

**State of Minnesota**

**District Court**

County \_\_\_\_\_

Judicial District: \_\_\_\_\_  
Court File Number: \_\_\_\_\_  
Case Type: Family

In Re the Custody of:

Born (mo/day/yr)

**Affidavit in Support of Responsive  
Motion to Establish Custody  
And Parenting Time**

(Petitioner/Plaintiff)

vs.

(Respondent/Defendant)

STATE OF MINNESOTA )  
 ) SS  
COUNTY OF \_\_\_\_\_ )

My name is \_\_\_\_\_ and I state under oath that:

1. I am the Respondent in this case, and I make this *Affidavit* in support of my responsive motion for custody and parenting time (visitation).

2. A juvenile court proceeding or child protection case involving any or all of the children in this case is open:  YES  NO.

If YES, this case is in \_\_\_\_\_ County in the State of \_\_\_\_\_, and the case file number is \_\_\_\_\_. The child protection worker's name is \_\_\_\_\_.

3. An *Order for Protection* involving me and:  Petitioner  Respondent (*print full name*) and/or the child(ren) exists:  YES  NO.

If YES, this case is in \_\_\_\_\_ County in the State of \_\_\_\_\_, and the case file number is \_\_\_\_\_. A

**copy of the *Order for Protection* is attached.**

4. The children currently live with:

Me

Petitioner

Respondent (*print full name*):

I am the child(ren)'s: (*list relationship*)

The other party is the child(ren)'s:(*list relationship*)

The address of the child(ren) is/are:

in the City of \_\_\_\_\_, State of \_\_\_\_\_, Zip Code \_\_\_\_\_

The child(ren) have lived at this address since: (mo/day/yr)

5. I want the Court to grant **legal** custody of the child(ren) (*check one*):

a. Jointly to both me and:  Petitioner  Respondent

because

b. Solely to (check one):

Me

Petitioner

Respondent (*print full name*):

because

6. I want the Court to grant **physical** custody of the child(ren) (*check one*):

a. Jointly to both me and:  Petitioner  Respondent

with the child(ren) living with me at the following times:

and the child(ren) living with  Petitioner  Respondent

(Full name of other party)

at the following times:

b. Solely to (check one):

Me

Petitioner

Respondent (*print full name*):

7. I believe that my request for physical custody is in the best interest(s) of the child(ren) because (*list your reasons why, **be specific***)

8. I want to respond to things the other party stated at paragraph 7 of his/her *Affidavit*. My response is:

9. I want the parenting time schedule as stated in my *Motion*. I believe that this schedule is in the best interest(s) of the child(ren) because

10. I want to respond to the other party's requests for parenting time. My response is:

11. I want the Court to order supervised parenting time:  YES  NO

If yes, I believe supervised parenting time is in the best interest(s) of the child(ren) because:

12. The Petitioner has asked the Court to order supervised parenting time for me and the child(ren):  
 YES  NO If yes, I object. My response to Petitioner's statements in paragraph 9 of his/her *Affidavit* is:

13. I want the Court to order that the child(ren) be transferred at a **visitation exchange center** if one is located in the area, and for both parties to follow all rules of the visitation exchange center:  
 YES  NO. If YES, this is the best interest(s) of the child(ren) because

If NO, the child(ren) should be transferred at:  
because

**Note:** The visitation exchange center may require the parties to pay a fee for each exchange.

14. Medical insurance for the child(ren) totals \$ \_\_\_\_\_ per month and is currently provided by (check one):

- Petitioner
- Respondent (*full name*)
- Shared by both parties

15. Child care expenses for the child(ren) totals \$ \_\_\_\_\_ per month and is currently paid for by (check one):

- Petitioner
- Respondent (*full name*)

Shared by both parties

16. Check all that apply:

a. There is currently a court order requiring \_\_\_\_\_ to pay child support to \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ per month.

b. I am asking the Court to decide or modify child support. I believe the other party (*print full name*) \_\_\_\_\_ works at \_\_\_\_\_

and earns \$ \_\_\_\_\_ per:  week  month  year  other

My current net income per month is \$ \_\_\_\_\_ from the following sources (*list all sources, such as employer, public assistance, or other source*):

\_\_\_\_\_ . I have the following additional sources of income: (*for example, child support for other children, pensions, Supplemental Security Income, Retirement, and Survivor's Disability Income, renters income, etc.*):

Source: \_\_\_\_\_ \$  
Source: \_\_\_\_\_ \$  
Source: \_\_\_\_\_ \$

17. My monthly expenses are as follows:

a. (*Check one*)  House Payment or  Rent \$

b. Real Estate Taxes, if not included in (a) \$

c. Insurance:

Homeowners, if not included in (a) \$

Auto \$

Life \$

d. Utilities:

Gas \$

Electricity \$

Telephone \$

Water and Garbage (*average*) \$

Cable TV \$

e.	Food		\$
f.	Clothing	\$	
g.	Laundry and/or Dry Cleaning	\$	
h.	Personal allowances and incidentals	\$	
i.	Magazines and Newspapers		\$
j.	Uninsured Dental Expenses		\$
k.	Uninsured Medical Expenses	\$	
l.	Transportation Expenses:		
	Car Payment		\$
	License		\$
	Gasoline		\$
	Repairs		\$
m.	Recreation and Entertainment	\$	
n.	Children's needs ( <i>sports/school/hobbies</i> )		\$
o.	Allowances		\$
p.	Other (list)		\$
q.	Charge Accounts and Loans ( <i>list</i> ):		
	Account Name	Balance Owed	
	1.	\$	\$
	2.	\$	\$
	3.	\$	\$
	4.	\$	\$
	<b>TOTAL MONTHLY EXPENSES:</b>	<b>\$</b>	

The above expenses include expenses for the following individuals:

18. The following is additional information regarding the reasons I am requesting to establish custody and parenting time:

Dated:

Signature *(Sign only in front of notary public or deputy/court administrator.)*

Name:

Sworn/affirmed before me this

Address:

day of .

City/State/Zip:

Notary Public \ Deputy Court Administrator

Telephone: ( )