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

|  |  |  |
| --- | --- | --- |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Name of Petitioner *(first, middle, last)* | **WAIVER OF SERVICE OF SUMMONS and PETITION FOR THIRD PARTY CUSTODY** |  |
|  |  |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Name of Co-Petitioner, if any *(first, middle, last)* |  |
|  |  |
| and |  |
|  |  |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Name of Respondent Parent A *(first, middle, last)* |  |  |
|  |  |  |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Name of Respondent Parent B *(first, middle, last)* |  |  |
|  |  |  |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.  Name of Respondent Guardian or Custodian *(first, middle, last)* |  |  |

**TO:** .

(Name of petitioner’s attorney, or self-represented petitioner)

I received your request that I waive service of the *Summons* and *Petition for Third party Custody*. I have also received a copy of the *Summons* and *Petition for Third Party Custody*, two copies of this document (CHC604), and a means for returning the signed waiver to you without cost to me. I agree to save the cost of service of the *Summons* and *Petition* in this proceeding. I understand the following:

1. Signing this document starts the third party custody process;
2. Signing this document does not mean that I agree with everything in the *Petition*. It only means that I have received a copy of the *Summons* and *Petition*, and I understand that I will retain all defenses or objections to this proceeding or to the jurisdiction or venue of the court except for objections based on a defenct in the *Summons* or in the service of the *Summons*;
3. I have sixty (60) days from (the date the request for waiver was sent), or ninety (90) days if the request was sent outside of the United States, to serve on the Petitioner an *Answer* to the Petition;
4. If I do not serve an *Answer* within sixty (60) days, I may be found in default and Petitioner may ask the Court for everything Petitioner has asked for in the *Petition for Third Party Custody*;
5. I do not have to sign this Admission. But if I do not sign, Petitioner can start the action by having the *Summons* and *Petition* personally served upon me and I may have to pay the cost of Petitioner doing this.

Dated:

Signature

Name:

Note: Court Form CHC604 is substantially similar to Minn. R. Civ. P. Form 22B and meets the rule requirements.