State of Minnesota   **District Court**

County	Judicial District:
	Court File Number:
	Case Type: Family

In Re the Marriage of:

_____

Name of Petitioner   **Affidavit in Response to**
                                            Motion for
                                             Parenting Time Assistance

and

_____

Name of Respondent

STATE OF MINNESOTA   )
) SS
COUNTY OF _____   )

My true and correct name is _____. In answering

the following questions, I understand that I must tell the truth.

1. This *Responsive Notice of Motion* is NOT a request to establish parenting time rights because an Order establishing parenting time/visitation rights for (*check one*): ☐ me ☐ the other party has already been issued in this case. Instead, this *Responsive Notice of Motion and Motion* is a request to resolve a parenting time dispute.

2. An *Order for Protection* involving me and the other party and/or the child(ren) (*check one*):

    ☐ a. IS NOT currently in effect in any state.

    ☐ b. IS in effect from _____ County in the State of _____
       and the court file number is _____.

3. A child protection proceeding involving one or more of the children in this case (check one):

    ☐ a. IS NOT currently in effect in any state.

    ☐ b. IS in effect from _____ County in the State of _____
       and the court file number is _____.

4. The following child(ren) are involved in this case (*attach another sheet of paper if necessary*):

Name of Child	**Birth Date**	**My Relationship to Child**

5. The child(ren) live in the State of _____ and have lived there since (month, day) _____, _____. The child(ren) live with _____ who is related to them as _____ _____. The address of the child(ren) is: _____ _____, City/State/Zip: _____

6. I have a parenting time problem. It is: (list date, times, names of witnesses, and any other information helpful to understanding the problem) _____ _____ _____ _____ _____ _____

For questions 7-20, check off <u>only</u> those that apply – the same as on your *Responsive Notice of Motion and Motion* form.

7. ☐ The other party was scheduled to have parenting time on the following date(s): _____

    at the following times _____

    I have not wrongfully denied the scheduled parenting time. The other party missed visits:

    ☐ YES   ☐ NO. If YES, the other party missed visits because:

8. ☐ I agree that the other party can have makeup (compensatory) parenting time:

☐ YES   ☐ NO. If YES, the makeup parenting time should take place on the following

date(s): _____

at the

following time(s): _____

because _____

_____

_____

_____

_____

If NO, the other party should not have makeup time because _____

_____

_____

_____

_____

_____.

9. ☐ I ask the Court to **appoint a visitation expeditor** to help me and the other party resolve
this parenting time problem and/or any future parenting time problems that may happen.
I understand that the other party and I may be required by the Court to pay for the fees
and costs of the visitation expeditor. It is in the best interests of the child(ren) for the
Court to appoint a visitation expeditor because: _____

_____

_____

_____

_____.

10. ☐ I ask the Court for supervised parenting time: ☐ YES   ☐ NO.   If YES, I believe that
it is in the best interests of the child(ren) that the existing Parenting Time/Visitation
Order be changed to require **supervised** parenting time because: _____

_____

_____

_____

_____

_____

_____

_____

11. ☐ I ask the Court for <u>unsupervised</u> parenting time: ☐ YES ☐ NO. If YES, I believe it is in the best interests of the child(ren) that the existing Parenting Time/Visitation Order be changed to allow **unsupervised parenting time** because: _____

_____

_____

_____ .

12. ☐ I ask that the existing parenting time/visitation order be changed to provide for **drop-offs and pick-ups of the child(ren) to occur at a visitation exchange center,** and for both parties to be ordered to follow all rules of the visitation exchange center: ☐ YES ☐ NO.   If YES, I ask this because: _____

_____

_____

If NO, the other party's request to exchange the child(ren) at a visitation exchange center should be denied because: _____

_____

_____

13. ☐ I ask that the existing parenting time order be changed to provide for the **transportation of the child(ren)** for parenting time: ☐ YES ☐ NO.   If YES, the transportation of the child(ren) for parenting time should be as follows: _____

_____

because: _____

_____

_____

_____

_____

If NO, the other party's request to change the transportation should be denied because: _

_____

_____

_____

14. ☐ I ask that the parenting time order be changed from reasonable parenting time/visitation to a specific schedule: ☐ YES ☐ NO. If YES, I believe that it is in the best interests of the child(ren) that the existing order **be changed from "reasonable parenting time/visitation" to the specific parenting time schedule** stated in my *Responsive Motion* because: _____

_____

_____

_____

_____

If NO, I do not believe a specific parenting time schedule is in the best interests of the child(ren) because: _____

_____

_____

_____

_____

15. ☐ I am asking the Court to change the existing specific schedule:

☐ YES ☐ NO. If YES, I believe that it is in the best interests of the child(ren) that the **existing parenting time schedule should be changed** to the new specific schedule

in my *Responsive Motion* because: _____

_____

_____

_____

_____

If NO, the existing schedule should not be changed because: _____

_____

_____

_____

_____

16. ☐ I ask that the other party be ordered to **pay me for my Court fees and costs** which total
$_____ and consist of: (*list each fee/cost, and the separate amount for each*)

_____

_____

_____

_____

17. ☐ I am asking the Court to order the other party to pay me for my other expenses which
total: $_____ and include costs for (list each expense
separately, the reason for each expense and the amount of each expense): _____

_____

_____

_____

_____

because the other party wrongfully disobeyed the parenting time/visitation order, or
wrongfully disobeyed the parenting time/visitation order, or wrongfully disobeyed an
agreement made with or a decision made by a visitation expeditor, and caused me to
have these expenses that I would not have otherwise had.

18. ☐ I have not wrongfully disobeyed the existing parenting time/visitation order, or wrongfully failed to follow our agreement made with a visitation expeditor or failed to follow the decision of a visitation expeditor. I ask that the Court deny the other party's request for me to **pay to the Court a civil penalty of up to $500.**

19. ☐ I have already paid a total of $_____ for (list each expense separately, and state the amount of each expense): _____
_____
in connection with an upcoming scheduled parenting time. As allowed under Minnesota Statutes section 518.175, subdivision 6(d), I ask the Court to direct the other party to **pay to the Court to be held in escrow account an amount of money equal to my prepaid expenses for the upcoming parenting time** to help guarantee that the other party obeys the parenting time order. I also ask that if the other party denies my upcoming parenting time that the money be paid to me.

20. ☐ I believe the following additional information would be helpful to the Court in understanding this parenting time problem: _____
_____
_____
_____
_____

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: _____

City/State/Zip: _____

Telephone: (_____) _____

E-mail address: _____