

DIVORCE - CHILDREN ADAMS COUNTY

If you or your spouse own any **real estate**, or have any type of **pension plan**, you should **consult a private attorney** before using these forms. If you have been married **10 years or more**, you should **consult a private attorney** before using these forms.

Forms You Must Complete:

- Complaint** - Tells the Court why you want a divorce and what you want.
Mutual Restraining Order- If you are asking for a restraining order
UCCJEA (custody) Affidavit- You must sign **in front of a Notary**
- Poverty Affidavit** - Tells the Court you cannot afford to prepay the filing fee. You must sign **in front of a Notary**.
- Instructions for Service** - Tells the Court where to send copies to your spouse.
- Affidavit for Service** - Use this **ONLY** if you do not know your spouse's address.
- Notice of Seminar for Separating Parents**

Additional Forms if You Need Immediate Orders:

- Ex Parte Motion for Temporary Orders** - Tells the Court what you are asking for now.
- Affidavit for Temporary Orders** - Tells the Court why you need temporary orders now. You must sign **in front of a notary**.

After You Complete the Forms:

- Make three (3) copies of each completed form.
- Take the originals and three (3) copies to Clerk of Common Pleas Court.
- If you completed the Poverty Affidavit, you will pay nothing at the time of filing.
- If you did not complete the Poverty Affidavit, the filing fee is \$ 300 .00.
- If you filed the Ex Parte Motion for Temporary Orders then also give the Clerk the Judgment Entry-Temporary Orders

After You File the Forms:

- Register for and complete the required seminar “Helping Children Cope with Family Separation.” **Both you and your spouse must complete this seminar before the court will finalize your divorce.** If you do not already have the registration form, you can get a copy from the Clerk’s office.
- Clerk will send you notice of any court dates. Attend all of these court dates.
- If you move, call the Clerk with your new address.
- Bring the Judgment Decree of Divorce to the final hearing. The judge will complete the form.

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

(Your Address)

(Telephone)

SSN: XXX-XX-

DOB: _____

Plaintiff,

vs.

(Your Spouse's Name)

(Your Spouse's Address)

(Telephone)

SSN: XXX-XX-

DOB: _____

Defendant.

Case Number _____
(Court will complete)

Judge/Magistrate _____
(Court will complete)

**COMPLAINT FOR DIVORCE -
WITH CHILDREN**

1. Plaintiff has been a resident of the State of Ohio for more than six months immediately prior to the filing of this Complaint, and **(Check One)**

- of Adams County for more than 90 days immediately prior to filing this Complaint and/or
- Defendant is a resident of Adams County.

2. Plaintiff and Defendant were married on _____ in
(Insert Date)

_____, _____
(City) (State)

3. The following children were born of this relationship:

Name _____ D.O.B. _____

Name _____ D.O.B. _____

Name _____ D.O.B. _____

Name _____ D.O.B. _____

Name _____ D.O.B. _____

4. Wife is not currently pregnant.

5. Defendant has been guilty of: **(Check all that apply)**

Gross Neglect of Duty

Spouse is currently in prison

Adultery

Habitual Drunkenness

Incompatibility

Living separately for at least one year

Extreme Cruelty

6. The parties **(Check One)**

do not own real property

do own real property located at

(Address, City, State)

7. The parties have personal property which: **(Check One)**

has been divided

has not been divided. Major property items not divided include _____

8. The parties: **(Check One)**

do not have any debts

have the following debts _____

THE PLAINTIFF ASKS THE COURT FOR THE FOLLOWING RELIEF:

- a. Grant this divorce;
- b. Equitably divide the property and debts.
- c. That the Court: **(Check all that apply)**
 - designate the Plaintiff as residential custodial parent of the minor children.
 - order the Defendant to pay child support.
 - restore wife to her former name of: _____
 - order the Defendant not to dispose of property during this action.
 - order the Defendant to pay spousal support.
- d. Order the Defendant to pay the costs of this action; and
- e. Award any other relief the Court feels is fair and equitable.

Respectfully submitted,

Plaintiff Signature (Your Signature)

Print Name

Street Address

City, State, Zip

Telephone

**IN THE ADAMS COUNTY COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION**

_____, : **CASE NUMBER:** _____
(Your Name)

PLAINTIFF :

vs. : **JUDGE** _____
MAGISTRATE _____

_____, :
(Your Spouse's Name)

DEFENDANT : **MUTUAL RESTRAINING ORDER**

Both parties in this matter are Restrained from doing the following:

- (1) Threatening, abusing, annoying, or interfering with the other party or the parties' child(ren).
- (2) Creating or incurring debt (such as a credit card) in the name of the other party or in the parties' joint names or cause a lien or loan to be placed against any of their real or personal property.
- (3) Selling, disposing of, or dissipating any asset, real or personal property including without limitation: bank accounts, tax refunds, and money (other than regular income) of either party or a child.
- (4) Removing household goods and furniture form the marital residence without approval of the court or other party.
- (5) Changing or failing to renew the present health, life, home, automobile or other insurance coverage; remove the other party as beneficiary of any life, health, or retirement benefits without further order of this court;
- (6) Changing or establishing a new residence for the parties' minor children without the written consent of the other party or permission of the Court.
- (7) Claiming the children as dependents on any income tax return without approval of the court or other party.

It is the ORDER of the Court that the above restraining order shall not prevent the payment of ordinary and necessary business and living expenses. Further, it is ORDERED that upon

Plaintiff's filing of the Complaint, Plaintiff is deemed to have notice of the Mutual Restraining Order and the Clerk of Courts shall serve this Order upon Defendant along with summons.

IT IS SO ORDERED.

JUDGE/MAGISTRATE

Cc:

**IN THE ADAMS COUNTY COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION**

_____, : Case No. _____,

PLAINTIFF/PETITIONER

JUDGE _____

MAGISTRATE _____

v. :

_____, :

**DECLARATION UNDER UNIFORM
CHILD CUSTODY JURISDICTION
AND ENFORCEMENT ACT (UCCJEA)**

DEFENDANT/RESPONDENT

I, (full legal name) _____, being sworn according to law, certify that these proceedings involve the custody of a child, or children and the following statements are true:

1. [] I am requesting the court to not disclose my address or that of the child(ren). My address is confidential pursuant to ORC 3127.23(D) and should be placed under seal in that the health, safety, or liberty of myself and/or the child(ren) would be jeopardized by the disclosure of the identifying information.

2. (Number): _____ **Minor Child(ren) are subject to this proceeding as follows:**
(Insert the information requested below. The residence information must be given for the last FIVE years.)

a. Child's name		Place of birth	Date of birth	Sex
Period of residence To Present	Address <input type="checkbox"/> Confidential	Person child lived with (name & address)		Relationship
to				
to				
to				
to				

a. Child's name		Place of birth	Date of birth	Sex
Period of residence To Present	Address <input type="checkbox"/> Confidential	Person child lived with (name & address)		Relationship
to				

to			
to			
to			

a. Child's name		Place of birth	Date of birth	Sex
Period of residence To Present	Address <input type="checkbox"/> Confidential	Person child lived with (name & address)		Relationship
to				
to				
to				
to				

- Additional children are listed on Attachment 2e. (Provide requested information for additional children on an attachment.)

3. Participation in custody proceeding(s): (✓ only one)

___ I **HAVE NOT** participated as a party, witness, or in any capacity in any other litigation, in this or another state, concerning the custody of or visitation (parenting time) with any child subject to this proceeding.

___ I **HAVE** participated as a party, witness, or in any capacity in any other litigation, in this or any other state, concerning the custody of or visitation (parenting time) with any child subject to this proceeding.

Explain:

- a. Name of each child _____
- b. Type of proceeding _____
- c. Court and state _____
- d. Date of court order or judgment (if any): _____

4. Information about custody proceeding(s): (✓ only one)

___ I **HAVE NO INFORMATION** of any proceedings that could affect the current proceeding, including any proceedings relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations or adoptions concerning any child subject to this proceeding.

___ I **HAVE THE FOLLOWING INFORMATION** concerning proceedings that could affect the current proceeding, including any proceedings relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations or adoptions concerning any child subject

to this proceeding, other than set out in item 3. Explain:

- a. Name of each child _____
- b. Type of proceeding _____
- c. Court and state _____
- d. Date of court order or judgment (if any): _____

5. Persons not a party to this proceeding: (✓ only one)

_____ **I DO NOT KNOW OF ANY PERSON** not a party to this proceeding who has physical custody or claims to have custody or visitation rights with respect to any child subject to this proceeding.

_____ **I KNOW THAT THE FOLLOWING NAMED PERSON(S)** not a party to this proceeding has/have physical custody or claim(s) to have custody or visitation rights with respect to any child subject to this proceeding:

a. Name and address of person _____
() has physical custody () claims custody rights () claims visitation rights
Name of each child _____

b. Name and address of person _____
() has physical custody () claims custody rights () claims visitation rights
Name of each child _____

c. Name and address of person _____
() has physical custody () claims custody rights () claims visitation rights
Name of each child _____

6. Knowledge of prior child support proceedings: (✓ only one)

_____ The child(ren) described in this affidavit are **NOT** subject to existing child support order(s) in this or any state or territory.

_____ The child(ren) described in this affidavit **ARE** subject to the following existing child support order(s):

- a. Name of each child _____
- b. Type of proceeding _____
- c. Court and address _____
- d. Date of court order or judgment (if any): _____
- e. Amount of child support paid and by whom: _____

7. I acknowledge that I have a continuing duty to advise this Court of any custody, visitation, child support, or guardianship proceeding (including dissolution of marriage, child neglect, or dependency) concerning the child(ren) in this state or any other state about which information is obtained during this proceeding.

I certify that a copy of this document was (✓ only one) () mailed () faxed and mailed () hand delivered to the person(s) listed below on (date) _____

Other party or his/her attorney: _____

Name: _____ Address: _____
City, State, Zip: _____ Fax Number: _____

I understand that I am swearing or affirming under oath to the truthfulness of the statements made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Dated: _____
Signature of Party

Printed name: _____ Address: _____
City, State, Zip: _____ Phone: _____ Fax: _____

STATE OF OHIO
COUNTY OF _____

Sworn to or affirmed and signed before me on this _____ day
of _____

Notary Public
My commission expires: _____

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)
SSN: XXX-XX-
DOB: _____

Case No. _____
(Court will complete)

Plaintiff,

Judge/Magistrate _____
(Court will complete)

vs.

(Your Spouse's Name)
SSN: XXX-XX-
DOB: _____

POVERTY AFFIDAVIT

Defendant.

I, _____, being duly sworn sayeth:
(Your Name)

1. I am a party in the foregoing action;
2. I am without the funds or assets to give security or a cash deposit to secure costs at this time;
3. I understand that I must inform the court if my financial situation should change before the disposition of my case;
4. I understand that I am subject to criminal charges for providing false information;
5. I understand that if it is determined by the court that I was not entitled to the suspended deposit/costs that were provided to me, I may be required to reimburse the county for the costs;
6. I understand that the court will ultimately determine which party will be responsible for the payment of costs in this case, unless costs are waived.

Affiant (Sign here in front of Notary)

Sworn before me and subscribed in my presence this ___ day of _____, 20__

Notary Public

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Plaintiff,

vs.

(Your Spouse's Name)

Defendant.

Case No. _____
(Court will complete)

Judge/Magistrate _____
(Court will complete)

INSTRUCTIONS FOR SERVICE

TO THE CLERK:

Please serve the Defendant with the Summons and the following documents: **(Check all that you filed.)**

_____ Complaint for Divorce

_____ Motion for Temporary Orders

_____ Affidavit of Plaintiff

_____ Poverty Affidavit

_____ by CERTIFIED MAIL, ADDRESSEE ONLY at the following address: **(Check if you know your spouse's address)**

(Your Spouse's Address)

_____ Pursuant to O.R.C.P. 4.4(A)(2) so that notice is posted in the courthouse and two additional public places. Additionally, the complaint and summons will be mailed by ordinary mail, address correction requested to the defendant's last known address. **(Check if you do not know your spouse's address. Also complete the**

Affidavit for Service).

Plaintiff Signature (Your Signature)

Print Name (Your Name)

Street Address (Your Address)

City, State, Zip

Telephone

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Plaintiff,

vs.

(Your Spouse's Name)

Defendant.

Case No. _____
(Court will complete)

Judge/Magistrate _____
(Court will complete)

AFFIDAVIT FOR SERVICE
PURSUANT TO O.R.C.P. 4.4(A)(2)

I, _____, being first duly sworn and cautioned, depose and state
(Your Name)

as follows:

1. I have filed for a divorce and am not able to prepay the filing fees;
2. I do not know the current address of the defendant, my spouse;
3. I have made efforts to determine the defendant's current address but have been unable to do so;
4. The defendant's residence cannot be learned with reasonable effort;
5. The defendant's last known mailing address is:

(Your Spouse's Last Known Address)

Affiant (Sign Here in Front of Notary)

STATE OF OHIO, COUNTY OF _____, SS:

Sworn to before me and signed in my presence this _____ day of _____,
20____.

Notary Public

COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION
ADAMS COUNTY, OHIO

“NOTICE OF SEMINAR FOR SEPARATING PARENTS”

TO: _____
Name

Date: _____

Case No. _____

PLAINTIFF/PETITIONER

ATTORNEY FOR PLAINTIFF

VS.

DEFENDANT/PETITIONER

ATTORNEY FOR DEFENDANT

In compliance with the Rules of this Court, you are hereby required to attend a SEMINAR FOR SEPARATING PARENTS on _____, 20____, at _____. M.
This seminar will be held at _____.

The duration of the seminar is approximately _____.

Children, significant others, relatives and/or friends are NOT to attend the seminar.

Special assistance is available to disabled individuals. Please notify us in advance of any special needs. For those individuals not conversant in English, please notify us in advance for special instructions.

If you have any further questions please call: FAMILY DIVORCE SERVICES at 513-234-3999, Monday thru Friday between 8:00 A.M. and 4:00 P.M.

BRING THIS NOTICE WITH YOU

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Case No. _____
(Court will complete)

Plaintiff,

Judge/Magistrate _____
(Court will complete)

vs.

(Your Spouse's Name)

Defendant.

**MOTION FOR TEMPORARY
ORDERS**

The Plaintiff asks the Court for the following temporary orders: **(Check each that you are asking for)**

1. Name the Plaintiff the temporary residential parent of the minor child(ren);
2. Order Defendant to pay temporary child support;
3. Order Defendant to pay temporary spousal support;
4. Order the Defendant not sell, trade, give away, destroy, or otherwise dispose of our marital support;
5. Order the Defendant to continue to pay the following marital debts:
(Check each that you are asking for)

<input type="checkbox"/> rent	<input type="checkbox"/> health insurance
<input type="checkbox"/> housing payment	<input type="checkbox"/> property taxes
<input type="checkbox"/> car	<input type="checkbox"/> auto insurance
<input type="checkbox"/> utilities	
<input type="checkbox"/> credit card	
<input type="checkbox"/> other	

6. Give the Plaintiff exclusive possession of the following family vehicle:

Year	Model	License No.	VIN Number

7. Give the Plaintiff exclusive possession of the family home located at:

(Address of Family Home)

- 8. Defendant shall not injure, threaten, harass, or physically abuse Plaintiff;
- 9. Order Defendant not to incur any more debt in the Plaintiff's name or from using the marital property as collateral for any debt.
- 10. An order requiring Defendant to pay Plaintiff money for attorney's fees pursuant to R.C. § 3105.73 so that Plaintiff can hire an attorney.
- 11. An order requiring Defendant not to remove Plaintiff or the minor children from the health insurance.
- 12. An order requiring that Defendant not close or spend money from the checking and savings account.

I will also complete and file Affidavit of Plaintiff for Temporary Relief.

Plaintiff Signature

Name

Street Address

City, State, Zip

Telephone

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Plaintiff,

vs.

(Your Spouse's Name)

Defendant.

Case No. _____
(Court will complete)

Judge/Magistrate _____
(Court will complete)

**AFFIDAVIT OF PLAINTIFF
FOR TEMPORARY RELIEF**

I, _____, being first duly sworn, depose and state
(Your Name)

the following:

1. I am the Plaintiff in the above-captioned divorce case.
2. I have lived in Ohio for at least six (6) months and in Adams County for more than ninety (90) days.
3. I am married to the Defendant.
4. The reasons I need: **(Check all that apply)**
 - to be named the temporary residential parent are: **(Please give details of why the children should live with you.)** _____

 - temporary child support are: **(Give details of why your spouse should pay temporary child support.)** _____

 - CSEA application filed
 - CSEA worksheet attached
(File CSEA application or worksheet)
 - to stop the Defendant from disposing of marital property are: **(Give details of any joint accounts, credit cards or property your spouse may be using.)**

the Defendant to continue to pay the following debts: **(Check all that apply)**

- | | | |
|-------------------------------------------|------------------------------------------|--------------------------------|
| <input type="checkbox"/> rent | <input type="checkbox"/> utilities | <input type="checkbox"/> Other |
| <input type="checkbox"/> car | <input type="checkbox"/> credit card | |
| <input type="checkbox"/> auto insurance | <input type="checkbox"/> property taxes | |
| <input type="checkbox"/> health insurance | <input type="checkbox"/> housing payment | |

because: _____

exclusive possession of the family vehicle **(Give reasons you need this vehicle)**

Year	Model	License No.	VIN Number

exclusive possession of the family home located at _____

because **(Give reasons you need the home)** _____

The Defendant may have alternative living arrangements at:

spousal support because: **(give reasons why spouse should be paying you support)**

to stop the Defendant from incurring any further debt in my name or by using marital property as collateral because: _____

I cannot afford to hire an attorney. Defendant can afford to pay an attorney. I need Defendant to pay me money to hire an attorney. I cannot protect my rights and interests if I am not awarded reasonable attorney fees.

Other relief: _____

Affiant says that the allegations are true and statements contained in the Affidavit are true to the best of the Affiant's knowledge.

FURTHER AFFIANT SAYETH NAUGHT.

Affiant (Sign in front of notary)

STATE OF OHIO
COUNTY OF _____, SS:

SWORN TO and subscribed in my presence before me, a Notary Public, in and for said County and State, this _____ day of _____, 20__.

Notary Public

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Case No. _____
(Court will complete)

Plaintiff,

Judge/Magistrate _____
(Court will complete)

vs.

(Your Spouse's Name)

Defendant.

**JUDGMENT ENTRY -
TEMPORARY ORDERS**

Upon Motion for Temporary Orders and affidavits of Plaintiff and for good cause shown, this Court ORDERS the following:

1. Defendant shall pay temporary spousal support in the amount of _____
_____ a month:

2. Defendant shall pay Plaintiff _____ for attorney's fees no later
than _____. Plaintiff would be prevented from fully litigating his/her rights
and adequately protecting his/her interests if this Court did not award Plaintiff reasonable attorney's
fees.

3. Plaintiff is awarded temporary possession of the house and land located at ____
_____.

4. Plaintiff is awarded temporary possession of the following motor vehicle:

5. Defendant shall pay the following bills and/or debts: _____

6. Defendant shall not injure, threaten, harass, or physically abuse Plaintiff;

7. Defendant shall not damage, destroy, sell or attempt to sell, dispose of, remove marital property and/or Plaintiff's personal property from Plaintiff's residence, or incur debts in Plaintiff's or Defendant's name for which Plaintiff may be held liable.

IT IS SO ORDERED.

JUDGE/MAGISTRATE (Court will complete)

**IN THE COURT OF COMMON PLEAS, ADAMS COUNTY, OHIO
DOMESTIC RELATIONS DIVISION**

(Your Name)

Case No. _____
(Court will complete)

Plaintiff,

Judge/Magistrate _____
(Court will complete)

vs.

(Your Spouse's Name)

Defendant.

JUDGMENT DECREE OF DIVORCE

On the _____ day of _____, 20____, this cause came on for hearing on Plaintiff's Complaint. Present were _____

The Court FINDS as follows:

1. The Plaintiff has been a resident of the State of Ohio for at least six months and of _____ County for at least ninety days immediately preceding the commencement of this action.
2. The parties were married on _____ at _____ and _____ child(ren) have been born as issue of the marriage and the wife is is not now pregnant.

The Child(ren)'s names with dates of birth are:

NAMES

DATE OF BIRTH

1. _____

2. _____

3. _____

4. _____

3. The Court has personal and subject matter jurisdiction.

4. Defendant has been guilty of: **(Check all that apply)**

- Gross Neglect of Duty Spouse is currently in prison
- Adultery Habitual Drunkenness
- Incompatability Living separately for at least one year
- Extreme Cruelty

5. The Plaintiff receives \$ _____ income from _____,
(Employment, Social Security,
etc.)
per _____.
(Week, Month)

6. The Defendant receives \$ _____ income from _____
(Employment, Social
Security, etc.)
per _____.
(Week, Month)

7. The parties have acquired personal property during the marriage and the parties

do own real estate located at: _____

do not own any real estate.

8. The debts of the marriage are:

CREDITOR	AMOUNT

9. Neither party is a member of the U.S. Armed Forces nor involved in a bankruptcy.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Plaintiff is hereby granted a divorce from the Defendant.

IT IS FURTHER ORDERED as follows:

1. Each party shall live separate and apart from the other. Each shall go his or her own way without direction, control or molestation from the other as though unmarried. Each agrees and shall not annoy nor interfere with the other in any manner.

2. The Plaintiff is awarded, free and clear of any claim by the Defendant, the following property: _____

The Defendant is awarded, free and clear of any claim by the Defendant, the following property: _____

3. The debts will be divided as follows:

CREDITOR	HUSBAND/WIFE	DEBT AMOUNT
-----------------	---------------------	--------------------

_____	_____	_____
_____	_____	_____
_____	_____	_____

4. Both parties shall refrain from using the other party's credit.

5. All payments between the parties are not intended to be spousal support and they are not to be included in the income of the payee, pursuant to § 71 of the Tax Reform

Act of 1984, and such payments are not to be deducted from the income of the payor, pursuant to § 215 of the Tax Reform Act of 1984.

6. The _____ 's maiden name of _____ is hereby restored.

7. Finds that it is in the best interest of the child(ren) that the residential custodial parent is to be :

Mother

Father

8. Finds that it is in the best interest of the child(ren) that parenting time be granted to the non-custodial parent, _____, as follows (check one that applies):

According to Local Rule _____ attached to this decree.

Reasonable visitation as agreed between the parties.

None at this time but such will be considered upon later request of the non-custodial parent.

Other, as follows:

9. For purposes of this order Plaintiff Defendant is the Child Support Obligor and Plaintiff Defendant is the Child Support Oblige.

This order for child support and medical support is effective _____.

The worksheet used to compute child support and cash medical support under Ohio Revise Code §3119.022 or §3119.023 is attached.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that when private health insurance IS being provided by a party in accordance with this order for the child(ren) named above, the Child Support Obligor shall pay **child support** for the minor child(ren) in the sum of \$ _____ per month (\$ _____ per month per child) to the Child Support Oblige, and/or his/her assignee(s), **plus 2% processing charge**.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that when private health insurance IS NOT being provided by either party in accordance with this order for the child(ren) named above, the Child Support Obligor shall pay **child support** for the minor child(ren) in the sum of \$ _____ per month (\$ _____ per month per child) to the Child Support Oblige, and/or his/her assignee(s), for the minor children, **plus 2% processing charge**.

IT IS FURTHER ORDERED ADJUDGED AND DECREED that when private health insurance IS NOT being provided by either party in accordance with this order for the child(ren) named above, the Child Support Obligor shall pay **cash medical support** in the sum of \$ _____ per month (\$ _____ per month per child), **plus 2% processing charge**.

The Court FINDS that the Child Support Obligor's total annual gross income (Line 7a, Child Support Computation Worksheet) is:

- less than **[OR]**
 greater than or equal to 150% of the federal poverty guideline for an individual (\$10,400.00 x 150% = \$15,600.00 for the year 2008).

The Court specifically makes the following FINDINGS pertaining to Private Health Insurance coverage:

- Neither party has Private Health Insurance available to cover the minor children.
- One or both of the parties has/have Private Health Insurance **available** to cover the minor children and this coverage is both accessible and the cost of the same is reasonable.
- Both parties agree and the Court hereby **ORDERS** that:
- Mother** shall be required to obtain private health insurance if coverage is available through any group policy, contract, or plan available to her and such coverage is available at a more reasonable cost than coverage available to Father.
 - Father** shall be required to obtain private health insurance if coverage is available through any group policy, contract, or plan available to him and such coverage is available at a more reasonable cost than coverage available to Mother.
 - both Mother and Father** shall obtain private health insurance coverage for the children subject to the child support order if coverage is available at a reasonable cost to them **and** dual coverage would provide for coordination of medical benefits without unnecessary duplication.

NOTICE TO PARTIES

All support under this order shall be withheld or deducted from the income or assets of the obligor pursuant to a withholding or deduction notice or appropriate order issued in accordance with Chapter 3119, 3121, 3123, and 3125 of the Revised Code or a withdrawal directive issued pursuant to Sections 3123.24 to 3123.28 of the Revised Code and shall be forwarded to the obligee in accordance with Chapters 3119, 3121, 3123, of the Revised Code.

IT IS FURTHER ORDERED that obligor is restrained from making said payments directly to the obligee and the obligee is enjoined from accepting direct payments from the obligor. Any payments of support not made through the local CSEA, or OCSPC shall be deemed a gift.

IT IS FURTHER ORDERED that obligor and obligee notify the CSEA immediately, in writing, of their current mailing address, current residential address, current residence telephone number and current driver license number. This duty to notify the CSEA immediately of any change in addresses, phone numbers or driver's license numbers shall continue until further notice of the court.

IT IS FURTHER ORDERED that the obligor shall notify the CSEA immediately, in writing, of any change in employment status or employer. This duty to notify the CSEA immediately shall continue until further notice of the court, and a failure to provide such notification may make the obligor liable for retroactive support that would have been ordered.

IT IS FURTHER ORDERED that the obligor and obligee shall notify the CSEA immediately, in writing of any change in the status of the minor children of the parties which would terminate the duty of obligor to pay child support.

IT IS FURTHER ORDERED that the obligor and obligee shall notify the other party immediately, in writing, of any change in status which would affect child support and/or spousal support.

IT IS FURTHER ORDERED that if the obligee is to receive spousal support from the obligor, the obligee shall notify the CSEA immediately, in writing, of remarriage if the remarriage would terminate the obligation to pay spousal support.

IT IS FURTHER ORDERED pursuant to R.C. §3119.32(E) that the employer of the person required to obtain private health insurance coverage is required to release to the other parent, any person subject to an order issued under section 3109.19 of the Revised Code, or the child support enforcement agency on written request any necessary information on the private health insurance coverage, including the name and address of the health plan administrator and any policy, contract, or plan number, and to otherwise comply with this section and any order or notice issued under this section

IT IS FURTHER ORDERED if the person required to obtain private health care insurance coverage for the children subject to this child support order obtains new employment, the agency shall comply with the requirements of section 3119.34 of the Revised Code, which may result in the issuance of a notice requiring the new employer to take whatever action is necessary to enroll the children in private health care insurance coverage provided by the new employer.

IT IS FURTHER ORDERED pursuant to R.C. §3119.32 that upon receipt of notice by the child support enforcement agency that private health insurance coverage is not available at a reasonable cost, cash medical support shall be paid in the amount as determined by the child support computation worksheets in section 3119.022 [3119.02.2] or 3119.023 [3119.02.3] of the Revised Code, as applicable. The child support enforcement agency may change the financial obligations of the parties to pay child support in accordance with the terms of the court or administrative order and cash medical support without a hearing or additional notice to the parties.

EACH PARTY TO THIS SUPPORT ORDER MUST NOTIFY THE CHILD SUPPORT ENFORCEMENT AGENCY IN WRITING OF HIS OR HER CURRENT MAILING ADDRESS, CURRENT RESIDENCE ADDRESS, CURRENT RESIDENCE TELEPHONE NUMBER, CURRENT DRIVER'S LICENSE NUMBER, AND OF ANY CHANGES IN THAT INFORMATION. EACH PARTY MUST NOTIFY THE AGENCY OF ALL CHANGES UNTIL FURTHER NOTICE FROM THE COURT OR AGENCY, WHICHEVER ISSUED THE SUPPORT ORDER. IF YOU ARE THE OBLIGOR UNDER A CHILD SUPPORT ORDER AND YOU FAIL TO MAKE THE REQUIRED NOTIFICATIONS, YOU MAY BE FINED UP TO \$50 FOR A FIRST OFFENSE, \$100 FOR A SECOND OFFENSE, AND \$500 FOR EACH SUBSEQUENT OFFENSE. IF YOU ARE AN OBLIGOR OR OBLIGEE UNDER ANY SUPPORT ORDER ISSUED BY A COURT AND YOU WILLFULLY FAIL TO GIVE THE REQUIRED NOTICES, YOU MAY BE FOUND IN CONTEMPT OF COURT AND BE SUBJECTED TO FINES UP TO \$1,000 AND IMPRISONMENT FOR NOT MORE THAN 90 DAYS.

IF YOU ARE AN OBLIGOR AND YOU FAIL TO GIVE THE REQUIRED NOTICES, YOU MAY NOT RECEIVE NOTICE OF THE FOLLOWING ENFORCEMENT ACTIONS AGAINST YOU: IMPOSITION OF LIENS AGAINST YOUR PROPERTY; LOSS OF YOUR PROFESSIONAL OR OCCUPATIONAL LICENSE, DRIVER'S LICENSE, OR RECREATIONAL LICENSE; WITHHOLDING FROM YOUR INCOME; ACCESS RESTRICTION AND DEDUCTION FROM YOUR ACCOUNTS IN FINANCIAL INSTITUTIONS; AND ANY OTHER ACTION PERMITTED BY LAW TO OBTAIN MONEY FROM YOU TO SATISFY YOUR SUPPORT OBLIGATION.

If the person required to obtain health care insurance coverage for the children subject to this child support order obtains new employment and the health insurance coverage for the children is provided through the previous employer, the agency shall comply with the requirements of 3119.43 to 3119.44 of the Revised Code which may result in the issuance of a notice requiring the new employer to take whatever action is necessary to enroll the children in health care insurance coverage provided by the new employer.

- 10. IF THE RESIDENTIAL PARENT INTENDS TO MOVE TO A RESIDENCE OTHER THAN THE RESIDENCE SPECIFIED IN THE JUDGMENT DECREE OF DIVORCE, THE RESIDENTIAL PARENT SHALL FILE A NOTICE OF INTENT TO RELOCATE TO THE COURT, EXCEPT AS PROVIDED IN O.R.C. SECTIONS 3109.051(g)(2), (3), AND (4), A COPY OF SUCH NOTICE SHALL BE MAILED BY THE COURT TO THE NON-RESIDENTIAL PARENT UPON RECEIPT OF THE NOTICE. THE COURT, ON ITS MOTION OR THE MOTION OF EITHER PARENT MAY SCHEDULE A HEARING WITH NOTICE TO BOTH PARENTS TO DETERMINE WHETHER IT IS IN THE BEST INTEREST OF THE CHILD(REN) TO REVISE THE VISITATION SCHEDULE FOR THE CHILD(REN).

- 11. Pursuant to Ohio Revised Code § 3109.051(H), the parties hereto are hereby notified as follows:

EXCEPTING AS SPECIFICALLY MODIFIED OR OTHERWISE LIMITED BY THE JUDGMENT DECREE OF DIVORCE, AND SUBJECT TO O.R.C. SECTIONS 2301.35(G)(2) AND 3319.321(F), THE NON-RESIDENTIAL PARENT IS ENTITLED TO ACCESS, UNDER THE SAME TERMS AND CONDITIONS AS THE RESIDENTIAL PARENT TO ANY RECORD THAT IS RELATED TO THE CHILD(REN) AND TO WHICH THE RESIDENTIAL PARENT OF THE CHILD(REN) LEGALLY IS PROVIDED ACCESS, INCLUDING SCHOOL RECORDS. ANY KEEPER OF A RECORD, PUBLIC OR PRIVATE, WHO KNOWINGLY FAILS TO COMPLY WITH THIS ORDER, IS IN CONTEMPT OF COURT.

- 12. Pursuant to Ohio Revised Code Section 3109.051(I), the parties hereto are hereby notified as follows:

EXCEPTING SPECIFIC FINDINGS OF FACTS AS JOURNALIZED BY THIS COURT IN THE PARTIES' JUDGMENT DECREE OF DIVORCE OTHERWISE MODIFYING OR LIMITING ACCESS, THE NON-RESIDENTIAL PARENT IS ENTITLED TO ACCESS, UNDER THE SAME TERMS AND CONDITIONS AS THE OTHER PARENT TO ANY DAY CARE CENTER THAT IS OR THAT IN THE FUTURE MAY BE, ATTENDED BY THE CHILD(REN).

13. Pursuant to Ohio Revised Code Section 3109.051(J), the parties hereto are hereby notified as follows:

EXCEPTING AS SPECIFICALLY MODIFIED OR OTHERWISE LIMITED BY THE JUDGMENT DECREE OF DIVORCE AND SUBJECT TO O.R.C. SECTION 3319.321, THE NON-RESIDENTIAL PARENT IS ENTITLED TO ACCESS TO ANY STUDENT ACTIVITY THAT IS RELATED TO THE CHILD(REN) AND TO WHICH THE RESIDENTIAL PARENT OF THE CHILD(REN) LEGALLY IS PROVIDED ACCESS.

14. Federal and State income tax credits and deductions for the child(ren) of the marriage are to be claimed as follows (Check one that applies):

The parties shall alternate the claims from year to year with Plaintiff entitled in odd-numbered years and Defendant entitled in even-numbered years.

The Plaintiff shall be entitled to the credits and deduction each tax year unless he/she has had no employment or taxable income for the relevant tax year and will reap no financial tax benefit from said credits and/or deductions.

The Defendant shall be entitled to the credits and deductions each tax year unless he/she has had no employment or taxable income for the relevant tax year and will reap no financial tax benefit from said credits and/or deductions.

Other _____

15. Costs to be paid by the following (Check one that applies):

Plaintiff

- Defendant
- Split equally between the parties.
- Other _____

JUDGE

THIS IS A JUDGMENT OR FINAL ORDER, WHICH MAY BE APPEALED. THE CLERK, PURSUANT TO CIVIL RULE 58(B), SHALL SERVE NOTICE OF SAME ON ALL PARTIES WHO ARE NOT IN DEFAULT OF ENTRY OF APPEARANCE, WITHIN THREE (3) DAYS AFTER JOURNALIZATION OF THIS ENTRY, THE CLERK IS REQUIRED TO SERVE NOTICE OF THE JUDGMENT PURSUANT TO CIVIL RULE 5(B).