|  |  |  |
| --- | --- | --- |
| **State of Minnesota** |  | **District Court** |
| County |  | Judicial District: |  |
|  |  | Court File Number: |  |
|  |  | Case Type: |  |

|  |  |  |  |
| --- | --- | --- | --- |
|  |  | Affidavit in Support of Responsive Motion Objecting to Transfer of Postjudgment Action to Tribal CourtMinn. Stat. § 518A.80, subd. 5 |  |
| Petitioner |  |  |
|  |  |  |
| and |  |  |
|  |  |  |
|  |  |  |
| Respondent |  |  |
|  |  |  |
|  |  |  |
| Intervenor |  |  |

The following statements support my objection to the transfer of the postjudgment [ ]  Child Support / [ ]  Custody / [ ]  Parenting Time action to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Tribal Court.

1. This case [ ]  does / [ ]  does not require interpretation of Tribal law.
2. This case [ ]  does / [ ]  does not involve Tribal traditions or cultural matters.
3. The tribe [ ]  is / [ ]  is not a party to the action.
4. This case [ ]  does / [ ]  does not involve the issue of Tribal sovereignty, jurisdiction, or territory.
5. The parties [ ]  have / [ ]  have not chosen the District Court of the State of Minnesota and/or the laws of the State of Minnesota to be applied to any disputes in this case in a prior court order.
6. [ ]  I believe the District Court of the State of Minnesota can decide this matter more quickly than the Tribal court.
7. There [ ]  is / [ ]  is not an open IV-D Tribal Agency case.
8. This case involves a request to transfer the postjudgment action to the Red Lake Nation Tribal Court. [ ]  Yes [ ]  No

If Yes: The other party stated that all parties and children involved in this case resided within the boundaries of the Red Lake Reservation for at least 6 months before the motion. This is not accurate because:

1. Transferring jurisdiction to the Tribal court would be a burden for me because:

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116

|  |  |  |
| --- | --- | --- |
| Dated |  | Signature |
|  |  | Name: |  |
|  |  | Address: |  |
| County and state where signed |  | City/State/Zip: |  |
|  |  | Telephone: |  |
|  |  | Email: |  |