

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

Case No: _____

Petitioner

and

Respondent

**MOTION TO
ORDER or WAIVE
MEDIATION
and DECLARATION IN
SUPPORT**

Unmarried children age 18, 19, or 20 years old (per ORS 107.108)

I am the petitioner respondent in this case

Motion

Based on the *Declaration* below, I ask that this court:

WAIVE mediation in this case

or

ORDER mediation in this case

Statement of Points and Authorities

- ORS 107.765 allows the court to order mediation in a domestic relations suit when custody or parenting time is contested
- ORS 36.185 allows the court to order any civil dispute to mediation except proceedings brought under ORS 107.700-107.735 (the Family Abuse Prevention Act) and other specified statutes not relevant to this case
- ORS 36.185 requires the court to withdraw a case from mediation upon receipt of a written objection by a party
- ORS 107.755(1)(b) allows the court to waive required mediation for good cause or for matters brought under ORS 107.097 and 107.138 (temporary orders)

Declaration

Mediation should be waived ordered because:

A restraining order, protective order, or no-contact order is currently in effect between the parties in (*court*) _____ under case number: _____

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

Date

Signature

Name (printed)

Contact Address

City, State, ZIP

Contact Phone

(Serve the other party and all adult children who have not filed a Waiver of Further Appearance)

Certificate of Mailing

I certify that on *(date)*: _____ I placed a true and complete copy of this *Motion* in the United States mail to *(name)*: _____
at *(address)*: _____

Date

Signature

Name (printed)