STATE OF INDIANA ST. JOSEPH COUNTY) IN THE ST. JOSEPH PROBATE COURT PATERNITY CAUSE NO: 71J01-
IN TI	НЕ МАТ	TER OF THE PATERNITYQuest #:)))
A Ch	ild(ren) l	Born Out Of Wedlock	NOTICE OF INTENT TOCHANGE RESIDENCE or SECURE A PASSPORT
		Mother,) (REQUIRED BY IC 31-14-13-10 or IC 31-14-13-11)
		Father,)
IC 31 to generated to generate to generate the second seco	e to other -17-2-2 nerally pence) by	r parties in the case of an inter require a person granted custo provide at least ninety (90) da Registered or Certified ma	uires a person granted custody of a child a paternity case to provide at to a secure a passport, and being aware that IC 31-14-13-10 and dy (or having parenting time rights) with a child in a paternity case ys notice of an intent to change a child's residence (or their own il to "nonrelocating individuals" such as the other parent or on rights, I affirm under the penalties of perjury that:
1.	Onand bi	,, the Court ological parents of the above 1	determined that and were the natural named child(ren)
2.	[]		the Father [] other Custodian of said child(ren) who currently ded by the court's most recent custody order entered on
	[]		the Father [] other person(s) with parenting time or visitation allowed by the court's parenting time or visitation order entered on
3.		e Father	me order entered on granted parenting time to a Parenting Time Rule Adopted by the Indiana Supreme Court.
	[] th	e Mother [] as allowed by the <i>Indian</i> [] as follows:	a Parenting Time Rule Adopted by the Indiana Supreme Court.
4.	[]		der has been entered in this case. visitation order entered in this case provides that:
5.	[] []	I intend to secure a passport I intend to move with said chil residence. I intend to change my curren	d(ren) on or aboutfrom my current
<i>C</i>			
6.	[] Oi a.	nce that move is complete, the My New Residence Address	

	b. My New Mailing Address: [] same as my residence. [] other address		
	c. My Home Telephone Number: d. Any Other Applicable Telephone Number:		
	[] Though I recognize that IC 31-17-2-2 usually requires the disclosure of my residence address, mailing address, home telephone number, and any other telephone number either at least ninety (90) days before my intended move or at least ten (10) days after I obtain such information, but in event not later than thirty (30) days before my intended move, I believe that any such disclosure would create a significant risk of substantial harm to me and/or the child(ren) because:		
	hence I request that the court allow me to issue this notice without my providing such information.		
7.	The specific reasons for my intended move include:		
8.	Any objection to my intended relocation with the child(ren) by the non-custodial parent(s) or grandparent(s) must be filed with the court not later than sixty (60) days after receipt of this notice.		
9.	Following my intended move, I believe that the existing parenting order and/or grandparent visitation order in this case should be modified as follows:		
10.	I understand that a parent or grandparent who is not relocating, may file a petition to modify a: custody order, parenting time order, grandparent visitation order, or child support order.		
11.	I have completed this Notice with all required informationor else requested non-disclosure of such information, filed it with the Clerk, and mailed it by Registered or Certified mail to all "nonrelocating individuals" at least ninety (90) days before my intended move or at least ten (10) days after I obtained such information, but in no event later than thirty (30) days before my intended move.		
12.	If required by IC 31-14-13-11, I have similarly mailed a copy of my application of a passport for the child(ren) to the Mother and Father.		
of the	WHEREFORE, I respectfully request that the Clerk file the original copy of this NOTICE in the records court and return a filemarked copy to me for my records.		
above	I affirm under the penalties for perjury on this the day of, 200, that the and foregoing representations are true and correct.		
 Name	Printed:		
[]M	other [] Father [] Other Custodian [] Grandparent(s)		
Addre	ss:		
Phone			

RELEVANT STATUTES IN EFFECT JULY 1, 2006

IC 31-14-13-10	"If an individual who has been awarded custody of or parenting time with a child under this chapter this article (or IC 31-6-6.1-11 before its repeal) intends to move the individual's residence, the individual must: (1) file a notice of that intent with the clerk of the court that issued the custody or parenting time order; and (2) send a copy of the notice to each nonrelocating individual in accordance with IC 31-17-2.2."
IC 31-17-2.2-1	"(a) A relocating individual must file a notice of the intent to move with the clerk of the court that: (1) issued the custody order or parenting time order; or (2) if subdivision (1) does not apply, has jurisdiction over the legal proceedings concerning the custody of or parenting time with a child; and send a copy of the notice to any nonrelocating individual. (b) Upon motion of a party, the court shall set the matter for a hearing to review and modify, if appropriate, a custody order, parenting time order, grandparent visitation order, or child support order. The court shall take into account the following in determining whether to modify a custody order, parenting time order, grandparent visitation order, or child support order: (1) The distance involved in the proposed change of residence. (2) The hardship and expense involved for the nonrelocating individual to exercise parenting time or grandparent visitation. (3) The feasibility of preserving the relationship between the nonrelocating individual and the child through suitable parenting time and grandparent visitation arrangements, including consideration of the financial circumstances of the parties. (4) Whether there is an established pattern of conduct by the relocating individual, including actions by the relocating individual to either promote or thwart a nonrelocating individual's contact with the child. (5) The reasons provided by the: (A) relocating individual for seeking relocation; and (B) nonrelocating parent for opposing the relocation of the child. (6) Other factors affecting the best interest of the child. (c) The court may award reasonable attorney's fees for a motion filed under this section in accordance with IC 31-15-10."
IC 31-17-2.2-2	"(a) If a party provides notice of relocation at an initial hearing to determine custody, the court may consider the factors set forth in this chapter in the court's initial custody determination. (b) The court may consider a proposed relocation of a child as a factor in determining whether to modify a custody order, parenting time order, grandparent visitation order, or child support order."
IC 31-17-2.2-3	"(a) Except as provided in section 4 of this chapter, an individual required to file a notice under IC 31-14-13-10 or section 1 of this chapter must: (1) send the notice to the nonrelocating individuals: (A) by registered or certified mail; and (B) not later than ninety (90) days before the date that the relocating individual intends to move; and (2) provide the following information in the notice: (A) The intended new residence, including the: (i) address; and (ii) mailing address of the relocating individual, if the mailing address is different than the address under item (i). (B) The home telephone number of the new residence. (C) Any other applicable telephone number for the relocating individual. (D) The date that the relocating individual intends to move. (E) A brief statement of the specific reasons for the proposed relocation of the child. (F) A proposal for a revised schedule of parenting time or grandparent visitation with the child. (G) A statement that a parent must file an objection to the relocation of the child with the court not later than sixty (60) days after receipt of the notice. (H) A statement that a nonrelocating individual may file a petition to modify a custody order, parenting time order, grandparent visitation order, or child support order. (b) Except as provided in section 4 of this chapter, if the relocating individual is unable to provide the information required under subsection (a)(2) not later than ninety (90) days before the relocating individual intends to move, the relocating individual shall provide the information in the manner required under subsection (a) not later than ten (10) days after the date that the relocating individual obtains the information required to be provided under subsection (a)(2). However, the relocating individual must provide all the information required under subsection (a)(2) not later than thirty (30) days before the relocating individual intends to move to the new residence."
IC 31-17-2.2-4	"If a court finds that disclosure of the information required under section 3 of this chapter creates a significant risk of substantial harm to the relocating individual or the child, the court may order: (1) that the address, the telephone number, or other identifying information of the relocating individual or child not be disclosed in the pleadings, other documents filed in the proceeding, or the final order; (2) that the information required under section 3 of this chapter be maintained by the clerk of the court in a secure location separate from the pending case file; (3) that the notice requirements under IC 31-14-13-10 or this chapter be waived to the extent necessary to protect the relocating individual or child from significant risk of substantial harm; or (4) other remedial action that the court considers necessary to facilitate the legitimate needs of the parties and the best interest of the child."

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IC 31-17-2.2-5	"(a) Not later than sixty (60) days after receipt of the notice from the relocating individual under IC 31-14-13-10 or this chapter, a nonrelocating parent may file a motion seeking a temporary or permanent order to prevent the relocation of a child. (b) On the request of either party, the court shall hold a full evidentiary hearing to grant or deny a relocation motion under subsection (a). (c) The relocating individual has the burden of proof that the proposed relocation is made in good faith and for a legitimate reason. (d) If the relocating individual meets the burden of proof under subsection (c), the burden shifts to the nonrelocating parent to show that the proposed relocation is not in the best interest of the child. (e) If the nonrelocating parent fails to file a motion under subsection (a), the relocating individual who has custody of the child may relocate to the new residence."
IC 31-17-2.2-6	"(a) If a nonrelocating parent files a motion under section 5 of this chapter, the court, after notice and an opportunity to be heard or after compliance with Trial Rule 65(B), may grant a temporary order restraining the relocation of a child or order the child to be returned to the nonrelocating parent if the court finds: (1) that the notice required under IC 31-14-13-10 or this chapter was not served in a timely manner and the parties have not presented an agreement concerning a parenting time schedule; (2) that the child has been relocated without: (A) the appropriate notice; (B) an agreement between the parties; or (C) a court order; or (3) from an examination of the evidence presented at the temporary hearing, that there is a likelihood that, after a final hearing, the court will not approve the relocation of the child. (b) The court may grant a temporary order permitting the relocation of the child pending a final hearing if the court: (1) determines that the notice required under IC 31-14-13-10 or this chapter was provided in a timely manner; (2) issues an order for a revised schedule for temporary parenting time with the child; and (3) reviews the evidence presented at the temporary hearing and determines that there is a likelihood that, after the final hearing, the court will approve the relocation of the child. (c) If the court issues a temporary order authorizing the relocating individual to move, in its final judgment, the court must consider factors: (1) other than; or (2) in addition to; the temporary relocation of the child when issuing a final order."
IC 31-14-13-11	"(a) If either party to a custody order applies for a passport for the child, the party who applies for the child's passport shall do the following not less than ten (10) days before applying for the child's passport: (1) File a notice of the passport application with the clerk of the court that issued the custody order. (2) Send a copy of the notice to the other party. (b) The parties may jointly agree in writing to waive the requirements of subsection (a)."
March 28, 2008 Amendment to the Indiana Supreme Court Parenting Time Guidelines	SECTION I. GENERAL RULES APPLICABLE TO PARENTING TIME 4. Relocation. When either parent or other person who has custody or parenting time considers a change of residence, a 90 day advance notice of the intent to move must be provided to the other parent or person. Commentary
	1. Impact Of Move . Parents should recognize the impact that a change of residence may have on a child and on the established parenting time. The welfare of the child should be a priority in making the decision to move.
	2 Indiana Law. Indiana law requires all individuals who have (or who are seeking) child custody or parenting time, and who intend to relocate their residence to provide Notice to an individual who has (or is seeking) child custody, parenting time or grandparent visitation. The Notice must be made by registered or certified mail not later than 90 days before the individual intends to move. The relocating party's Notice must provide certain specified and detailed information about the move. This information includes: the new address; new phone numbers; the date of the proposed move: a stated reason for the move; a proposed new
	parenting time schedule: and must include certain statements regarding the rights of the non-relocating party. The Notice must also be filed with the Court. The notice is required for all proposed moves by custodial and non custodial parents in all cases when the proposed move involves a change of the primary residence for a period of at least sixty (60) days. This is true even when a person plans to move across the street or across town, and when a party plans on moving across the state or the country, or to another country.