

ST. CLAIR COUNTY FRIEND OF THE COURT

31st Judicial Circuit 201 McMorran Blvd., Room 1600 Port Huron, Michigan 48060 Phone (810) 985-2285 www.stclaircounty.org/offices/foc

FILING A CHANGE OF CUSTODY MOTION

- 1. Complete the Motion for Change of Custody packet.
- 2. The Affidavits (Uniform Child Custody Jurisdiction Enforcement Act & Affidavit of Facts Support Change of Circumstance) must be attached to the motion. (Supporting documentation may include school records, police reports, or protective service reports, etc). Use 8 ½ X 11 paper one sided only for attachments.
- 3. If you hire an attorney after filing this motion with the Friend of Court, your hearing with the Friend of Court will be cancelled. Your attorney must set this hearing directly before the Judge.
- 4. Bring your completed Motion with any attachments along with four complete copies to the Friend of Court Office. A hearing date will then be scheduled. You must also bring \$100.00 for the filing fee. Check or money orders must be made payable to the St. Clair County Clerk.
- 5. If mailing the original motion, attachments and copies, sent to the Friend of Court office at 201 McMorran Blvd, Room 1600, Port Huron, MI 48060. You must enclose a check or money order payable to the St Clair County Clerk in the amount of \$100.00 or the motion will be returned to you.
- 6. A motion and hearing notice will be sent to the other party. No additional notices will be sent.

You MUST appear for the hearing or your motion may be dismissed.

If you hire an attorney after filing this motion with the Friend of Court, your hearing with the Friend of Court will be cancelled. Your attorney must set this hearing directly before the Judge.

Approved, SCAO

STATE OF MICHIGAN

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STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY MOTION REGA		DING CUSTODY	(A) CASE NO.
Court address	1		Court telephone
Plaintiff's name, address, and telephone n		Defendant's name, addre	ess, and telephone no.
Third party name, address, and telephone	no. moving party	C 1. ☐ a. On	a judgment
		or order was	s entered regarding custody.
		☐ b. There is cur	rently no order regarding custody.
2. Attached is a completed Unifor	m Child Custody Jurisdictio	n Enforcement Act Affid	lavit (MC 416).
☐ 3. The ☐ plaintiff ☐ de	endant	was ordered to have	custody of the following child(ren):
2 4. The child(ren) have been living	with		
Complete address	LONGING CONTRACTOR OF THE CONT		since
 5. Proper cause exists or circums Use a separate sheet to explain in detail 6. It is in the best interests of the Use a separate sheet to explain in detail 	il what has happened and attach. child(ren) to establish or ch	Include all necessary facts. ange custody for the fol	llowing reasons: this motion and attach. Include all necessary fac
I) ☐ 7	an	d I agree to custody, su	upport, and parenting time as follows:
Use a separate sheet to explain in o	letail what you have agreed on an	d attach. Include all necessar	ry facts.
8. I ask the court to order that cus Use a separate sheet to explain in deta			
J)		Moving party's signature	
Date	NOTICE OF		
A hearing will be held on this mo	tion before		Bar ı
on Date	at at	ocation	
	s to use the court because	of a disability or if you r	equire a foreign language interpreter
Note: If you are the person receiving this	motion, you may file a respon	se. Contact the friend of t	he court office and request form FOC 88
	CERTIFICATE	OF MAILING	
I certify that on this date I served and notice of hearing on the part defined in MCR 3.203.	a copy of this motion, a Ur les or their attorneys by firs	niform Child Custody Ju t-class mail addressed	risdiction Enforcement Act Affidavit to their last-known addresses as

L Date

Moving party's signature

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JUDICIAL CIRCUIT PROBATE COURT COUNTY	UNIFORM CHILD CUSTODY JURISDICTION ENFORCEMENT ACT AFFIDAVIT	CASE NUMBER and JUDGE		
Court address		Court telephone number		
Plaintiff's name	Defendant's name			
In the matter of				
The name and present address of e	each child (under 18) in this case is:			
2. The Cities/States/Countries the child there (include addresses if available	d(ren) have lived in during the last 5 years al e):	ong with the dates the child(ren) lived		
3. The name(s) and present address(e	es) of custodians with whom the child(ren) h	as/have lived within the last 5 years are		
order, or proceeding (including divor paternity, termination of parental righ	cipated (as a party, witness, or in any other orce, separate maintenance, separation, neglets, and protection from domestic violence) cother state, except : Specify case name and numi	ect, abuse, dependency, guardianship, oncerning the custody or parenting time		

Iniform Child Custody Jurisdiction Enforceme	nt Act Affidavit (7/22)	Case Number
Page 2 of 2		
for enforcement or a proceeding relat	ing to domestic violence, a p	rent child custody proceeding, including a proceedin protective order, termination of parental rights, or and number, court name and address, and nature of the proceeding
☐ Temporary action by this court is n	☐ has been stayed by the cessary to protect the child(cor abuse or is/are otherwise	ne court. (ren) because the child(ren) has/have been subjecte neglected or dependent. Attach explanation
6. I do not know of any person who is n rights of legal or physical custody of, o	ot already a party to this prod or parenting time with, the chi	ceeding who has physical custody of, or who claims ild(ren), except : State name(s) and address(es) of each perso
7. The child(ren)'s "home state" is		. *See definition of "home state" below.
☐ 8. I state that a party's or child's heal information.	th, safety, or liberty would be	e put at risk by the disclosure of this identifying
I have filled this form out completely, and or any other state that could affect the c	d I acknowledge a continuing current child-custody proceed	duty to advise this court of any proceeding in this sta ling.
Signature of affiant	Name of affiant (type or print)	Address of affiant
Subscribed and sworn to before me on	Date	
		lerk/Notary public signature
My commission expires on	Name (ty	pe or print)
Notary public, State of Michigan, Count	y of	Acting in the County of
inis notarial act was performed using	g an electronic notarization s	system or a remote electronic notarization platform.
		"

^{*&}quot;Home state" means the state in which the child(ren) lived with a parent or a person acting as a parent for at least 6 consecutive months immediately before the commencement of a child-custody proceeding. In the case of a child less than 6 months of age, the term means the state in which the child lived from birth with a parent or person acting as a parent. A period of temporary absence of a parent or person acting as a parent is included as part of the period. MCL 722.1102(g).

STATE OF MICHIGAN IN THE CIRCUIT COURT FOR THE COUNTY OF ST. CLAIR

*********	*****				
Name	Plaintiff,				
-VS-			Case Numb	oer	
Name ********	Defendant.				
AFFIDAVIT (OF FACTS SUPPORTING ON AND/OR EVIDENTIA	G CHANGE RY HEARIN	OF CIRCUMSTAN	ICES TO REQU STODY MCR 3.2	<u>IRE AN</u> 10(C) (7)
Now comes the under attached the following	signed, and after being o	luly sworn, s my motion f	states the following or change of custo	facts and witnes dy:	sses, and having
That custody of the mi	nor child(ren) was adjudç	ged by court	order/Judgment or	n Date	·
That since the date of require a change in cu	the last custody order I nested the last custody order I nested to the following	will prove the g facts/issue	ere has been a cha s involving the min	ange of circumstor child(ren):	ances that would
		10.5			
That the following is a	list of all witnesses who	would testify	to the above facts	:	
		AND THE RESERVE OF THE PERSON			
That I have attached the and Teachers, Police at the above facts:	ne following Reports by Pi agencies, Other Courts, o	rotective Ser r other Profe	vices, Doctors, Me ssionals, as well as	ntal Health Profe any other record	ssionals, Schools ds that will support
Petitioner Signature		da	Date		20
	orn before me on this _ I for				
		-			
Notary Public's Sigr	nature		My Commission	Expires	