
(PETITIONER)

NO: _____ DIV. _____

VERSUS

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

(DEFENDANT)

STATE OF LOUISIANA

Filed: _____

Deputy Clerk

RULE TO ESTABLISH CUSTODY BY NON-PARENT

[Initial and complete the following information. If there are no initials or information is not provided, the court may not grant you relief.]

NOW INTO COURT, comes _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____ who respectfully represents:

1.

Made Defendant(s) in this rule are:

a. Mother, _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____;

b. Father, _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____;

c. _____, a person of the full age of majority and domiciled in the Parish/County of _____, State of _____.

2.

Custody of the following minor child(ren) is/are at issue:

(CHILD'S NAME) (DATE OF BIRTH) (CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH) (CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH) (CHILD'S NAME) (DATE OF BIRTH)

[Attach a copy of each child's birth certificate.]

3.

Mover is related to the minor child(ren) as follows: *[describe relationship]* _____

4.

Defendant(s) is related to the minor child(ren) as follows: *[describe relationship of each named Defendant]* _____

5.

This court has jurisdiction over this matter because the minor child(ren) is either:

[Initial at least ONE of the following]

_____ Domiciled in the State of Louisiana;

OR

_____ Physically located in the State of Louisiana.

6.

This court is a court of proper venue because at least one of the parties is domiciled in this Parish.

7.

Mover should be granted custody of the minor child(ren) at issue because an award of joint custody or of sole custody to either parent would result in substantial harm to the minor child(ren) **AND** either:

[Initial ONE of the paragraphs below]

_____ The minor child(ren) has been living with Mover in a wholesome stable environment for a period of time;

OR

_____ Mover is able to provide an adequate and stable environment for the minor child(ren).

Describe the facts upon which you rely in making the allegations immediately above:

8.

Mover believes it is in the best interest of the child(ren) that the custody order be established as follows:

_____ Mover requests that Mover be awarded sole custody, with Defendant(s) to have the following time with the child(ren): *[Initial ONE of the following and provide a brief description as requested]*

_____ Mover requests that the Defendant be awarded reasonable visitation as follows:

_____ Mover requests that the Defendant be awarded supervised visitation as follows:

_____ Mover requests that the Defendant not be awarded any visitation, for the following reasons:

9.

Mover believes the custody arrangement requested is in the best interest of the child(ren) for the following reason(s):

10.

[Initial ONE of the paragraphs below]

_____ Mover acknowledges that he/she has the right to seek child support by contacting the Louisiana Child Support Enforcement Agency and intends to do so.

OR

_____ Mover requests that Defendant be ordered to pay child support because Defendant has income or is capable of earning sufficient money to contribute to the support of the minor child(ren) and asks the Court to order the Defendant(s) to pay child support.

OR

_____ No child support is requested.

11.

Other relief requested by Mover *[include a brief factual statement]*:

12.

Mover requests:

[Initial ONE of the following paragraphs below]

_____ Each Party pay their own costs.

_____ Defendant(s) be cast with all costs for the following reason(s): _____

WHEREFORE, Mover prays that:

1. Defendant be served with a certified copy of this Rule.

2. A Rule to Show Cause issue herein ordering the Defendant(s) to appear and show cause on a date and time to be fixed by this Court why a judgment of custody and child support (if requested) should not be awarded as requested herein and any other relief requested by Mover herein.

By signing below, I do hereby certify that all of the foregoing is true and correct to the best of my knowledge and understand that any false statements may constitute perjury and may subject me to being held in contempt of court.

Initials of Mover

Respectfully submitted,

(SIGNATURE)

(PRINTED FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(FACSIMILE NUMBER)

(EMAIL ADDRESS)

(PETITIONER)

NO: _____ DIV. _____

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(DEFENDANT)

STATE OF LOUISIANA

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Deputy Clerk

VERIFICATION

STATE OF _____ [State where signed and notarized]

PARISH/COUNTY OF _____ [Parish/County where signed and notarized]

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in this State and Parish, personally appeared:

PRINTED NAME

who after being duly sworn, did depose and state that he/she is the Mover in the above and foregoing numbered and entitled cause, has read the same, and that all of the allegations contained therein are true and correct to the best of Mover's knowledge, information, and belief.

SIGNATURE

SWORN TO AND SUBSCRIBED

before me, on this ____ day of _____, 20__.

NOTARY PUBLIC, No.: _____

Printed Name: _____

My Commission Expires: _____

Seal:

(PETITIONER)

VERSUS

(DEFENDANT)

Filed: _____

NO: _____ **DIV.** _____

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

STATE OF LOUISIANA

Deputy Clerk

RULE TO SHOW CAUSE

Considering the above and foregoing Rule to Establish Custody by Non-Parent:

IT IS HEREBY ORDERED that the Defendant(s), _____, show cause on the ____ day of _____, 20__, at ____ o'clock __.m. before the Hearing Officer and on the ____ day of _____, 20__, at ____ o'clock __.m. before the Judge why the relief sought in the Rule should not be granted as prayed for.

Signed in Covington/Franklinton, Louisiana, this ____ day of _____, 20__.

JUDGE

DEFENDANT(S) TO ACCEPT SERVICE

OR

PLEASE SERVE:

(DEFENDANT'S FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(DEFENDANT'S PHONE NUMBER)

(DEFENDANT'S EMAIL ADDRESS)

[NOTE: EACH DEFENDANT MUST EITHER BE SERVED OR SIGN ONE OF THESE FORMS.]

(PETITIONER)

NO: _____ DIV. _____

VERSUS

22ND JUDICIAL DISTRICT COURT

PARISH OF _____

(DEFENDANT)

STATE OF LOUISIANA

Filed: _____

Deputy Clerk

WAIVER OF SERVICE

State of _____
Parish/County of _____

BEFORE ME, the undersigned Notary Public, on the date mentioned below, personally came and appeared _____, who is the defendant in the above-captioned action, and who after being duly sworn, did depose and say:

I have been furnished with a certified copy of the Rule to Establish Custody by Non-Parent filed on _____ entitled “ _____”, bearing docket number _____ Division “ ___” on the docket of the 22nd Judicial District Court for the Parish of _____, State of Louisiana and the Rule to Show Cause.

I do hereby formally and expressly acknowledge and accept service of a certified copy of said pleading and the rule to show cause and waives the rule nisi and service of process.

THUS SWORN TO AND SUBSCRIBED in the presence of the undersigned Notary Public on the _____ day of _____, 20__.

(DEFENDANT’S SIGNATURE)

(PRINTED FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(FACSIMILE NUMBER)

(EMAIL ADDRESS)

Sworn to and subscribed before me,
this _____ day of _____, 20__.

Notary’s Signature
Printed Name: _____
Id/Bar No.: _____
Date Commission Expires: _____
Seal: