

STATE OF NORTH DAKOTA  
COUNTY OF \_\_\_\_\_

IN DISTRICT COURT  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_  
(Plaintiff) )  
 )  
 PLAINTIFF, )  
 )  
 Vs )  
 )  
\_\_\_\_\_  
(Defendant) )  
 )  
 DEFENDANT. )

Case No. \_\_\_\_\_  
  
NOTICE OF MOTION TO MODIFY  
PRIMARY RESIDENTIAL RESPONSIBILITY  
(No Written Agreement)

TO: \_\_\_\_\_  
*(List name of the other parent and other parties to receive notice of motion)*

1. **YOU ARE HEREBY GIVEN NOTICE** that the Motion to Modify Primary Residential Responsibility will be heard by the Court pursuant to Rule 3.2 of the North Dakota Rules of Court and Section 14-09-06.6 of the North Dakota Century Code.

2. **PLEASE TAKE FURTHER NOTICE** that you, the opposing party, shall have fourteen (14) days after service of the brief supporting the enclosed motion within which to serve and file an answer brief, supporting affidavits, and other supporting papers. Upon the filing of briefs, or upon expiration of the time for filing, the motion is deemed submitted to the Court.

3. **PLEASE TAKE FURTHER NOTICE** that if the Court determines that a prima facie case justifying modification has been established by the moving party, a hearing shall be scheduled and notice of the time for oral argument or the taking of testimony will be served upon all parties.

Dated \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
(Moving Party Signature)

\_\_\_\_\_  
(Moving Party Printed Name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(City, State, Zip Code)

\_\_\_\_\_  
(Telephone Number)