

LAC COURTE OREILLES TRIBAL COURT

For Official Use

Petitioner/Joint Petitioner:

Enter the name, address county and daytime phone number of the petitioner or joint petitioner from the original case file.

First Name Full Middle Name Last Name

Mailing Address

Physical Address

City County State Zip Code

Daytime Phone Number

and

Respondent/Joint Petitioner:

On the far right, mark the box for the change(s) you are requesting and enter the original case number.

First Name Full Middle Name Last Name

Mailing Address

Physical Address

City County State Zip Code

Daytime Phone Number

- The Lac Courte Oreilles Child Support Program
- The State of Wisconsin Child Support Agency
 - is
 - is not a party to this action.

Enter the name, address, and daytime phone number of the respondent or joint petitioner from the original case file.

Check if the Lac Courte Oreilles Child Support Program or the State of Wisconsin is a party or not. If you are unsure, you may call your local Child Support Agency.

Enter the name of the person to whom this motion is directed.

NOTICE OF MOTION AND MOTION

To: _____

You must appear at the date and time stated below in the Lac Courte Oreilles Tribal Court. You may have an attorney or lay advocate admitted to practice in the Lac Courte Oreilles Tribal Court help or represent you at your own cost. Failure to appear may result in judgment entered against you:

Before: Honorable James H. Schlender Jr.

Location: 13394 W Trepania Road
 Hayward, WI 54843

Date: _____

Time: _____

I will be asking the court to change the existing order in this case as indicated below. *If you object to this motion, you need to appear and say so. Otherwise, the court may proceed without you and grant the request.*

FOR COURT USE ONLY: This section will be completed by the court.

Notice of Motion and Motion to Change:

- Legal Custody
- Physical Placement
- Maintenance

Case No. _____

Child Support

Case No. _____

1. I am requesting that the court:

A. Change the existing legal custody or physical placement of the following children:

Name	Date of Birth
_____	_____
_____	_____
_____	_____
_____	_____

1. To joint legal custody with both parents.
2. To sole legal custody with me.
3. From primary physical placement with (name of parent): _____ to
(name of parent): _____
4. From shared placement to primary placement with (name of parent) _____
5. From the current placement schedule (if any) to a new schedule **I have attached.**
6. To require placement be supervised unsupervised.

B. Change the following support order as follows:

1. **Child support** that is currently \$ _____ per _____ to:
 - a. A new amount based on LCO child support guidelines.
 - b. A new set amount of \$ _____ per _____.
 - c. Held open as of (date) _____.
 - d. Payments to be made by (name of parent) _____.
2. **Maintenance** (spousal support) that is currently \$ _____ per _____ to
 - a. An amount to be determined by the court based on current income.
 - b. A new set amount of \$ _____ per _____.
3. **Arrears payment** that is currently \$ _____ per _____ to:
 - a. An amount to be determined by the court.
 - b. A new set amount of \$ _____ per _____.
4. **Arrears balance** as it is currently reflected in Model Tribal System (MTS) \$ _____ to \$ _____ because:
 - a. I have made support or other payments directly to the other party.
 - b. I dispute the amount that is currently on record.

I will be able to provide documentation to the court that supports my request.

NOTICE: Both parties must bring to court their fully completed, dated, and signed Income and Expense Statement and all required attachments.

C. Other changes: _____
_____ See Attached

2. The court order that I am asking to be modified was dated: _____

3. This request is based on the following substantial **change in circumstances** that have occurred since the entry of the prior court order in this case:

- A. A child who was living with the other parent is now living with me.
- B. A child is no longer eligible for child support because the child has reached age 18, or is over 18 but under 19, and is no longer pursuing a course of education leading to a high school diploma or its equivalent.
- C. Living arrangements of the child has changed.
- D. One of the parties has or will be moving to a different residence.
- E. Employment or work shift of the other party myself has changed.
- F. Income or wages of the other party myself has changed.
- G. The party to whom I owe maintenance has remarried.
- H. Other: _____

See Attached

If you are requesting any changes to legal custody or physical placement, check A. Enter the names and dates of birth of the children involved, and check all that apply in 1-6. Complete all relevant information and attach a copy of your proposed placement schedule, if applicable.

If you are requesting any changes related to a support order, check B, check all that apply in 1-4, and complete all relevant information for each section checked.

In C, enter any other changes you may have.

Enter the date the current court order or judgment was signed by a court official

Check all that apply in A-H. If other, enter the change in circumstance that has prompted you to bring this Motion. Attach an additional sheet if necessary.

