

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 _____

**Affidavit in Support of Motion
for Parenting Time Assistance**

STATE OF MINNESOTA)
) S.S.
COUNTY OF _____)

My true and correct name is

In answering the following questions I understand that I am under oath and I must tell the truth.

1. a. This *Notice of Motion* is NOT a request to establish parenting time rights because an Order establishing parenting time rights for (*check one*): me the other party has already been issued in this case. Instead, my *Notice of Motion and Motion* is a request to resolve a parenting time dispute.
 b. An Order exists reserving parenting time rights. This *Notice of Motion* requests an Order granting me parenting time rights.
2. An *Order for Protection* involving me and the other party and/or the child(ren) (*check one*):
 a. IS NOT currently in effect in any state.
 b. IS in effect from _____ County in the State of _____ and its court file number is _____
3. A juvenile court (child protection, delinquency, or foster care) proceeding involving one or more of the children in this case (*check one*)
 a. IS NOT now taking place in any state.
 b. IS now taking place in _____ County in the State of _____

and its court file number is

4. The following child(ren) are involved in this case (*attach another sheet of paper if necessary*):

Name of Child

Birth Date

My Relationship to Child

5. The child(ren) live in the State of _____ and have lived there since
(month) _____, _____. The child(ren) live with _____
who is related to them as _____. The address of the child(ren)
is:

Street Address:

City/State/Zip:

6. I have a parenting time problem. It is:

For questions 7-18, check off only those that apply – the same as on your *Notice of Motion and*

Motion form.

7. I was scheduled to have parenting time on the following date(s):

_____ at the following times

but the other party wrongfully denied my scheduled parenting time by doing the following:

I ask the Court to give me **makeup (compensatory)** parenting time because of the parenting time that was denied to me. The makeup parenting time should take place on the following date(s):

at the following time(s)

which is within one year of the date my scheduled parenting time/visitation was wrongfully denied.

8. I ask the Court to **appoint a parenting time expeditor** to help me and the other party resolve this parenting time problem and/or any future parenting time problems that may happen. I understand that the other party and I may be required by the Court to pay for the fees and costs of the parenting time expeditor.
9. I ask the Court to change the parenting time to **supervised** parenting time. I believe that it is in the best interests of the child(ren) that the existing Parenting Time/Visitation Order be changed to require **supervised** parenting time because:
10. I ask the Court to change the parenting time to **unsupervised** parenting time. I believe it is in the best interests of the child(ren) that the existing Parenting time/Visitation Order be changed to allow **unsupervised parenting time** because:
11. I ask that the existing Parenting time/visitation Order be changed to provide for **drop-offs and**

pick-ups of the child(ren) to occur at a visitation exchange center, and for both parties to be ordered to follow all rules of the visitation exchange center because:

12. I ask that the existing Parenting time/visitation Order be changed to provide for the **transportation of the child(ren)** for parenting time as follows:

because:

13. I ask that the parenting time be changed to a specific schedule. I believe that it is in the best interests of the child(ren) that the existing Order **be changed from “reasonable visitation” to the specific parenting time schedule** stated in my motion because:

14. I ask that the Court change the existing schedule to a new schedule as in my *Notice of Motion and Motion*. I believe that it is in the best interest of the child(ren) that the **existing Parenting time/visitation schedule should be changed** because:

15. I ask that the Court change the existing Order **“reserving parenting time/visitation” to give**

me specific scheduled parenting time as requested in my *Notice of Motion and Motion*.

(Answer all of a-f)

a. I believe it is in the best interests of the child that I have parenting time with the child because:

b. I last saw the child on the following date:

The circumstances were:

c. My last overnight visit with the child was on the following date:

The circumstances were:

d. My work schedule is: (list hours and days of the week that you work)

e. My net monthly income is: \$. (Net income is gross income minus deductions for taxes, social security, child support payments, pension, and health insurance.)

f. If I am awarded parenting time, I will will not be able to transport the child to or from visits.

16. I ask that the other party be ordered to **pay me for my court fees and costs** which total \$ and consist of: *(list each fee/cost, and the separate amount for each)*

I am asking the Court to order the other party to pay me for my court fees and costs because:

17. Because the other party wrongfully disobeyed the Parenting time/visitation Order or an agreement made with or a decision made by a Parenting time expeditor, I incurred expenses I would not have otherwise had. I ask the Court to order the other party to **pay me for my other expenses** which total \$ _____ and consist of (list each expense separately, the reason for each expense and the amount of each expense):
18. Because the other party wrongfully disobeyed the existing Parenting Time/Visitation Order, or wrongfully failed to follow our agreement made with a Parenting Time expeditor or failed to follow the decision of a Parenting Time expeditor, I ask that the other party be ordered to **pay to the Court a civil penalty of up to \$500.**
19. I have already paid a total of \$ _____ for (list each expense separately, and state the amount of each expense):

_____ in connection

with an upcoming scheduled parenting time. As allowed under Minnesota Statutes section 518.175, subdivision 6(d), I ask the Court to direct the other party to **pay to the Court to be held in 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 Parenting Time Order. I also ask that if the other party denies my upcoming parenting time that the money be paid to me.

20. I believe the following additional information would be helpful to the Court in understanding this parenting time problem:

Dated:

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

Name:

Sworn/affirmed before me this

Address:

day of _____ .

City/State/Zip:

Telephone: (____)

Notary Public \ Deputy Court Administrator