

Superior Court of Washington, County of \_\_\_\_\_

In re:

Petitioner/s (as listed on the out-of-state order):

\_\_\_\_\_

And Respondent/s (as listed on the out-of-state order):

\_\_\_\_\_

No. \_\_\_\_\_

Order to Go to Court about Out-of-State Custody Order (Order to Show Cause) (ORTSC)

Clerk's action required: **1.**

**Order to Go to Court about Out-of-State Custody Order (Order to Show Cause)**

**1. The court orders (name/s):** \_\_\_\_\_ to:

**Go to court on:** \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
*date* *time*



**at:** \_\_\_\_\_ in \_\_\_\_\_  
*court's address* *room or department*

\_\_\_\_\_  
*docket/calendar or judge/commissioner's name*

**2. Children**

You do **not** have to bring the children to the court hearing.

You **must** bring these children to the court hearing:

Child's Name	Age	Child's Name	Age
1.		2.	
3.		4.	
5.		6.	

**3. At the hearing**, the Court will order that the person who filed the *Petition* may take immediate physical custody of the children **unless** you can prove the out-of-state custody order should not be enforced because:

- After the custody order was registered and confirmed in Washington state, it was cancelled (vacated), suspended (stayed), or changed (modified) by another court with proper jurisdiction; or
- The custody order has **not** been registered and confirmed in Washington state, **and** (*you must prove at least one of these things*):
  - A court with proper jurisdiction issued an order that cancelled (vacated), suspended (stayed), or changed (modified) it;
  - The court that issued the custody order did not have proper jurisdiction; or
  - You did not receive proper notice before the custody order was issued.

The court may schedule another hearing to consider if other orders are appropriate.

#### **4. Fees and costs**


The Court will order the losing party to pay the winning party's reasonable and necessary expenses unless the losing party proves that it would be clearly inappropriate. Expenses include lawyer fees, court costs, and other reasonable costs for travel, investigation, communication, witnesses, and child care needed for this case.

#### **5. Other orders, if any**


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#### **Ordered.**

\_\_\_\_\_  \_\_\_\_\_  
*Date* *Time* *Judge or Commissioner*

Presented by:  Petitioner  Respondent

 \_\_\_\_\_ *Sign here* \_\_\_\_\_ *Print name (if lawyer, also list WSBA #)* \_\_\_\_\_ *Date*

**To both parties:**

**Deadline!** Your papers must be filed and served by the deadline in your county's Local Court Rules, or by the State Court Rules if there is no local rule. Court Rules and forms are online at [www.courts.wa.gov](http://www.courts.wa.gov).

If you want the court to consider your side, you **must**:

- File your original documents with the Superior Court Clerk; AND
- Give the Judge/Commissioner a copy of your papers (if required by your county's Local Court Rules); AND
- Have a copy of your papers served on all other parties or their lawyers; AND
- Go to the hearing.

The court may not allow you to testify at the motion hearing. Read your county's Local Court

Rules, if any.

Bring proposed orders to the hearing.

**To the person requesting this order:**

You must have this order, and the paperwork you filed with the court to get this order, personally served on the other party by someone 18 or older who is not a party to this case.

**To the person receiving this order:**

If you do not agree with the requests in the motion, file a statement (using form FL All Family 135, *Declaration*) explaining why the court should not approve those requests. You may file other written proof supporting your side.