



MOTION REGARDING CUSTODY

A CASE NO.

Friend of the Court Address
212 PAW PAW STREET, PAW PAW, MI 49079

Court Telephone No.
(269) 657-7734

B

Plaintiff's name, address, and telephone moving party

Third Party/Attorney name, address, and telephone moving party

v

Defendant's name, address, and telephone moving party

Attorney name, address, and telephone

C

1.	a. Is there a current custody order? Yes <input type="checkbox"/> No <input type="checkbox"/> (If no, go to 1c).
	b. If yes, date of order:
	c. Are you asking for custody? Yes <input type="checkbox"/> No <input type="checkbox"/>

D

2. What are the **specific change of circumstances/proper cause** that have occurred since entry of any indicated orders above that you believe justifies modification/establishment of custody? **BE AS DIRECT AND SPECIFIC AS POSSIBLE AS TO DATES/TIMES AND NAMES OF INDIVIDUALS.** Include all necessary facts. Use additional pages as needed.

E

3. It is in the best interests of the child(ren) to establish or change custody for the following reasons: (Use additional pages as needed to explain in detail the best interest factors under the Child Custody Act that support this motion and attach). Include all necessary facts.

F 4. I ask the court to order custody, parenting time, and support as follows. **Be as specific as possible regarding physical and legal custody and the specific parenting time schedule you are seeking.** You may use a separate sheet to explain in detail what you want the court to order regarding parenting time and support and attach to the motion form.

Physical custody	<input type="checkbox"/> Sole-Plaintiff	<input type="checkbox"/> Sole-Defendant	<input type="checkbox"/> Joint
Legal custody	<input type="checkbox"/> Sole-Plaintiff	<input type="checkbox"/> Sole-Defendant	<input type="checkbox"/> Joint

Parenting time schedule:

G _____
Date Moving party's signature

NOTICE OF HEARING

H A hearing will be held on this motion before _____
Judge/Referee Virtual Room A (below) Bar no.
on _____
Date Time Location

You are instructed to use Zoom and appear in **Virtual Room A using meeting ID 292 853 1976**. Instructions to connect using Zoom are attached. If you have any technical questions or are requesting to appear in person, please contact the court at least 3 days prior to your hearing by calling or emailing us at 269-657-7734 or focmail@vanburencountymi.gov.

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this motion and notice of hearing on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined in MCR 3.203.

Date Friend of the Court Office

Form FOC 87

MOTION REGARDING CUSTODY

Custody Motion Instructions

You can use this form:

- If you have a pending custody, divorce, separate maintenance, family support, or paternity case.
- If you have an existing custody order from a judgment in any of the above cases.

You may not use this form:

- If you are starting a new court case.
- If you are not a party in the case.
- If you have an attorney, contact them for help.
- If your case involves specific codes (UN, UI, UF, DO, UE, UM), consult an attorney.

Important:

- Clearly explain what you are asking for and why. Failure to do so may cause delays or denial of your motion.

Instructions for Using the Form:

1. Complete the Motion Form:

- Follow the instructions on page 2. Fill it out neatly, either by typing or printing.
- Incomplete forms may be denied.
- Be clear about what you are requesting and why.

2. File the Motion:

- Take the original and 3 copies to the Van Buren County Clerk (212 Paw Paw St, Paw Paw, MI, 49079).
- Pay the \$20 motion fee and \$80 judgment fee (cash or money order only, no checks).
- The Clerk will send your motion to the Friend of the Court for scheduling.
- You will receive a copy of the motion with the hearing date.

3. Response from the Other Party:

- The other party will be informed on how to respond to your motion.
- If you receive a response, read it before the hearing.

4. Attending the Hearing:

- Be prepared with all supporting documents.
- Follow courtroom rules, whether in-person or virtual.

- Arrive 10-15 minutes early and dress neatly.
 - Be ready to present your request and reasons for it, including any witnesses.
 - Don't interrupt the other party when they speak.
-

Checklist:

- Did you complete all sections of the form?
- Did you make copies of the form (1 original + 2 copies)?
- Did you pay the motion fee?

If you can't answer "yes" to all questions, your hearing may be delayed or your motion dismissed.

Important Notes:

- If the other party has an attorney, include their name and address on the form.
 - If there is an existing custody order, check the appropriate boxes and provide details.
 - Be clear and detailed when explaining the need for a custody change and how it benefits the child(ren).
-

How to Complete the Form:

- **Case Number:** Fill it in.
- **Plaintiff/Defendant:** Fill in names and indicate the moving party.
- **Judgment or Order:** If there's a custody order, note the date. If not, state that.
- **Request Details:** Explain the circumstances and why a custody change is needed (section D).
- **Best Interests of the Child:** Explain why the change is in the best interests of the child(ren) (section E).
- **Specific Request:** Detail what you are asking for regarding custody, parenting time, and support (section F).
- **Signature:** Sign and date the form. Make two copies to file.

Do not complete sections H or the Certificate of Mailing.

Failure to provide the necessary information may result in dismissal of your motion.