

**SUPERIOR COURT OF WASHINGTON
COUNTY OF**

In re:

Child(ren),

Petitioner,

and

Respondent.

NO.

**SUMMONS (OBJECTION TO
RELOCATION/MODIFICATION OF
CUSTODY DECREE/PARENTING
PLAN/ RESIDENTIAL SCHEDULE)
(SM)**

TO:

1. An action has been started in the above court objecting to the intended relocation of children and requesting that [] the relocation be restrained [] the custody decree/parenting plan/residential schedule be modified pursuant to the relocation. Additional requests, if any, are stated in the objection/petition, a copy of which is attached to this notice.
2. You must respond to this notice and objection/petition by serving a copy of your written response on the person signing this Summons and by filing the original with the clerk of the court. If you do not serve your written response within 20 days (or 60 days if you are served outside of the state of Washington) after the date this Summons was served on you, exclusive of the day of service, the court may enter an order of default against you, and the court may, without further notice to you, enter an order restraining the relocation of the children and modifying the custody decree/parenting plan/residential schedule and providing for other relief requested in the petition. If you serve a notice of appearance on the undersigned person, you are entitled to notice before an order of default or a decree may be entered.
3. It is presumed that the court will permit the relocation of the children. The court may restrain the relocation and modify the parenting plan/residential schedule if the objecting party rebuts the presumption by demonstrating at a hearing that the detrimental effect of the relocation outweighs the benefit of the change to the children and the relocating person.

- Temporary order restraining the relocation or requiring the return of the children is not being sought.
- Temporary order restraining the relocation or requiring the return of the children is being sought. The court may proceed immediately to hear the motion for temporary order to restrain relocation or require the return of the children, or may continue the matter to a later time.

4. Your written response to the Summons and objection/petition must be on form WPF DRPSCU 07.0730, Response (Objection to Relocation/Petition for Modification of Custody Decree/Parenting Plan/Residential Schedule). This form may be obtained by contacting the clerk of the court at the address below, by contacting the Administrative Office of the Courts at (360) 705-5328, or from the Internet at the Washington State Courts homepage:

<http://www.courts.wa.gov/forms>

- 5. If this action has not been filed with the court, you may demand that the petitioner file this action with the court. If you do so, the demand must be in writing and must be served upon the person signing this notice. Within 14 days after you serve the demand, the petitioner must file this action with the court, or the service on you of this notice and motion will be void.
- 6. If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your written response, if any, may be served on time.
- 7. One method of serving a copy of your response on the petitioner is to send it by certified mail with return receipt requested.

This Summons is issued pursuant to Superior Court Civil Rule 4.1 of the state of Washington.

Dated: _____

Signature of Lawyer or Moving Party

Print or Type Name

**FILE ORIGINAL OF YOUR RESPONSE
WITH THE CLERK OF THE COURT AT:**

SERVE A COPY OF YOUR RESPONSE ON:
 Moving Party [You may list an address that is not your residential address where you agree to accept legal documents.]
 Moving Party's Lawyer

[Name of Court]

[Name]

[Address]

[Address]
