

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF UMATILLA
216 SE 4th St / PO Box 1307, Pendleton OR 97801 (541) 278-0341

In the Matter of:

Case No:

Petitioner
v.

Respondent

**MOTION RE: TEMPORARY
CUSTODY & PARENTING TIME**

Petitioner's
 Defendant's

_____ requests that this Court determine Temporary Custody and Parenting Time. As such, _____ requests that _____ be ordered to appear within fourteen (14) days of the date the signed Order to Show Cause is delivered to _____ (seventeen days if service is made by mail) and show cause as to why it should not be ordered as follows. This motion is made pursuant to ORS 107.095 and is supported by the Declaration filed herewith and the file herein.

1.

That temporary custody of the parties' minor children be as follows:

Child's Name:	Parent to have custody of Child
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____

2.

That the parenting plan be as set out in Exhibit 1, attached hereto (attach your proposed parenting plan).

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.

Respectfully submitted:

Date

Signature

Printed Name

Address:

Phone:

I certify that this is a true copy of the original filed with the court:

(signature)

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**SUPPORTING DECLARATION
RE: TEMPORARY CUSTODY &
PARENTING TIME**

Petitioner's
 Defendant's

STATE OF OREGON)
Umatilla County)

I, _____, do hereby declare the following to be true to the best of my knowledge:

1.

I am the Mother/Father (circle one) of our joint children in this matter. My information is as follows:

My full name is: _____

My address is: _____

My phone number is: _____

My email address is: _____

2.

The other parent is the Father/Mother (circle one) of our joint children in this matter. His/her (circle one) information is as follows:

Other parent full name: _____

Other parent address: _____

Other parent phone number: _____

Other parent email address: _____

3.

The other party and I have _____ joint children. Our joint children are as follows:

	Child's Name:	Child's Age
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____

4.

Information regarding where our joint children have lived during the past five years and with whom is as stated in the Petition in this matter, except as follows:

No other persons claim to have any custody rights, parenting time rights or any other rights as to our joint children, except as follows:

Apart from this case, there are no other custody or parenting time cases regarding our joint children pending in this state or any other state. No other court from this state or any other state has made any prior rulings, orders or judgments regarding our joint children except (be specific):

5.

I am requesting that this Court determine Temporary Custody and Parenting Time for our joint children. I ask that temporary custody be ordered as follows:

Child's Name:	Parent to have custody of Child
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____

6.

The reasons I am making this request for temporary custody and parenting time are as follows:

1. _____
2. _____
3. _____
4. _____

(If more space is needed, use Exhibit 2)

7.

I am requesting that temporary parenting time and temporary parenting time rules (the temporary parenting plan) be ordered as set out in Exhibit 1. The reasons I am requesting the parenting plan set out in Exhibit 1 are as follows:

1. _____
2. _____
3. _____
4. _____

(If more space is needed, use Exhibit 3)

8.

The other party and I have/have not (circle one) participated in parenting plan mediation.

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.

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

Date

Signature

Printed Name

Address:

Phone:

I certify that this is a true copy of the original filed with the court:

(signature)

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**ORDER TO SHOW CAUSE
RE: TEMPORARY CUSTODY &
PARENTING TIME**

ORDER TO SHOW CAUSE RE: TEMPORARY CUSTODY AND PARENTING TIME

TO: _____:

The following will be ordered if you do not file an objection with the Court, as provided below, within fourteen (14) days of the date this Order to Show Cause is delivered to you (seventeen days if the Order to Show Cause is mailed to you):

1.

That temporary custody of the parties' minor children be as follows:

Child's Name:	Parent to have custody of Child
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____

2.

That the parenting plan be as set out in Exhibit 1, attached hereto (attach the proposed parenting plan).

SO ORDERED:

Date

Circuit Court Judge

IMPORTANT NOTICE TO RESPONDENT RE: OBJECTIONS

If you wish to object to the Temporary Custody and Parenting Time orders requested above by the other parent, you must file with the Court and serve upon the other parent a Response in Opposition (form available from the Court) and a Declaration in Opposition (also available from the Court) to the Order to Show Cause within fourteen (14) days of the date the Order to Show Cause is delivered to you (seventeen if the Order to Show Cause is Mailed to You), or within such additional time as allowed by the court upon a showing of good cause.

If you fail to file and send to the other parent your Response in Opposition and your Declaration in Opposition within the time allowed, then the other parent shall forthwith submit an order allowing the requested orders as set out in the Order to Show Cause. The Court reserves the right to require the taking of testimony of the moving party in such default matters. The Court reserves the right to enter the order required if the opposing party does not file the required response and declaration and may do so upon its own motion if the moving party fails to present for signature, the order required above.

If you file the response and declaration, then the other parent may respond and thereafter notify the Court that this matter is ready for a decision without a hearing.

Prepared and Submitted by:

Name: _____

I certify that this is a true copy of the original filed with the court:

(signature)

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF UMATILLA
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In the Matter of:

Case No:

_____ Petitioner

EXHIBIT 1

v.

_____ Respondent

Attached hereto is the proposed parenting plan which I submit with my motion to establish temporary custody and parenting time.

Respectfully submitted:

_____ Date

_____ Signature

_____ Printed Name

_____ Address:

_____ Phone:

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In the Matter of:

Case No:

_____ Petitioner

EXHIBIT 2

v.

_____ Respondent

Attached hereto are my additional reasons for the proposed temporary custody orders which I have requested and which I submit with my motion to establish temporary custody and parenting time.

Respectfully submitted:

_____ Date

_____ Signature

_____ Printed Name

_____ Address:

_____ Phone:

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In the Matter of:

Case No:

Petitioner

EXHIBIT 3

v.

Respondent

Attached hereto are my additional reasons for the parenting time orders/rules which I have requested, which I submit with my motion to establish temporary custody and parenting time.

Respectfully submitted:

Date

Signature

Printed Name

Address:

Phone:

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In the Matter of:

Case No:

_____ Petitioner

CERTIFICATE OF SERVICE

v.

_____ Respondent

I hereby certify that I did mail true copies of the following pleadings this date to the other party herein, _____, to said party's address of:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

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.

So certified: _____
Date

Signature

Printed Name

Address:

Phone:

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF

In the Matter of:

Case No:

_____ Petitioner

v.

**ORDER RE: TEMPORARY
CUSTODY & PARENTING TIME**

_____ Respondent

_____ has moved this Court for a temporary custody and/or temporary parenting time order. _____ has not objected and good cause has been found to approve the requested order(s). Therefore, with good cause appearing, it is hereby ordered as follows:

1.

Temporary custody of the parties' minor child(ren) be as follows pending further order of this Court:

Child's Name:	Parent to have custody of Child
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____

2.

The parenting plan as set out in Exhibit 1, attached hereto, is hereby approved by this Court and shall be the temporary parenting time order of this Court pending further order of this Court.

SO ORDERED:

_____ Date
_____ Circuit Court Judge

Prepared and Submitted by: _____

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF

In the Matter of:

Case No:

_____ Petitioner

v.

**ORDER RE: TEMPORARY
CUSTODY & PARENTING TIME**

_____ Respondent

_____ has moved this Court for a temporary custody and/or temporary parenting time order. _____ has filed objections and the Court has now ruled regarding temporary custody and/or temporary parenting time. Therefore, with good cause appearing, it is hereby ordered as follows:

1.

Temporary custody of the parties' minor child(ren) shall be as follows pending further order of this Court:

Child's Name:	Parent to have custody of Child
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____

2.

The parenting plan as set out in Exhibit 1, attached hereto, is hereby approved by this Court and shall be the temporary parenting time order of this Court pending further order of this Court.

SO ORDERED:

_____ Date
_____ Circuit Court Judge

Prepared and Submitted by: _____