Respondent, and Petitioner Respondent was given primary care of the child(ren).
 I make this request at least one year after the judge signed the legal decision-making decree/order.
OR
 I make this request at least six (6) months after the judge signed the legal decision-making decree/order because the other parent has failed to follow the decree/order.
OR
 I make this request less than six (6) months after the judge signed the decree/order for joint legal decision-making, but since the judge signed the decree/order for joint legal decision-making there has been
 Domestic Violence between the parties.
 Spousal Abuse **Child Abuse** has occurred.
Name and location of Government Agency or court reported to _____
Date _____ Case number _____
- The current legal decision-making order or agreement contains a provision that requires the parties to pursue mediation or other alternative dispute resolution process before requesting a modification order and I have take the following steps to comply with this provision:

12. **WHAT THE CURRENT ORDER SAYS ABOUT PARENTING TIME**

- Reasonable parenting time to Petitioner Respondent **OR**
 According to the terms of a Parenting Plan filed (date) _____ **OR**
 Pursuant to the Yavapai County Parenting Time Guidelines **OR**
 Supervised parenting time to Petitioner Respondent **OR**
 No parenting time to Petitioner Respondent
 The current parenting time order or agreement contains a provision that requires the parties to pursue mediation or other alternative dispute resolution process before requesting a modification order and I have take the following steps to comply with this provision:

13. **WHAT THE CURRENT ORDER SAYS ABOUT RELOCATION (if applicable):**

- There is an attached Parenting Plan or other written agreement between the parties that permits **OR** prohibits relocation; **OR**

Other: _____

14. **THIS IS THE PART OF THE ORDER I WANT MODIFIED OR CLARIFIED:** (Explain in detail and use extra pages if necessary)

15. **WHY THE DECREE/ORDER SHOULD BE CLARIFIED (if applicable):** _____

16. **WHAT THE DECREE/ORDER SHOULD BE CLARIFIED TO STATE (if applicable):** _____

17. **WHY TO DECREE/ORDER ON LEGAL DECISION-MAKING AND/OR PARENTING TIME SHOULD BE CHANGED:** These are the reasons why I believe that a change of legal decision-making and/or parenting time is in the best interest of the child(ren) (Explain in detail and use extra pages if necessary; **(skip if you are requesting clarification)**):

To permit relocation of the child(ren) as explained above.

Other: _____

18. **TIME FOR HEARING.** I estimate the hearing will take _____ [] minutes **OR** [] hours

REQUESTS I MAKE TO THE COURT:

1. Issue an Order that permits relocation of child(ren) named above.
2. Issue an Order that prohibits relocation of child(ren) named above.
3. Retain current legal decision-making and/or parenting time arrangement.
4. Issue an Order clarifying the parenting time arrangement.
5. Modify legal decision-making and/or parenting time as indicated below:

SOLE LEGAL DECISION-MAKING: Sole legal decision-making of the minor child(ren) awarded to Petitioner or Respondent subject to parenting time for the non-legal decision-making parent as follows:

1. Reasonable parenting time pursuant to the Yavapai County Parenting Time Guidelines.
2. Reasonable parenting time pursuant to the attached Parenting Plan;
3. **Supervised parenting time.** Supervised parenting time is in the best interest(s) of the child(ren) because unrestricted parenting time would seriously endanger the child(ren)'s physical, mental, moral or emotional health. These facts support my claim: _____

- Name of person who will supervise: _____
- The cost of supervised parenting time shall be paid by Petitioner **OR**
 Respondent shared equally.

4. **No parenting time: (check and explain ONLY if you want the other party to have no parenting time):** No parenting time between the child(ren) and the other party is in the best interests of the child(ren), because parenting time would seriously endanger the child(ren)'s physical, mental, moral or emotional health. These facts support my claim: _____

- JOINT LEGAL DECISION-MAKING:** Petitioner and Respondent agreed to act as joint legal decision-makers for the child(ren), as set forth in the Joint Legal Decision-Making Agreement. **(A Joint Legal Decision-Making Agreement signed by both parents must be attached)**
AND

- Domestic violence has not occurred during this relationship;
OR
- Domestic violence has not been significant. However, domestic violence as occurred as described in the Petition for Order of Protection(s) filed _____ or as described below: _____

OR

- Joint Legal Decision-Making is in the best interest of the child(ren) even though domestic violence has occurred because _____

Furthermore, the Petitioner **AND/OR** Respondent has/have taken classes, participated in counseling or taken steps to avoid further domestic violence as described below:

6. **CHILD SUPPORT:** Support payments shall begin _____ following the entry of the new Legal Decision-Making and/or Parenting Time Order. These payments, plus a fee for handling, shall be paid through the Support Payment Clearing house and collected by automatic wage assignment.
AND

- Order that child support shall be paid in a reasonable amount as determined by the Court under the Arizona Child Support Guidelines and according to the **Parent's Worksheet, which shall be filed with this Petition.**

OR

- Order that child support be paid in an amount that deviates from the Guidelines because:
 Application of the Guidelines is inappropriate or unjust because _____

OR

- The parties have signed a written agreement free of duress and coercion with the knowledge of the amount of support that would have been ordered by the Guidelines but for the agreement. A copy of the agreement is attached.

7. [] **HEALTH, MEDICAL, DENTAL INSURANCE AND HEALTH CARE EXPENSES FOR CHILD(REN):**
Order that [] Petitioner or [] Respondent shall pay health, medical, dental insurance coverage for the child(ren) under the age of 18 years, and that [] Petitioner or [] Respondent shall pay for all reasonable unreimbursed medical, dental, health-related expenses incurred for the child(ren) in proportion to their respective incomes as described on the **Parent's Worksheet, which shall be filed with this Petition.**

8. **OTHER ORDERS I AM REQUESTING** (Explain request here and use extra pages if necessary):

OATH AND VERIFICATION

STATE OF ARIZONA)
County of Yavapai) ss

I, _____, being duly sworn and under oath, state that I have read this petition and to the best of my knowledge, information and belief, that all the statements are true, correct and complete. I understand that if the judicial officer finds that I did file this Petition for an improper purpose, contempt or other sanctions may be ordered against me, including assessing me for any and all reasonable costs, attorney fees, or other expenses associated with the improper filing.

SIGNED: _____

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20_____

by _____.

My Commission Expires:

Notary Public