

State of Minnesota

District Court

County of: _____	Judicial District: _____
	Court File Number: _____
	Case Type: _____

- In Re the Marriage of:
- In Re the Custody of the Children of:
- In Re the Support of the Children of:

**Notice of Motion and Motion
To Stop Cost of Living
Adjustment**

Petitioner (first, middle, last)

and

Respondent (first, middle, last)

TO: Other Party:

First Middle Last

Street Address Apt. No.

City State Zip Code

Notice

I will ask the court to stop the cost of living adjustment on child support and/or spousal maintenance order at a hearing scheduled as follows:

Date: _____ Time: _____ a.m./p.m.

Courthouse address: _____

Telephone: _____

NOTE: Please contact the court with your current phone number and mailing address in case they need to notify you of any location or date/time change.

MOTION

1. I request that the court issue an order to stop the cost of living adjustment from taking place.
2. The facts upon which I base my request are set forth in the attached *Affidavit in Support of Motion to Stop Cost of Living Adjustment*.

Notice of Rights to Other Party

- **You must appear at the hearing.** If you fail to appear at the hearing, the child support magistrate may issue an order granting the relief requested without further notice or hearing.
- You have the right to object or respond to the changes I am requesting.
- If you choose to respond, a written response must be served upon all parties and filed with the court **at least 7 days** before the hearing.
- If you choose to respond and raise new issues other than the issues in this motion, a counter motion must be served upon all parties and filed with the court **at least 14 days** before the hearing.
- The court may, in its discretion, choose not to consider any documents you file with the court if they are not filed on time.
- You have a right to legal representation.

Settlement

This matter may be settled without a court hearing if all parties reach an agreement. To discuss a possible settlement, contact:

_____ at _____
(Name of person to contact to discuss settlement) (Phone number of person to contact)

Note: Person to contact for settlement should be the party bringing the action or the attorney, if an attorney is representing the party in this matter.

Acknowledgment by Party Making Motion

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:
 - a. Harass anyone;
 - b. Cause unnecessary delay in the case; or

- c. 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.

Dated: _____

Signature

Name: _____

Address: _____

City/State/Zip: _____

Telephone: _____

E-mail address: _____

Attorney for: _____