

**Superior Court of Washington
County of**

In re:

and

Child(ren),
Petitioner(s),

Respondent(s).

No.

**Motion/Declaration for Ex Parte
Order Modifying Parenting
Plan/Residential Schedule
(Relocation)
(MTAF)**

I. Motion

Based upon the declaration below, the undersigned moves the court for an order permitting the relocation of the children and modifying the parenting plan/residential schedule in conformity with the proposed residential schedule specified in the Notice of Intended Relocation of Children, pursuant to RCW 26.09.500.

Dated: _____

Signature of Moving Party or Lawyer/WSBA No.

Print or Type Name

II. Declaration

- 2.1 A true and correct copy of the Notice of Intended Relocation of Children, with the proposed new Parenting Plan/Residential Schedule is attached or is filed in this case.
- 2.2 The Return of Service for the Notice of Intended Relocation of Children is filed in this case.

2.3 No objection to the relocation was filed within the 30-day period for objection.
 Proof that no objection will be filed is attached or is filed in this case.

2.4 I request the court to enter an order permitting the relocation of the children and modifying the parenting plan/residential schedule in conformity with the parenting plan/residential schedule attached to the Notice of Intended Relocation of Children.

2.5 Servicemembers Civil Relief Act Statement

2.5.1 _____ [name of nonmoving party] is not a service member or a dependent of a service member.

2.5.2 _____ [name of nonmoving party – service member]:

- is on active duty in the U.S. armed forces (excluding National Guard and reserves);
 - is on active duty and is a National Guard member or a Reservist residing in Washington;
 - is not on active duty in the U.S. armed forces (excluding National Guard and reserves);
 - is not on active duty and is a National Guard member or a Reservist residing in Washington;
 - I am unable to determine whether the nonmoving party is or is not on active duty in the U.S. armed forces;
 - I am unable to determine whether the nonmoving party is or is not on active duty as a National Guard member or a Reservist residing in Washington;
- based upon the following facts:

As indicated above, the nonmoving party is on active duty and (check all that apply):

- The nonmoving party is represented by an attorney.
- The court has appointed an attorney to represent the nonmoving party.
- A stay of these proceedings has has not been entered by the court.

2.5.3 _____ [name of nonmoving party – dependent of service member]:

- is a dependent of a resident of Washington who is on active duty and is a National Guard member or a Reservist;
- is not a dependent of a resident of Washington who is on active duty and is a National Guard member or a Reservist;

I am unable to determine whether the nonmoving party is a dependent of a resident of Washington who is on active duty and is a National Guard member or a Reservist:
based upon the following facts:

The nonmoving party failed to respond to a notice to him or her as a dependent of a person in Military Service that was served on mailed by first class mail on _____ [Date], therefore he or she should be presumed not a dependent of a resident of Washington who is on active duty and is a National Guard member or a Reservist.

As indicated above, the nonmoving party is a dependent of a resident of Washington who is on active duty and is a National Guard member or a Reservist and (check all that apply):

- The nonmoving party is represented by an attorney.
- The court has appointed an attorney to represent the nonmoving party.
- A stay of these proceedings has has not been entered by the court.

2.6 Other

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at _____, [City] _____ [State] on _____ [Date].

Signature of Moving Party or Lawyer/WSBA No.

Print or Type Name