

**State of Minnesota**

**District Court**

County of: _____	Judicial District: _____
	Court File Number: _____
	Case Type:                      Dissolution with Children

In Re the Marriage of:

\_\_\_\_\_  
Petitioner (First, Middle, Last)

and

\_\_\_\_\_  
Respondent (First, Middle, Last)

**Affidavit in Support of  
Responsive Motion For  
Temporary Relief With Children**

My name is \_\_\_\_\_ and I state that:

- I am the (*check one*):  Petitioner  Respondent in this case, and I make this *Affidavit* in support of my *Responsive Motion For Temporary Relief With Children*.
- A child protection case involving any or all of the children in this case: (*check one*)
  - is NOT taking place in any county or state
  - IS taking place in \_\_\_\_\_ County in the State of \_\_\_\_\_ and the file number is: \_\_\_\_\_
- An *Order for Protection* involving me and the other party and/or the children:
  - does NOT exist in any county or state
  - DOES exist in \_\_\_\_\_ County in the State of \_\_\_\_\_  
The Order for Protection is dated \_\_\_\_\_ and the file number is: \_\_\_\_\_  
**A copy of the *Order for Protection* is attached.**
- My spouse and I have \_\_\_\_\_ minor children who is/are:

First Name of Child (first, middle, last)	Date of Birth (mo/day/year)	Age

5. The children currently live with:

Petitioner  Respondent  Other \_\_\_\_\_ who is the children's

Mother  Father  Other relation to children. The address of the children is:

\_\_\_\_\_ in the City of \_\_\_\_\_

State of \_\_\_\_\_, Zip Code \_\_\_\_\_

The children has/have lived at this address since the date \_\_\_\_\_

6. I want the Court to grant temporary legal custody of the children: (*check one*)

a. Jointly to me and my spouse because:

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b. Solely to (*check one*):  me  my spouse because

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7. Write your response to paragraph 6 in the other party's *Affidavit*:

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8. I want the Court to grant temporary physical custody of the children: (*check one*)

a. Jointly to me and my spouse, with the children living with me at the following times:

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and the children living with my spouse at the following times:

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b. Solely to (*check one*):  me  my spouse

9. I believe that my request for physical custody is in the children's best interest because:

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10. Write down your response to paragraphs 7 and 8 in the other party's *Affidavit*:

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11. I am asking for (*check one*):

- supervised    unsupervised parenting time for the children and my spouse because:

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12. Write down your response to paragraph 9 in the other party's *Affidavit*:

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13. I am asking for the parenting time schedule in my *Responsive Motion* and I believe this schedule is in the children's best interest because:

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14. If your parenting time schedule is different from the other party's, write down your response to paragraph 10 in the other party's *Affidavit*:

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15. I am asking the Court to decide temporary child support:

My monthly gross income is \$ \_\_\_\_\_ from \_\_\_\_\_

My spouse's monthly gross income is \$ \_\_\_\_\_ from \_\_\_\_\_

16.  I AM NOT asking for temporary spousal maintenance.

I AM asking the Court to decide temporary spousal maintenance LATER.

I AM asking the Court for spousal maintenance. I do not have enough income to meet my needs. My spouse has the income to meet his or her needs and is able to help me. My income and expenses are listed in the *Affidavit*. I need \$ \_\_\_\_\_ per month. I cannot support myself because:

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17. Write down your response to paragraph 12 in the other party's *Affidavit*:

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18. I am asking the Court to order my spouse to pay my attorney's fees:

Yes    No

If Yes, I need attorney's fees because:

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19. My spouse should go to an evaluation:

Yes    No

If Yes, the evaluations should be ordered for: *(check all that apply)*

- a. Alcohol use
- b. Drug use
- c. Anger management or domestic abuse
- d. Other *(please specify)* \_\_\_\_\_

20. Write down your response to paragraph 14 of the other party's *Affidavit*:

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21. *Check one*

- I am asking the Court to order that I have sole use and possession of the home located at *(full address)*:
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- I am asking the Court to order my spouse have sole use and possession of our home located at *(full address)*:
- 
- I am asking the Court to order that my spouse and I share the use and possession of our home located at *(full address)*:
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- I am asking the Court for the relief checked above because:
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22. Write down your response to paragraph 15 of the other party's *Affidavit*:

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23. My spouse and I have already divided our personal belongings, household goods and furniture *(check one)*:

Yes    No

If No, I am asking for the temporary use and possession of the following personal property, household goods and furniture (*list the specific items*):

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because

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I am asking that my spouse have the temporary use and possession of the following personal property, household goods and furniture (*list the specific items*):

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because

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24. My spouse and I own motor vehicle(s):

Yes    No

If Yes, I want the temporary use and possession of the following motor vehicle(s): (*list year/make/model for each vehicle*):

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because

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I want my spouse to have the temporary use and possession of the following motor vehicles (*list year/make/model for each vehicle*):

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because

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I will make the payments and insurance costs for my vehicle(s):

Yes    No

If No, I want my spouse to make these payments because

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My spouse should make the payments and insurance costs for his/her vehicle(s):

Yes  No

If No, I want my spouse to make these payments because

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25. My spouse and I have debts:

Yes  No

If Yes, I am asking the Court to order the debts to be paid temporarily as I asked in my *Motion* because

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26. I want to change certain medical, dental, automobile or life insurance policies:

Yes  No

If Yes, I want to make the following changes:

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because

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27. I am asking for insurance to be reinstated:  Yes  No

If Yes, Explain:

a. What insurance has lapsed or been canceled: \_\_\_\_\_

b. The date that the insurance lapsed or been canceled: \_\_\_\_\_

c. Who let the insurance lapse or canceled it: \_\_\_\_\_

d. Why should the insurance be reinstated: \_\_\_\_\_

28. I believe that my spouse's income will increase:

Yes  No

If Yes, this income is (*check all that apply*):  salary or wage increases;  bonuses;

overtime pay;  or other (*specify*): \_\_\_\_\_

I want the Court to order my spouse to immediately notify me of any changes in his or her income

Yes  No

because (s)he might not tell me and I want to know because

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29. I want the Court to order that my spouse shall not spend or otherwise use income raises, income tax refunds, bonuses or other extra income:

Yes  No

If Yes, because

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30. I am asking the Court for permission to sell or otherwise get rid of other property:

Yes  No

If Yes, I want to sell or otherwise dispose of the following property (*be specific*):

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because

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31. I asked the Court for additional relief:  Yes  No

I asked for this relief because:

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

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
County and State where signed

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_

E-mail address: \_\_\_\_\_