

Points and Authorities

ORS 107.138 allows the Court, upon motion of a party, to enter a temporary status quo order in a proceeding to modify a judgment that awards custody of a child after notice and providing an opportunity to contest issuance of the order to the other party.

DECLARATION

1. I, _____, am the Petitioner Respondent in this proceeding. The following facts support my Motion:

2. The name(s) and year(s) of birth of the minor child/ren that should be protected by this order are:

| | |
|------|---------------|
| NAME | YEAR OF BIRTH |
|------|---------------|

| | |
|--|--|
| | |
| | |
| | |

3. My child/ren's present address is: _____
_____. My child/ren have lived continuously at this address for a period of three consecutive months, excluding any periods of parenting time to the non-custodial parent.

4. The child/ren have resided at this address at least (*number*) _____ nights per week since (*date*) _____.

5. Since the date listed in paragraph 4, the child/ren have had parenting time with _____ according to the following schedule: _____

_____.

5. List the places where the minor child/ren of the parties have lived in the last five years and the names of the people they lived with at that time.

| Dates | County, State | Parent(s)/Caretaker | Current Address/Contact Address of Parent/Caretaker | Which Children |
|-------|---------------|---------------------|---|----------------|
| | | | | |
| | | | | |
| | | | | |

Additional page attached

7. I have have not participated in any litigation concerning the custody, visitation, parenting time or placement of the child/ren in this or any other state. If "yes," I have participated in the following litigation:

| Name of Court | State | Case No. | Date | Result |
|---------------|-------|----------|------|--------|
| | | | | |
| | | | | |
| | | | | |

8. I do not know of any other domestic violence, custody, visitation, parenting time or placement proceeding involving the child/ren, or of any other court case which could affect this case, pending in this or any other state except for: _____

(identify court, case number and the kind of proceeding)

9. I do not know any person other than the other parent who has physical custody of the child/ren or who claims to have custody, visitation or parenting time rights except for: _____

(list name and address)

10. There are are not any other custody, parenting time, visitation or restraining orders affecting the child/ren. I have attached copies of any existing orders to this affidavit.

I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and subject to penalty for perjury.

Dated this ____ day of _____, 20____.

 Petitioner Signature
 Respondent Signature

 Print Name

Certificate of Document Preparation. You are required to truthfully complete this certificate regarding the document you are filing with the court. Check all boxes and complete all blanks that apply:

- I selected this document for myself and I completed it without paid assistance.
- I paid or will pay money to _____ for assistance in preparing this form.

 Print Name Petitioner Respondent Attorney for Petitioner or Respondent OSB No. *(if applicable)*

 Address or Contact Address

 City, State, Zip

 Telephone or Contact Telephone