

Superior Court of Washington, County of _____

In re:

Petitioner/s (as listed on the Petition):

And Respondent/s (as listed on the Petition):

No. _____

Summons: Notice about Changing a Parenting Plan, Residential Schedule or Custody Order (SM)

Summons: Notice about Petition to Change a Parenting Plan, Residential Schedule or Custody Order

To: _____
(name/s of the party/parties who did **not** file this Summons and Petition)

The person filing this *Summons* and *Petition* asked the court to change a *Parenting Plan*, *Residential Schedule*, or custody order. You must respond in writing for the court to consider your side.

Deadline! Your *Response* must be served on the other party within **20 days** of the date you were served this *Summons* (60 days if you were served outside of Washington State). If the case has been filed, you must also file your *Response* by the same deadline. If you do not serve and file your *Response* or a *Notice of Appearance* by the deadline:

- No one has to notify you about other hearings in this case, and
- The court may approve the requests in the *Petition* without hearing your side (called a *default judgment*).

Follow these steps:

- 1. Read** the *Petition* and any other documents you receive with this *Summons*. These documents explain what the other party is asking for.
- 2. Fill out** the *Response to Petition to Change a Parenting Plan, Residential Schedule or Custody Order* (form FL Modify 602). You can get the *Response* and other forms at:
 - The Washington State Courts' website: www.courts.wa.gov/forms,
 - The Administrative Office of the Courts – call: (360) 705-5328,
 - Washington LawHelp: www.washingtonlawhelp.org, or
 - The Superior Court Clerk's office or county law library (for a fee).

3. Serve (give) a copy of your *Response* to the person who filed this *Summons* at the address below, and to any other parties. You may use certified mail with return receipt requested. For more information on how to serve, read Superior Court Civil Rule 5.

4. File your original *Response* with the court clerk at this address:

Superior Court Clerk, _____ County

_____ *address* *city* *state* *zip*

If there is no "Case No." listed on page 1, this case may not have been filed and you will not be able to file a *Response*. Contact the Superior Court Clerk or check www.courts.wa.gov to find out.

If the case was **not** filed, you must still serve your *Response*, and you may demand that the other party file this case with the court. Your demand must be in writing and must be served on the other party or his/her lawyer (whoever signed this *Summons*). If the other party does not file papers for this case within 14 days of being served with your demand, this service on you of the *Summons* and *Petition* will not be valid. If the other party does file, then you must file your original *Response* with the court clerk at the address above.

5. Adequate Cause: Before the court will have a full hearing or trial about the *Petition*, one of the parties must ask the court to decide whether there are valid reasons to allow the case to move forward (adequate cause). If there are no valid reasons, the court will dismiss the *Petition*. Either party can file a *Motion for Adequate Cause Decision* (form FL Modify 603).

6. Lawyer not required: It's a good idea to talk to a lawyer, but you may file and serve your *Response* and other documents without one.

Person filing this *Summons* fills out below:

▶ _____
*Signature of person filing this *Summons* or lawyer* *Date*

*Print name of person filing this *Summons* or lawyer and WSBA No.*

I agree to accept legal papers for this case at (check one):

my lawyer's address:

_____ *lawyer's address* *city* *state* *zip*

Email (if applicable): _____

the following address (this does **not** have to be your home address):

_____ *address* *city* *state* *zip*

(Optional) email: _____

(If this address changes before the case ends, you **must** notify all parties and the court clerk in writing. You may use the Notice of Address Change form (FL All Family 120). You must also update your Confidential Information Form (FL All Family 001) if this case involves parentage or child support.)

*This *Summons* is issued according to Rule 4.1 of the Superior Court Civil Rules of the State of Washington.*