
(PETITIONER)

NO: _____ DIV. _____

VERSUS

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

(DEFENDANT)

STATE OF LOUISIANA

Filed: _____

Deputy Clerk

RULE TO MODIFY CUSTODY BY PARENT

[Initial and complete the following information. If there are no initials or information is not provided, the court may not grant you relief.]

NOW INTO COURT, comes _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____ who respectfully represents:

1.

Made Defendant in this Rule is _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____.

2.

Custody of the following minor child(ren) is at issue:

(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH)

3.

This court has jurisdiction over this because the minor child(ren) is either:
[Initial the paragraphs that apply]:

_____ Domiciled in the State of Louisiana;

OR

_____ Physically located in the State of Louisiana.

4.

This court is a court of proper venue for this because either:
[Initial the paragraphs that apply]:

_____ The person seeking a change of custody is domiciled in this Parish;

OR

_____ This is the parish where a prior custody decree was rendered.

5.

There is currently a court order in place for the custody of the minor child(ren) that was rendered on _____ in the matter entitled _____ vs. _____, bearing Docket Number _____, filed in the _____ Court for the Parish of _____, State of Louisiana. *[A copy of the Order must be attached to this pleading.]*

6.

The custody order referred to above provides for legal and physical custody of the minor child(ren) as follows:

7.

Mover is entitled to a modification of the existing custody order because the following material changes in circumstances affecting the welfare of the minor child(ren) has occurred since the time the previous order was rendered:

[Attach an additional page(s), if necessary]

8.

Mover believes it is in the best interest of the minor child(ren) that the current custody order be modified as follows: *[Initial only ONE of the following paragraphs and provide a description as requested.]*

_____ Mover requests that the parties be awarded joint custody with no designation of a domiciliary parent and the parties have signed the attached Joint Custody Implementation Plan.

_____ Mover requests that the parties be awarded joint custody, with _____ designated as domiciliary parent, and with custodial periods awarded to Defendant as follow:

_____ Mover requests that the parties be awarded joint custody, with _____ designated as domiciliary parent, and with the parties sharing equal time with the minor child(ren) as follows:

_____ Mover requests that Mover be awarded sole custody, with the Defendant to have the following time with the child(ren): *[Initial ONE of the following subparagraphs.]*

_____ Mover requests that the Defendant be awarded reasonable visitation as follows:

_____ Mover requests that the Defendant be awarded supervised visitation as follows:

_____ Mover requests that the Defendant not be awarded any visitation for the following reasons:

9.

Mover believes the custody arrangement is requested is in the best interest of the child(ren) for the following reasons:

[Attach an additional page(s), if necessary]

10.

[Initial ONE of the paragraphs below]

_____ Mover acknowledges that he/she has the right to seek child support by contacting the Louisiana Child Support Enforcement Agency and intends to do so.

OR

_____ Mover requests that Defendant be ordered to pay child support because Defendant has income or is capable of earning sufficient money to contribute to the support of the minor child(ren) and asks the Court to order the Defendant to pay child support.

OR

_____ No child support requested.

11.

Mover requests:

[Initial ONE of the following paragraphs below:]

_____ Each party pay their own costs.

_____ Defendant be cast with all costs for the following reason(s):

WHEREFORE, Mover prays that:

1. Defendant be served with a certified copy of this Rule.
2. After all legal delays and due proceedings are had, this Court issue a Judgment modifying the prior custody judgment between the parties for the minor child(ren), for child support (if requested), and for such other relief to which Mover may be entitled.
3. A Rule to Show Cause issue herein ordering the Defendant to appear and show cause on a date and time to be fixed by this Court why a judgment modifying custody and child support award (if requested) should not be awarded as requested herein and any other relief requested by Mover herein.

By signing below, I do hereby certify that all of the foregoing is true and correct to the best of my knowledge and understand that any false statements may constitute perjury and may subject me to being held in contempt of court.

Initials of Mover

Respectfully submitted,

(SIGNATURE)

(PRINTED FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(FACSIMILE NUMBER)

(EMAIL ADDRESS)

(PETITIONER)

NO: _____ DIV. _____

VERSUS

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

(DEFENDANT)

STATE OF LOUISIANA

Filed: _____

Deputy Clerk

VERIFICATION

STATE OF _____ [State where signed and notarized]

PARISH/COUNTY OF _____ [Parish/County where signed and notarized]

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in this State and Parish, personally appeared:

PRINTED NAME

who after being duly sworn, did depose and state that he/she is the Mover in the above and foregoing numbered and entitled cause, has read the same, and that all of the allegations contained therein are true and correct to the best of Mover's knowledge, information, and belief.

SIGNATURE

SWORN TO AND SUBSCRIBED

before me, on this ____ day of _____, 20__.

NOTARY PUBLIC, No.: _____

Printed Name: _____

My Commission Expires: _____

Seal:

(PETITIONER)

NO: _____ DIV. _____

VERSUS

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

(DEFENDANT)

STATE OF LOUISIANA

Filed: _____

Deputy Clerk

RULE TO SHOW CAUSE

Considering the above and foregoing Rule to Modify Custody by Parent:

IT IS HEREBY ORDERED that the Defendant-in-Rule, _____, show cause on the ____ day of _____, 20__, at ____ o'clock __.m. before the Hearing Officer and on the ____ day of _____, 20__, at ____ o'clock __.m. before the Judge why the relief sought in the Rule to Modify Custody by Parent should not be granted as prayed for.

Signed in Covington/Franklinton, Louisiana, this ____ day of _____, 20__.

JUDGE

DEFENDANT TO ACCEPT SERVICE

OR

PLEASE SERVE:

(DEFENDANT'S FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(DEFENDANT'S PHONE NUMBER)

[NOTE: EACH DEFENDANT MUST EITHER BE SERVED OR SIGN ONE OF THESE FORMS.]

_____ NO: _____ DIV. _____
 (PETITIONER)
VERSUS

 (DEFENDANT)

22ND JUDICIAL DISTRICT COURT
PARISH OF _____
STATE OF LOUISIANA

Filed: _____

Deputy Clerk

WAIVER OF SERVICE

State of _____

Parish/County of _____

BEFORE ME, the undersigned Notary Public, on the date mentioned below, personally came and appeared _____, who is the defendant in the above-captioned action, and who after being duly sworn, did depose and say:

I have been furnished with a certified copy of the Rule to Modify Custody by Parent filed on _____ entitled “_____”, bearing docket number _____, Division “___” on the docket of the 22nd Judicial District Court for the Parish of _____, State of Louisiana and the Rule to Show Cause.

I do hereby formally and expressly acknowledge and accept service of a certified copy of said pleading and the rule to show cause and waive the rule nisi and service of process.

THUS SWORN TO AND SUBSCRIBED in the presence of the undersigned Notary Public on the _____ day of _____, 20__.

 (DEFENDANT’S SIGNATURE)

 (PRINTED FULL NAME)

 (STREET ADDRESS)

 (CITY/STATE/ZIP CODE)

 (TELEPHONE NUMBER)

 (FACSIMILE NUMBER)

 (EMAIL ADDRESS)

SWORN TO AND SUBSCRIBED
before me, on this ___ day of _____, 20__.

 NOTARY PUBLIC, No.: _____

Printed Name: _____

My Commission Expires: _____

Seal: