

State of Minnesota

County

District Court

Judicial District: _____
Court File Number: _____
Case Type: Family

In Re the Marriage of:

Name of Petitioner/Plaintiff

v.

Name of Respondent/Defendant

**Notice of Motion and Motion
for Parenting Time Assistance**

TO:

First

Middle

Last

Street Address

Apt. No.

City

County

State

Zip Code

PLEASE TAKE NOTICE that on the _____ day of _____,
at _____ o'clock _____ M. before _____, in Room _____,

(Name of Judicial Officer)

of the _____ located at _____,

Minnesota, I will ask the Court for the following Order:

Review paragraphs/questions 1-13 and check off only the type of help you or the other party are asking for from the Court:

1. Give me **makeup (compensatory) parenting time** because a scheduled visitation/parenting time was wrongfully denied (Minn. Stat. §518.175, subd. 6(b)).
2. **Appointing a parenting time expeditor** to help me and the other party resolve the parenting time problem and/or any future parenting time problems that may occur, and ordering the other party and I to pay for the fees and costs of the expeditor unless the Court determines otherwise (Minn. Stat. §518.1751).
3. Changing the existing Parenting time/visitation Order to require **supervised parenting time**.

4. Changing the existing Parenting time/visitation Order to allow **unsupervised parenting time**.
5. Changing the existing Parenting time/visitation Order to provide for **drop offs and pick ups of the child(ren) to occur at a visitation exchange center** and for both parties to follow all rules of the visitation exchange center and to pay the fees and costs of this service.
6. Changing the existing Parenting time/visitation Order to provide for the **transportation of the child(ren)** for parenting time to be as follows:
7. Changing the existing Parenting time/visitation Order “reasonable visitation” to the following specific parenting time schedule:

a. Weekends:

b. Week nights or after school:

c. Holidays:

d. Summer:

e. School holidays:

f. Telephone contact:

g. Other:

8. Changing the existing specific parenting time/visitation schedule Order to a new specific parenting time schedule, to be as follows:

a. Weekends:

b. Week nights or after school:

c. Holidays:

d. Summer:

e. School holidays:

f. Telephone contact:

g. Other:

9. Changing the existing Order “reserving parenting time/visitation” to grant
 Respondent/Defendant or Petitioner/Plaintiff the following specific parenting time schedule:

b. Weekends:

b. Week nights or after school:

c. Holidays:

d. Summer:

e. School holidays:

f. Telephone contact:

g. Other:

10. Directing the other party to **pay me for my court fees and costs** that are a result of having to bring this motion.
11. Directing the other party to **pay me for my expenses** that resulted from the other party's wrongful failure to follow the existing court order.
12. Directing the other party to **pay to the Court a civil penalty of up to \$500** as allowed under Minn. Stat. §518.175, subd. 6(c).
13. Finding that my parenting time was wrongfully denied, that I incurred expenses in connection with the denied parenting time, and that I have already paid for expenses in the amount of \$ _____ in connection with an upcoming scheduled parenting time. As allowed under Minn. Stat. §518.175, subd. 6(d), I ask the Court to direct the other party to **pay the Court to be held in an escrow account an amount of money equal to my prepaid expenses**

for the upcoming parenting time to help guarantee that the other party obeys the Court order in the future and to be paid to me if the upcoming parenting time is denied.

VERIFICATION AND ACKNOWLEDGMENTS

- a. I have read this document. To the best of my knowledge, information, and belief the information contained in this document is well grounded and is warranted by existing law.
- b. I have not been determined by any Court in Minnesota or in any other state to be a frivolous litigant and I am not the subject of an Order precluding me from serving or filing this document.
- c. I am not serving or filing this document for any improper purpose, such as to harass the other party or to cause delay or needless increase in the cost of litigation or to commit a fraud on the Court.
- d. I understand that if I am not telling the truth or if I am misleading the Court or if I am serving or filing this document for an improper purpose, the Court can order me to pay money to the other party, including the reasonable expenses incurred by the other party because of the serving or filing this document, court costs, and reasonable fees.

NOTICE TO THE OTHER PARTY

After you receive these papers, if you want to respond to anything raised by the other party in his/her papers, your written response must be personally served on the other party **at least five days before the hearing** or mailed to the other party **at least eight days** before the hearing. Responsive papers are available from Court Administrator's office. Your responsive papers must be filed with the Court Administrator **at least five days before the hearing**. The court may, in its discretion, disregard any responsive pleadings served or filed with the Court Administrator less than five days prior to such hearing in ruling on the motion or matter in question.

If you want to raise **new** issues at the hearing the other party has scheduled, your *Motion* and *Affidavit* must personally be served on the other party **at least 10 days before the hearing** or mailed to the other party **at least 13 days before** the hearing. Your papers raising new issues must be filed with the District Court Administrator at least 10 days before the hearing.

DATE:

signature of: Petitioner Respondent

Street Address:

City/State/Zip:

Telephone: (___)