

# Motion for Default Parenting Responsibility Judgment

## Instructions for Form 9: Exhibit A: Parenting Plan

(Form MP9: Exhibit A: Parenting Plan is part of the Motion for Default Parenting Responsibility Judgment. [Review the instructions for the packet of forms.](#))

ND Legal Self Help Center Staff and Court employees **can't** help you fill out forms. If you're unsure how to proceed, consult a lawyer.

ND Legal Self Help Center forms **aren't** official court forms. Judges and courts aren't required to accept them. There's no guarantee Center forms will be accepted. Use at your own risk.

**Don't** include these instruction sheets when you serve or file the completed form.

The Exhibit A: Parenting Plan one of a set of required documents that make up a written Motion for Default Parenting Responsibility Judgment.

The **MP9: Exhibit A: Parenting Plan** is part of your proposed Default Parenting Responsibility Findings of Fact, Conclusions of Law, and Order for Default Parenting Responsibility Judgment and proposed Default Parenting Responsibility Judgment. Exhibit A **must** be filed with the (Proposed) Findings of Fact, Conclusions of Law, and Order for Default Parenting Responsibility Judgment and (Proposed) Default Parenting Responsibility Judgment and the other documents listed on Page 9.

**Important!!** The Exhibit A: Parenting Plan in a Parenting Responsibility case depends on your unique circumstances. It's impossible for a form to reflect every possible finding or order during a Parenting Responsibility case.

This (Proposed) Exhibit A: Parenting Plan form is designed for common, uncomplicated Parenting Responsibility cases. This form won't work as is for every Parenting Responsibility case.

If this form doesn't work for your circumstances, you may use this form as a template to create your own document.

If the section of the form asks for a dollar amount and there is none, type or write \$0.00 in the space.

**Don't leave blank spaces.** Put "Unknown" or "N/A" (not applicable) in those spaces.

**Follow and Carefully Read All Instructions!** There are boxes () before each step. Check each box as you finish the step. Don't go on to the next step **until** the previous step is completed.

You may use this form as a template to create your own document.

## You, the Plaintiff, Complete Exhibit A: Parenting Plan

Exhibit A: Parenting Plan reflects the full parenting rights and responsibilities of the parents. North Dakota law requires the parenting plan to include, at minimum, the following 7 provisions:

- Decision making responsibility for day to day decisions and major decisions such as education, health care and spiritual development.
- Information sharing and access, including telephone and electronic access.
- Legal residence of each child for school attendance.
- Residential responsibility, parenting time, and parenting schedule for holidays, days off from school, birthdays, vacation planning, weekends, weekdays, and summers.
- Transportation and exchange of the child, considering the safety of the parties.
- Procedure for review and adjustment of the plan.
- Methods for resolving disputes.

### **Best Interests of the Child** ([N.D.C.C. Section 14-09-06.2](#))

The judge or judicial referee in your Parenting Responsibility case uses the 13 "Best Interests of the Child" factors to decide residential responsibility (custody), parenting time (visitation), and everything else involved in the parenting plan. Best interests look at the child's needs and who will best meet the child's needs.

**Review the 13 "Best Interests of the Child" factors at [N.D.C.C. Section 14-09-06.2](#) before completing this form.** If the judge or judicial referee questions your parenting plan and schedules a hearing, you need to be prepared to argue how each factor applies to your parenting plan.

- Top of the Form (Caption):** Fill in the caption exactly as you filled in the caption on the Summons.
- Paragraph 1:** Read carefully.
- Paragraph 2:** Fill in the following information of all child(ren) this Parenting Plan applies to:
  - Initials of the minor child(ren);
  - Birth Year of the minor child(ren); and
  - Age of the minor child(ren).
- Paragraph 3: Legal Residence.** Put a checkmark (✓) in the box indicating the legal residence of the minor child(ren) for school attendance. If you check “Other,” list the name of the person you want to have legal residency of the child(ren).

“**Legal residence**” is the place at which a person has been physically present, that the person regards as home, and to where, whenever absent, the person intends to return.

- Paragraph 4: Residential Responsibility and Parenting Time.**

“**Residential responsibility**” (also called *custody*) is a parent's responsibility to provide a home for the child.

“**Parenting Time**” (also called *visitation*) is the time when the child is to be in the care of a parent.

- a. Residential Responsibility.** (Choose one option.)
  - Put a checkmark (✓) in the box next to **equal residential responsibility** if you believe it’s in the best interests of the child(ren) for the parents to share residential responsibility 50% of the time.
    - Explain in detail the schedule you’re proposing you have.
    - Explain in detail the schedule you’re proposing the Defendant have.

(This space left intentionally blank.)

**Following are some examples of equal residential responsibility stated in Nolo's Essential Guide to Divorce, by Emily Duskow, June 2016.**

**Fourteen Overnights:**

(Split time between parents and alternate schedule each week as follows:)

Parent A/Week One: Sunday evening to Wednesday morning;

Parent B/Week One: Wednesday afternoon to Sunday evening;

Parent A/Week Two: Sunday evening to Wednesday morning;

Parent B/Week Two: Wednesday afternoon to Sunday evening.

**Fourteen Overnights:**

(Split midweeks and every other weekend as follows:)

Parent A: Monday evening to Wednesday evening each week, and every other weekend from Friday evening to Monday morning;

Parent B: Wednesday evening to Friday morning each week, and every other weekend from Friday evening to Monday morning.

**“Primary residential responsibility”** is a parent with more than fifty percent of the residential responsibility.

- Put a checkmark (✓) in the box next to **Primary residential responsibility shall be with Plaintiff** if you believe it's in the best interests of the child(ren) for you to have primary residential responsibility.

- Put a checkmark (✓) in the first box if you're proposing parenting time for Defendant be **reserved**.

**Reserved** means the judge or judicial referee doesn't order parenting time now. The Defendant may make a written request in the case later.

- Put a checkmark (✓) in the second box if you're proposing parenting time be **unsupervised**. Select and put a checkmark (✓) in the boxes showing your proposed times for Defendant's parenting time. If you propose other, explain the details.

**Don't** fill out the second paragraph if you choose “no parenting time ordered”.

- Put a checkmark (✓) in the third box if you're proposing parenting time be **supervised**. Select and put a checkmark (✓) in the boxes showing your proposed times for Defendant's parenting time. If you propose other, explain the details.

**Don't** fill out the third paragraph if you choose “no parenting time ordered”.

- Put a checkmark (✓) in the box next to **Primary Responsibility shall be with Defendant** if you believe it's in the best interests of the child(ren) for Defendant to have primary residential responsibility.
  - Select and put a checkmark (✓) in the box(es) for your proposed parenting time. If you propose other, explain the details.

**b. Alternate Schedules.**

- If you're proposing an alternate schedule, indicate the schedule by each section and explain in detail.
- If you chose "No parenting time schedule is ordered"; or if you're not proposing an alternate schedule, write "*No Alternate Schedule*" on the first line of each section.

**Examples of alternate schedules include (but aren't limited to):**

Summertime – "According to the public school calendar;" "From June 1 – August 15;" etc.

School Release Days – "Days as defined by the public school calendar;" "non-holiday school breaks;" etc.

Vacation with Parents – "two consecutive weeks in the summer time;" "two non-consecutive weeks at any time;" "to be scheduled during normal parenting time;" "only upon 30 days written notice;" etc.

- **Summer Time.** Fill in your proposed definition of summer. If you're proposing an alternative schedule for summer time, fill in that schedule. Otherwise, write "*No Alternate Schedule.*"
- **School Release Days.** Fill in the your proposed definition of school release. If you're proposing an alternative schedule for school release days, fill in that schedule. Otherwise, write "*No Alternate Schedule.*"
- **Summer Time/School Release Days. (Please note** the statement about summer time and school release dates taking precedence over summer activities. If you don't agree with this statement, **Stop!** you **can't** use this form.)
- **Vacation with Parents.** Fill in your proposed schedule. Otherwise, write "*No Alternate Schedule.*"

- c. Schedule for Holidays and other special days.** Use the chart on page 5 of the Parenting Plan. Fill in your proposed Holidays and Special Days schedule with as many specifics as possible. Include when each holiday and special day is scheduled for both the Plaintiff and Defendant.
  - In the space provided after the Holidays and Special Days schedule, write the beginning times and ending times for the holiday/special day. If you'd like the holiday/special day to include the weekend if it falls during a weekend or on a Friday or a Monday, write that here. If there are any other special arrangements with regard to holidays/special days, write them here.
- d. Children's Activities During Parenting Time.** Fill in your proposed details.
- e. Timeliness.** Fill in your proposal to handle timeliness of visits.
- f. Missing Parenting Time.** Fill in your proposal to handle missed parenting time.
  - **Examples include (but aren't limited to)** "missed parenting time isn't made up;" "missed parenting time is made up the following week;" "a missed holiday is or isn't made up;" etc.
- g. Notification.** Fill in your proposal for notifying each other in advance of missed parenting time.
  - **Examples include (but aren't limited to)** "24 hours in advance;" "by phone;" "text;" etc.
- h. Restrictions on Contact with the Child(ren).** Put a checkmark (✓) in the box next to whether you are proposing restrictions on the other parent's ability to contact the child(ren).
  - If you put a checkmark (✓) in the box restricting the other parent's contact with the child(ren), fill in your proposal.
- Paragraph 5. Limitations on Residential Responsibility and Parenting Time Modifications.** Read carefully. You don't need to fill out anything. If you don't agree with this statement, **Stop!** you can't use this form.

- Paragraph 6. Decision Making Responsibility.** Complete all parts of Paragraph 6 (a through g). The Parenting Plan must include decision making responsibility for routine or day-to-day decisions, and major decisions such as education, health care and spiritual development.
  - a. Emergency Medical Decisions.** Read carefully. You don't need to fill out anything. If you don't agree with this statement, **Stop!** you can't use this form.
  - b. Day-to-Day Decisions.** Read carefully. You don't need to fill out anything. If you don't agree with this statement, **Stop!** you can't use this form.
  - c. Daycare/Afterschool Provider.** Put a checkmark (✓) in the box next to the option or options you propose. Fill out any blanks associated with the checkmark (✓).
  - d. Education Decisions.** Put a checkmark (✓) in the box next to the option you propose. **Don't** checkmark more than one option.
  - e. Non-Emergency Health Care Decisions.** Put a checkmark (✓) in the box next to the option you propose. **Don't** checkmark more than one option.
  - f. Spiritual Development Decisions.** Put a checkmark (✓) in the box next to option you propose. **Don't** checkmark more than one option.
  - g. Both parents must consent.** Fill out your proposal to what both parents must agree to before the minor child(ren) is permitted to do something.
- Paragraph 7. Information Sharing and Access.**
  - For **paragraphs 7a – 7i**, read carefully. If you don't agree to these provisions, **Stop!** you can't use this form.
  - j.** Fill out your proposed telephone access to the child(ren) by the other parent. **Examples for j, k, and l, include (but aren't limited to) "daily;" "once every 3 days;"** etc.
  - k.** Fill out your proposed electronic access to the child(ren) by the other parent.
  - l.** Fill out your proposed contact with the child(ren) by the other parent during long vacations with the child(ren).
- Paragraph 8. Communication Between Parents.** Read carefully. You don't need to fill out anything. If you don't agree with this paragraph, **Stop!** you can't use this form.

- Paragraph 9. Children’s Clothing and Personal Items.** Put a checkmark (✓) in the box next to any or all options you propose. Put a checkmark (✓) in the “**Other**” box, if needed, and explain other proposed options.
- Paragraph 10. Transportation and Exchange Arrangements Considering the Safety of the Child(ren).** The Parenting Plan must include arrangements for transportation and exchange of the minor child(ren). Put a checkmark (✓) in the box next to your proposed option or options. If an option requires additional information, fill in the information. Put a checkmark (✓) in the “**Other**” box, if needed, and explain other proposed options.
- Paragraph 11. Procedure for Review and Adjustment to Parenting Plan.** Read carefully. You don’t need to fill out anything. If you don’t agree with this paragraph, **Stop!** you can’t use this form.
- Paragraph 12. Changes to Residence of the Children.** Read carefully. You don’t need to fill out anything. If you don’t agree with this paragraph, **Stop!** you can’t use this form.
- Paragraph 13. Dispute Resolution.** Complete all 4 parts of Paragraph 13. The Parenting Plan must include methods for resolving disputes.
  - a.** Put a checkmark (✓) in the box next to the option you propose. If the option requires details, fill in the details. **Don’t** checkmark more than one option.
  - b.** Put a checkmark (✓) in the box next to the option you propose. If the option requires details, fill in the details. **Don’t** checkmark more than one option.
  - c.** Put a checkmark (✓) in the box next to the option, or options, you propose. If the option requires details, fill in the details.
  - d.** Read carefully. If you don’t agree to these provisions, **Stop!** you can’t use this form.
- Paragraph 14. Compliance.** Read carefully. If you don’t agree to these provisions, **Stop!** you can’t use this form.
- Signature: **Stop!** Don’t sign or put the case number in this section. This section is for the Judge or Judicial Referee’s use.**

### What do I do next?

- Set aside the completed Exhibit A: Parenting Plan. (You makes copies later.)
- Complete the next form in the set. (The Declaration of Service by Mail is the next form.)
- Once you've completed all of the forms listed on Page 9 you serve the Exhibit A: Parenting Plan
- The originals are filed with the court in **Step 7**. Make sure to also file the Declaration of Service by Mail.

### For Default Parenting Responsibility Judgment the following forms are **required**:

- MP1: Notice of Motion for Default Parenting Responsibility Judgment;
- MP2: Motion for Default Parenting Responsibility Judgment;
- MP3: Brief in Support of Default Parenting Responsibility Judgment;
- MP4: Declaration of Default, Identification and Active Military Status;
- MP5: Declaration of Proof for Default Parenting Responsibility Judgment;
- MP7: Proposed Findings of Fact, Conclusions of Law, and Order for Default Parenting Responsibility Judgment;
- MP8: Proposed Default Parenting Responsibility Judgment;
- **MP9: Exhibit A: Parenting Plan;** and
- MP10: Declaration of Service by Mail.

### For Default Parenting Responsibility Judgment the following form is **optional** and **isn't served**:

- MP6: Confidential Information Form.

State of North Dakota

In District Court

County of \_\_\_\_\_

\_\_\_\_\_ Judicial District

\_\_\_\_\_) )  
 Plaintiff, )  
 vs )  
 \_\_\_\_\_) )  
 Defendant. )

Case No. \_\_\_\_\_

**Exhibit A:  
Parenting Plan**

1. This Exhibit A: Parenting Plan is the Parenting Plan in the above entitled Parenting Responsibility case. Exhibit A is incorporated by reference into the Findings of Fact, Conclusions of Law, and Order for Default Parenting Responsibility Judgment. Exhibit A is incorporated by reference into the Default Parenting Responsibility Judgment.

2. The Parenting Plan applies to the following child(ren) in this Parenting Responsibility case:

Initials:      Birth Year:      Age:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(choose is applicable) Additional sheets are attached for Paragraph 3.

3. **Legal Residence: The legal residence of the minor children for school attendance shall be (choose one):**

- The Plaintiff's place of residence.
- The Defendant's place of residence.
- Other: \_\_\_\_\_.

**4. Residential Responsibility and Parenting Time:**

a. **It is in the best interests of the minor child(ren) that** (*choose one of the three options in Paragraph 4a below; Paragraph 4a continues on next page*):

**The Plaintiff and Defendant shall have equal residential responsibility of the minor child(ren).** Equal residential responsibility means each parent must have the child(ren) 50% of the time. With that in mind (*describe the schedule for each parent; see instructions for examples*):

**The Plaintiff shall have residential responsibility of the minor child(ren) as follows:**

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**The Defendant shall have residential responsibility of the minor child(ren) as follows:**

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**Primary residential responsibility shall be with the Plaintiff.** Defendant shall have parenting time as follows (*choose one; Paragraph 4a continues on next page*):

No parenting time schedule is ordered. The issue of parenting time is reserved until the Defendant properly motions the court and establishes that parenting time with Defendant is in the best interests of the child(ren).

Unsupervised parenting time in the following Parenting Time Schedule (*select any that apply*):

- Wednesday evenings from 6:00 to 8:00 p.m.
- Every other weekend from Friday at \_\_\_\_\_, until Sunday at \_\_\_\_\_.
- Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Supervised parenting time in the following Parenting Time Schedule (*select any that apply*):

- Wednesday evenings from 6:00 to 8:00 p.m.
- Every other weekend from Friday at \_\_\_\_\_, until Sunday at \_\_\_\_\_.
- Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Primary residential responsibility shall be with the Defendant.** Plaintiff shall have parenting time in the following Parenting Time Schedule (*select any that apply; continued on next page*):

- Wednesday evenings from 6:00 p.m. to 8:00 p.m.
- Every other weekend from Friday at \_\_\_\_\_, until Sunday at \_\_\_\_\_.
- Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**b. Alternate Schedules:** The above Parenting Time schedule for Paragraph 4a is the default “normal” schedule **except** as described below. The alternate schedules will be as follows

*(if you don't have an alternate schedule, write "No Alternate Schedule" on the first line of each section):*

**Summer Time\***: Summer time is defined as: \_\_\_\_\_  
\_\_\_\_\_

The Summer Time alternate schedule is: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**School Release Days\***: School release days are defined as: \_\_\_\_\_  
\_\_\_\_\_

The School Release Days alternate schedule is: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**\*Summer Time/School Release Days** with the other parent take precedence over summer activities, such as sports, when Parenting Time cannot be reasonably scheduled around such events.

**Vacation with Parents**: Each parent shall have vacation with the child(ren) as follows: \_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- c. **Schedule for Holidays and Other Special Days**: The parenting schedule for holidays and other special days applies to the residential responsibility in Paragraph 4a. The parenting schedule for the child(ren) for holidays and other special days is:



For the purposes of the Holidays and Other Special Days parenting schedule, a holiday includes (*indicate whether the holiday includes the entire weekend and the time of day/night during which holiday parenting time will occur*): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**d. Child(ren)'s Activities During Parenting Time:** In order to promote the development of well-rounded healthy children, both parents will support the extracurricular activities of the child(ren). The parents will work together to ensure the child(ren)'s activities are not planned as to interfere with the relationship of either parent. The parents will inform each other of the child(ren)'s extracurricular activities

by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**e. Timeliness:** If a parent is more than \_\_\_\_\_ minutes late to pick up the child(ren) for a visit, that visit will be cancelled, **or:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**f. If either parent misses their parenting time for any reason, the parents will deal with the missed parenting time as follows:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

- g. Except in extreme emergencies, each parent must notify the other parent that they will not be able to exercise their scheduled parenting time as follows:**

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- h. Restrictions on Contact with the Child(ren) (choose one; continued on next page):**

- There are no restrictions on contact with the child(ren).
- Until further order of the Court, the child(ren)'s time with the (choose one)  Plaintiff /  Defendant is subject to the following conditions: \_\_\_\_\_

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**5. Limitations on Residential Responsibility and Parenting Time Modifications:**

Modifications to residential responsibility and parenting time shall be governed by North Dakota Century Code Section 14-09-06.6 and North Dakota Century Code Chapter 14-14.1, the Uniform Child Custody Jurisdiction and Enforcement Act.

**6. Decision Making Responsibility:**

- a. Emergency Medical Decisions:** Each parent is authorized to make emergency health care decisions while the child(ren) is/are in that parent's care.
- b. Day-to-day Decisions:** Each parent is authorized to make decisions regarding the day-to-day care and control of the child(ren) while the child(ren) reside with that parent, except as provided in 6c, 6d, 6e, 6f, and 6g below.

**c. Daycare/Afterschool provider** (*select any that apply*):

- When the parents reside in the same community, they will use the same daycare/afterschool provider.
- Each parent may decide to utilize the daycare/afterschool provider of their own choosing.
- The Plaintiff will designate the daycare/afterschool provider.
- The Defendant will designate the daycare/afterschool provider.
- The child(ren)'s daycare/afterschool provider is \_\_\_\_\_.
- Other: \_\_\_\_\_.

**d. Education Decisions** will be made by (*choose one*):

- The Plaintiff
- The Defendant
- The Plaintiff and Defendant jointly

**e. Non-Emergency Health Care Decisions** will be made by (*choose one*):

- The Plaintiff
- The Defendant
- The Plaintiff and Defendant jointly

**f. Spiritual Development Decisions** will be made by (*choose one*):

- The Plaintiff
- The Defendant
- The Plaintiff and Defendant jointly

**g. Both parents must consent** before any minor child will be permitted to \_\_\_\_\_

\_\_\_\_\_

**7. Information Sharing and Access:**

- a. Both parents shall have access to educational, medical, dental, religious, insurance, and other records. Both parents have the right and shall notify and authorize the daycare, the school, and the children's doctors and other professionals to communicate directly with and outside the presence of the other parent. Each parent shall be listed as the child(ren)'s parent and as an emergency contact with the daycare, the school, and all health professionals unless directed by court order to the contrary.
- b. Both parents have the right to attend school conferences. This right does not require any school to hold a separate conference with each parent. Each parent shall keep the other parent informed of the name and address of the school the child(ren) attend.
- c. Each parent must communicate with the other parent with regard to grade reports, extra-curricular activities, and any other notices from the daycare, the school, and related entities regarding the child(ren). Both parents must notify the child(ren)'s daycare and school(s) of the split households and advise to send copies of the child(ren)'s school documents, notices, and related information to each parent.
- d. Each parent must inform the other as soon as reasonably possible of serious accidents or serious illness which require health care treatment, providing the time of the accident or illness and the name of the treating health care provider. If the child is taking medications, the parents must communicate regarding instructions, dosage, and related information.
- e. The parent who has medical insurance coverage on the children must supply to the other parent an insurance card and, as applicable, insurance forms and a list of insurer-

approved or HMO-qualified health care providers in the area where the other parent is residing.

- f. Both parents must notify the other parent in writing of any change in residence, telephone numbers, names and addresses of employers, changes in health insurance coverage for the child(ren), and changes in health insurance available through employer which could cover the child(ren).
- g. Communication between parents and children must be liberally permitted at reasonable hours and at the expense of the parent initiating contact.
- h. At all other times, the parent with whom the child is staying shall not refuse to allow contact or take any action in order to deny the other parent contact. Each parent shall facilitate the communication between the child and the other parent.
- i. Both parents shall allow reasonable access to the child by phone or other means.
- j. Telephone access to the child(ren) shall be as follows: \_\_\_\_\_  
\_\_\_\_\_
- k. Electronic access to the child(ren) shall be as follows: \_\_\_\_\_  
\_\_\_\_\_
- l. During long vacations the parent with whom the child is on vacation shall make the child available for contact as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**8. Communication Between Parents:** The parents shall communicate only in positive ways.

The parents shall not make and shall not allow others to make derogatory remarks about the other parent in the child(ren)'s presence.

**9. Children’s Clothing and Personal Items** *(select any that apply):*

- Each parent must supply the appropriate children’s clothing with them for their scheduled time with the other parent.
- Each parent must supply appropriate clothing for the child(ren) to remain at that parent’s home during parenting time.
- The clothing is considered the child(ren)’s clothes and must be returned clean, when reasonably possible, with the child(ren) by the other parent.
- The child(ren) must leave personal items at each parent’s home and must not remove those items from that home.
- The child(ren) must take personal items between each parent’s home, and it is the responsibility of each parent to ensure the personal items remain with the child(ren).
- In the cold months of the year, each parent shall ensure that the child(ren) have appropriate winter clothing to wear, regardless of parenting time.
- Other: \_\_\_\_\_
- Other: \_\_\_\_\_

**10. Transportation and Exchange Arrangements Considering the Safety of the Child(ren)**

*(select any that apply; continued on next page):*

- When Plaintiff and Defendant live in the same community, the responsibility of picking up and returning the child(ren) is shared with the *(choose one)*  Plaintiff /  Defendant picking up the child(ren) and *(choose one)*  Plaintiff /  Defendant dropping off the child(ren).
- The child(ren) shall be picked up and returned to the front entrance of the appropriate residence.
- The parent dropping off the child(ren) shall not leave the premises until the child(ren) are safely inside.
- Any change in pick up or drop off location will be determined by \_\_\_\_\_  
\_\_\_\_\_.

The person picking up or dropping off the child(ren) during times of parenting time has an obligation to be punctual, arriving at the agreed time and place, not substantially earlier or later.

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

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

**11. Procedure for Review and Adjustment to Parenting Plan:** If the parents want to make permanent changes to the Parenting Plan, those changes shall be submitted in a written motion to the Court for approval.

**12. Changes to Residence of the Child(ren):**

a. A parent with primary residential responsibility for a child may not change the primary residence of the child to another state except upon order of the Court or with the written consent of the other parent, if the other parent has been given parenting time by order of the Court.

b. A parent with equal residential responsibility for a child may not change the residence of the child to another state except with the written consent of the other parent or upon order of the Court allowing the move and awarding that parent primary residential responsibility.

c. A court order is not required if the other parent:

1) Has not exercised parenting time for a period of one year; or

2) Has moved to another state and is more than 50 miles (80.47 kilometers) from the residence of the parent with primary residential responsibility.

**13. Dispute Resolution:**

a. In the event Plaintiff and Defendant are unable to resolve their differences with regard to the Parenting Plan, disputes shall be submitted to (*choose one*):

Counseling

Mediation

Other: \_\_\_\_\_  
\_\_\_\_\_

b. The cost of the process in Paragraph 13(a) will be allocated between Plaintiff and Defendant as follows (*choose one; continued on next page*):

Plaintiff and Defendant shall each pay one-half.

As determined in the dispute resolution process.

Other: \_\_\_\_\_  
\_\_\_\_\_

c. A parent will begin the dispute resolution process by notifying the other parent by (*select all that apply*):

Written request

Certified mail

Other: \_\_\_\_\_  
\_\_\_\_\_

d. In the dispute resolution process with regard to this Parenting Plan:

1) Preference will be given to carrying out this Parenting Plan.

2) Unless an emergency exists, the parents shall use the designated process to resolve disputes relating to implementation of the plan, except those related to financial support.

3) A written record will be prepared of any agreement reached in counseling or mediation and of each arbitration award and will be provided to each parent.

4) If the court finds that a parent has used or frustrated the dispute resolution process without good reason, the court may award attorneys' fees and financial sanctions to the other parent.

**14. Compliance:** After this Parenting Plan has been made a part of the Default Parenting Responsibility Judgment, repeated, unjustified violations of these provisions may subject the offender to court sanctions, or, if continuous and serious, may result in modification of the Parenting Plan. One parent's failure to comply with a provision of the Parenting Plan does not affect the other parent's obligation to comply with the Parenting Plan. Violation of provisions of this plan with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense. Violation of this plan may subject a violator to arrest, fines, imprisonment or sanctions or other remedies available under the law.

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*(Judge/Judge Referee of District Court)*

Civil No. \_\_\_\_\_