

OPPOSITION TO MOTION FOR CHANGE OF CUSTODY OR VISITATION

AM-4

Resource Center
1 South Sierra St., Third Floor
Reno, NV 89501
775-325-6731
www.washoecourts.com

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**OPPOSITION TO
MOTION FOR CHANGE OF
CUSTODY OR VISITATION**

PACKET AM-4

INSTRUCTIONS FOR COMPLETING FORMS

CAREFULLY READ ALL INSTRUCTIONS BEFORE STARTING TO FILL OUT
ANY OF THE FORMS.

Use **black or blue ink only**. Neatly print the information requested.

Do not use correction fluid/tape on the forms.

This packet contains the following forms:

1. Opposition to Motion for Change of Custody or Visitation
2. Proof of Service

The penalty for willfully making a false statement under penalty of perjury is a minimum of 1 year, and a maximum of 4 years in prison, in addition to a fine of not more than \$5,000.00. N.R.S. §199.145.

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INSTRUCTIONS: STEP 1

Complete the Opposition to Motion as Shown:

If you have documents that support your argument, attach copies of the documents to your Opposition as exhibits. Please contact the Resource Center for instructions on how to attach exhibits. Explain in your Opposition how the documents support your argument.

1) Print your name, address, telephone number, and email.

2) Print the names of the parties, the Case No. and Department No. just as they appear on all other documents in this case.

3) Complete pages 1 – 7, following the instructions on each page.

1 Code: 2645
2 Name: _____
3 Address: _____
4 Telephone: _____
5 Email: _____
6 Self-Represented Litigant

7 IN THE FAMILY DIVISION
8 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9 IN AND FOR THE COUNTY OF WASHOE

10 _____
11 Plaintiff / Petitioner / Joint Petitioner, Case No. _____
12 vs. Dept. No. _____
13 _____
14 Defendant / Respondent / Joint Petitioner.

15

16 OPPOSITION TO MOTION FOR CHANGE OF CUSTODY OR VISITATION
17 *(If you need more room on any section of this form, attach additional sheets.)*

18

19 1. My response to the Motion for Change of Custody or Visitation filed on *(date motion was filed)*
20 _____ is as follows:

21 2. **Child(ren).**
22 There is / are *(number)* minor child(ren) in common born or adopted by the parties.

23 Child's Name	Age	Date of Birth
24		
25		
26		
27		
28		

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INSTRUCTIONS: STEP 2

Electronically Filing the Documents

You will need to upload the original documents to eFlex. EFlex is available online at <https://wcefex.washoecourts.com/>, and in the Law Library and the Resource Center.

Sign into your eFlex account using the username and password you created and electronically file the:

- Opposition to Motion; and
- Any exhibits as a **continuation to the Opposition to Motion.

Make sure to keep the original documents you file for your personal records. File-stamped copies of your documents are available through your eFlex account.

Scanners are available in the Law Library and the Resource Center.

There may be a filing fee charged when documents are filed. Fee information is available at the Resource Center and online at: www.washoecourts.com.

FILING FEE WAIVERS

If you cannot afford the filing fee, you may apply to have your filing fee waived. To apply, you must fill out and file the **Application for Waiver of Fees and Costs packet**, which you can get at:

- Resource Center, 1 South Sierra Street, Reno, NV, Third Floor
- Law Library, 75 Court Street, Reno, NV, First Floor
- Online at: www.washoecourts.com (select the “Forms & Packets” tab on the top right hand side of the home screen)

Once a document has been electronically filed, a Notice of Electronic Filing will be automatically generated and sent to any electronic filers in the case. All electronic filers have agreed to accept the notice as valid and effective service. This replaces the need for paper service.

If the other party has not yet signed up for electronic filing, or you do not know whether the other party is an electronic filer, please contact the Resource Center. **Additional steps are required to complete service if the other party is not an electronic filer.**

The Notice of Electronic Filing does not replace the Proof of Service (*see* INSTRUCTIONS: STEP 3).

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INSTRUCTIONS: STEP 3

Complete the Proof of Service as Shown:

1) Print your name, address, telephone number, and email.

2) Print the names of the parties, the Case No. and Department No. just as they appear in all other documents in this case.

3) Print the name of the person served, and the date served.

4) Mark the box for how they were served. If serving by personal service, certified mail, or postage prepaid, write the address of where service was made.

5) The person who serves the document(s) must date and sign.

1	Code: 3720
2	Name: _____
3	Address: _____
4	Telephone: _____
5	Email: _____
6	Self-Represented Litigant
7	IN THE FAMILY DIVISION
8	OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9	IN AND FOR THE COUNTY OF WASHOE
10	Plaintiff / Petitioner / Joint Petitioner, _____
11	vs. _____
12	Defendant / Respondent / Joint Petitioner. _____
13	Case No. _____
14	Dept. No. _____
15	<u>PROOF OF SERVICE</u>
16	I served a true and correct copy of Opposition to Motion for Change of Custody and Visitation upon the following people:
17	1. Name: _____ Date: _____
18	By: <input type="checkbox"/> Service by eFlex <input type="checkbox"/> Personal Service
19	<input type="checkbox"/> Certified mail, return receipt attached <input type="checkbox"/> U.S. Mail, postage prepaid
20	<input type="checkbox"/> Other: _____
21	Address where service occurred, if applicable: _____
22	If more room is needed, attach additional sheets.
23	A copy of this Proof of Service has been electronically served, mailed, or personally delivered to all parties or their lawyer.
24	This document does not contain the personal information of any person as defined by
25	NRS 603A.040.
26	DATED this (day) _____ day of (month) _____, 20____.
27	Submitted By: (Your signature) _____
28	(Print your name) _____
	REV 10.4.2021 JDB Page 1 of 1 Proof of Service

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INSTRUCTIONS: STEP 4

Filing the Proof of Service

After service is completed, you must file the Proof of Service with the Court. See INSTRUCTIONS: STEP 2. There will not be a filing fee for the Proof of Service.

Without proof of service on the other party, the court cannot consider your answer.

INSTRUCTIONS: STEP 5

Time to Respond

The other party has seven (7) days to respond, starting the day after being served. If you served the other party by mail only, the other party has three (3) additional days from the date of mailing to respond.

Your documents are not filed until all applicable filing fees are paid.

If the other party does not reply or submit the Motion within that time period, and you want the Court to consider the Motion, you may file a **Request for Submission**.

Legal Assistance

The information in this packet is provided as a courtesy only. This packet is not a substitute for the advice of an attorney. Counsel is always recommended for legal matters.

If you do not have an attorney, you are encouraged to seek the advice of a licensed attorney or visit the Resource Center. **The Resource Center cannot give legal advice** but can give information regarding court procedures.

You may also wish to speak with a family law lawyer at no cost through the Law Library's "Lawyer in the Library" program, or to seek assistance from other free or reduced-cost legal resources in the area, to include:

LAWYER IN THE LIBRARY

For information contact the Law Library at 775-328-3250.

<https://www.washoecourts.com/LawLibrary>

NEVADA LEGAL SERVICES

204 Marsh Avenue, Reno, NV 89509

(775) 284-3491 – leave message if
necessary

<http://nslaw.net>

WASHOE LEGAL SERVICES

299 S. Arlington Avenue, Reno, NV 89501

(775) 329-2727 – leave message if
necessary

<http://www.washoelegalservices.org>