See Instructions (CHC806) for help in filling out this form.

**State of Minnesota District Court**

County of: Court File Number:

Judicial District: Case Type:

Petitioner

AND

Respondent

# Response to Motion for Temporary Relief (CHC807)Minn. Stat. § 518.131, subd. 1

**To the Other Parties:**

Hearing Information

This is my response to the other party’s *Motion for Temporary Relief.* A hearing in this case has been scheduled as follows:

**Date:**  **Time:** [ ] **a.m. /** [ ] **p.m.**

**Judicial Officer:**

Response to Motion for Temporary Relief

My name is .

1.[ ]  I ask the Court to **deny the other party’s requests** for temporary relief.

Counter Motion for Temporary Relief

I ask the Court for the following relief:

2.[ ]  **Priority Hearing (within 30 days)**.I ask the Court to schedule a **priority hearing within 30 days** pursuant to Minn. Stat. § 518.131, subd. 11, because I have been denied parenting time with a child for 14 consecutive days or more.

3.[ ]  **Mediation**.I ask the Court to order the other party and me to use mediation to help us reach an agreement. The issues that should be mediated are:

[ ]  Custody of the minor children.

[ ]  Parenting time.

[ ]  Child support.

[ ]  Other:

4.[ ]  **Legal Custody**. “Legal custody” identifies which parents will have a right to make decisions regarding the medical, educational, and religious upbringing of the children.

I ask the Court to grant **temporary legal custody** of the children as follows:

[ ]  Jointly to me and the other party.

[ ]  Solely to me.

[ ]  Solely to the other party.

5.[ ]  **Physical Custody**.“Physical custody” identifies with whom the children will live.

I ask the Court to grant **temporary** **physical custody** of the children as follows:

[ ]  Jointly to me and the other party, with the children living with me at the following times:

 , and living with the other party at the following times:

 .

[ ]  Solely to me.

[ ]  Solely to the other party.

6.[ ]  **Parenting Time**. “Parenting time” is the time each parent spends with the children. It does not matter who has custody or what type of custody. Parenting time used to be called “visitation.”

I ask the Court to order **temporary** **parenting time** as follows:

1. Temporary parenting time for **me**:

[ ]  Unsupervised.

[ ]  Supervised by:

according to this schedule:

Weekends:

Weeknights or after school:

Holidays:

Summer:

Telephone contact:

Other:

1. Temporary parenting time for the **other parent**:

[ ]  Unsupervised.

[ ]  Supervised by:

according to this schedule:

Weekends:

Weeknights or after school:

Holidays:

Summer:

Telephone contact:

Other:

7.[ ]  **Temporary Child Support**. I ask the Court to order **temporary** **child support** as follows:

1. The other party should pay to me $ per month for temporary support of the minor children. The payments should be automatically withheld from the other party’s wages or salary and paid to me according to Minn. Stat. § 518A.53.
2. I should pay to the other party $ per month for temporary support of the minor children. The payments should be automatically withheld from my wages or salary and paid to the other party according to Minn. Stat. § 518A.53.

8.[ ]  **Temporary Costs and Reasonable Attorney’s Fees**. I ask the Court to order the other party to pay me temporary costs and reasonable attorney’s fees. The other party should pay to me $ for temporary costs and reasonable attorney’s fees pursuant to Minn. Stat. § 518.131, subd. 1(d).

9.[ ]  I ask the Court for an order that **restrains both parties from harassing, vilifying, mistreating, molesting, disturbing the peace, or restraining the liberty** of the other party or the children of the parties.

10.[ ]  I ask the Court to restrain the other party from removing any joint minor children from the jurisdiction of the court.

11.[ ]  In order to facilitate the just and speedy disposition of this case, or to protect the parties and/or the children from physical or emotional harm, I ask the Court to require the other party:

[ ]  To perform the following acts:

[ ]  To not perform the following acts:

12.[ ]  **Additional Relief**. I ask the Court to grant additional relief as follows:

13. I ask the Court to grant additional relief that is fair and just.

I have included facts and reasons the Court should grant this counter motion in an *Affidavit in Support of Response to Motion for Temporary Relief*.

Acknowledgment

By presenting this form to the court, I certify that to the best of my knowledge, information, and belief, the following statements are true. I understand that if a statement is not true, the court can order a penalty against me (such as to pay money to the other party, pay court costs, and/or other penalties).

1. The information I included in this form is based on facts and supported by existing law.
2. I am not presenting this form for any improper purpose. I am not using this form to:
	1. Harass anyone;
	2. Cause unnecessary delay in the case; or
	3. Needlessly increase the cost of litigation.
3. No judicial officer has said I am a frivolous litigant.
4. There is no court order saying I cannot serve or file this form.
5. This form does not contain any "restricted identifiers" or confidential information as defined in Rule 11 of the General Rules of Practice (<https://www.revisor.mn.gov/court_rules/gp/id/11/>) or the Rules of Public Access to Records of the Judicial Branch (<https://www.revisor.mn.gov/court_rules/rule/ra-toh/>).
6. If I need to file "restricted identifiers," confidential information, or a confidential document, I will use Form 11.1 and/or Form 11.2, as required by Rule 11.

Date: Signature:

Name:

Address:

City/State/Zip:

Phone:

Email: