

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 \_\_\_\_\_

\_\_\_\_\_  
Mother )

\_\_\_\_\_  
Father )

\_\_\_\_\_  
Applicant )

**PETITION TO ESTABLISH NON-  
PARENT LEGAL DECISION-MAKING**

**A.R.S. 25-409**

**STATEMENTS TO THE COURT, UNDER OATH**

**1. INFORMATION ABOUT ME, THE APPLICANT**

Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Occupation: \_\_\_\_\_

My relationship to the child(ren) for whom I want the court order: \_\_\_\_\_

The Applicant is enlisted in the military, and  has **OR**  has not been deployed for at least one day during the past 6 months.

**2. INFORMATION ABOUT THE MOTHER**  Deceased

Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Occupation: \_\_\_\_\_

The Mother is enlisted in the military, and  has **OR**  has not been deployed for at least one day during the past 6 months.

**3. INFORMATION ABOUT THE FATHER**  Deceased

Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Occupation: \_\_\_\_\_

The Father is enlisted in the military, and  has **OR**  has not been deployed for at least one day during the past 6 months.

**4. INFORMATION ABOUT THE CHILD(REN) OF WHOM I AM SEEKING LEGAL DECISION-MAKING:**

Child's Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Length of Time at address: \_\_\_\_\_

Names and addresses of persons lived with for the past five (5) years: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Present addresses of person(s) lived with: \_\_\_\_\_

\_\_\_\_\_

Child's Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Length of Time at address: \_\_\_\_\_

Names and addresses of persons lived with for the past five (5) years: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Present addresses of person(s) lived with: \_\_\_\_\_

\_\_\_\_\_

Child's Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Length of Time at address: \_\_\_\_\_

Names and addresses of persons lived with for the past five (5) years: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Present addresses of person(s) lived with: \_\_\_\_\_

\_\_\_\_\_

**5. INFORMATION ABOUT LEGAL DECISION-MAKING FOR THE CHILD(REN): (check one box)**

Mother has had legal decision-making for the child(ren) for the last 6 months.

Father has had legal decision-making for the child(ren) for the last 6 months.

A person other than mother or father has had legal decision-making for the child(ren) for the last 6 months, because of a court case or government agency, and there is no disagreement between the parents and the party(ies) who have had legal decision-making. (Describe court case on next page.)

Names of party(ies) with legal decision-making: \_\_\_\_\_

Name of court or government agency: \_\_\_\_\_

Type of case: \_\_\_\_\_

Date of order of legal decision-making (if any): \_\_\_\_\_

What order said: \_\_\_\_\_

\_\_\_\_\_

Court or government agency case number: \_\_\_\_\_

Location of court or government agency (city and state): \_\_\_\_\_

Status of case now:

- Final Order entered; case is over.
- Hearing date set on (date): \_\_\_\_\_ at (time): \_\_\_\_\_  
Location/address: \_\_\_\_\_
- Other (explain in detail): \_\_\_\_\_  
\_\_\_\_\_

**6. LEGAL DECISION-MAKING OR PARENTING TIME CASES INVOLVING THE MINOR CHILD(REN):**

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: \_\_\_\_\_

**7. PENDING/PAST CASES RELATED TO MINOR CHILD(REN): (check one box)**

I DO  I DO NOT know of any court case, in this state or 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: \_\_\_\_\_  
How the child is involved: \_\_\_\_\_  
Summary of any court order: \_\_\_\_\_  
Date of conviction: \_\_\_\_\_

**8. LEGAL DECISION-MAKING OR PARENTING TIME CLAIMS OF ANY OTHER PERSON:**  
(Check one box)

I KNOW  I DO NOT KNOW the name and address of any person, other than the legal parents or the Applicant, who has provided primary physical residence for the child(ren) or claims rights of legal decision-making, or parenting time of 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: \_\_\_\_\_

**OTHER STATEMENTS, UNDER OATH, TO THE COURT:**

8. I believe I stand *in loco parentis* to the child(ren) because:

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9. It would be significantly detrimental to the child(ren) to remain or be placed in the physical residence of either of the child(ren)'s living legal parents who wish to retain or obtain legal decision-making for the following reason(s):

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10.  I have filed on (date): \_\_\_\_\_, or am filing with this Petition, a Petition to Establish Child Support.

**11. JURISDICTION.**

A court of competent jurisdiction has not entered or approved an order concerning the child(ren)'s legal decision-making within one year before I file this Petition.

**OR**

A legal decision-making order has been entered within the past year, but I believe the child(ren)'s present environment may seriously endanger the child(ren)'s physical, mental, emotional or moral health for the following reason(s):

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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: \_\_\_\_\_

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**12. REQUIREMENTS TO BRING ACTION.**

A.  The child(ren)'s  Mother  Father is deceased.

B.  The parents were not married to each other at the time of the child(ren)'s birth(s) **AND** \_\_\_\_\_ has been legally established as the father of the child(ren).

C.  The child(ren)'s legal parents are not married to each other at the time I file this Petition.

D.  There is a pending proceeding for dissolution of marriage or for legal separation of the legal parents at the time I file this Petition in:  
Name and location of court: \_\_\_\_\_  
\_\_\_\_\_

13. **VENUE:** This is the proper court to bring this lawsuit under Arizona law because it is the county of residence of the child(ren) or other: \_\_\_\_\_

**I RESPECTFULLY REQUEST THE COURT TO:**

1. Award **SOLE LEGAL DECISION-MAKING** of the minor child(ren) to (applicant):  
\_\_\_\_\_ subject to parenting time as follows:

**A. Mother be awarded:**

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 **OR**  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 any parenting time would seriously endanger the child(ren)'s physical, mental, moral or emotional health. These facts support my claim: \_\_\_\_\_  
\_\_\_\_\_

5.  Does not apply.

**B. Father be awarded:**

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 **OR**  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 any parenting time would seriously endanger the child(ren)'s physical, mental, moral or emotional health. These facts support my claim: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5.  Does not apply.

2. Other: \_\_\_\_\_  
\_\_\_\_\_

3. Any other relief the Court deems appropriate for non-parent legal decision-making.

#### OATH AND VERIFICATION

State of Arizona                    )  
County of Yavapai                )

I, \_\_\_\_\_, being duly sworn and under oath, state that I have read this Petition and it is true and correct to the best of my knowledge, information and belief. 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 \_\_\_\_\_

SUSCRIBED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_,  
by \_\_\_\_\_

My commission expires: \_\_\_\_\_  
\_\_\_\_\_ Notary Public