

1 Code: 2350

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,

12 vs.

Case No. \_\_\_\_\_

13 \_\_\_\_\_,  
14 Defendant / Respondent / Joint Petitioner.

Dept. No. \_\_\_\_\_

15 MOTION FOR CHANGE OF CUSTODY OR VISITATION

16 **This form must be fully completed and filed along with the Declaration of Moving Party.**

17 If more room is needed for ANY section, attach additional sheets.

18  
19 **1.** There has been a substantial change in circumstances affecting the welfare of the children and  
20 modification serves the best interest of the children. I am requesting the following ( *check all*  
21 *that apply*):

22  A change in legal custody (*the right to make major decisions regarding the children,*  
23 *including health, education, and religion*)

24  A change in physical custody (*involves the amount of time a child resides with a parent*)

25  A change in the general visitation schedule

26  A review and change in the amount of child support

27  Other: \_\_\_\_\_

28 ///

1 **2. Children.**

2 There are (*number*) \_\_\_\_\_ minor children in common born or adopted by the parties.

3

Child's Name	Age	Date of Birth

4

5

6

7

8

9 **3.** What is the current court-ordered custody schedule? \_\_\_\_\_

10 \_\_\_\_\_

11 \_\_\_\_\_

12 **4.** What is the actual custody schedule that you are currently following? \_\_\_\_\_

13 \_\_\_\_\_

14 \_\_\_\_\_

15 **5. a.** Describe the substantial changes in circumstances that are affecting the welfare of the children:

16 \_\_\_\_\_

17 \_\_\_\_\_

18 \_\_\_\_\_

19 \_\_\_\_\_

20 \_\_\_\_\_

21 \_\_\_\_\_

22 **b.** Explain in detail why you believe that changing custody and/or visitation is in the children's  
23 best interest: \_\_\_\_\_

24 \_\_\_\_\_

25 \_\_\_\_\_

26 \_\_\_\_\_

27 \_\_\_\_\_

28 \_\_\_\_\_

1 **6. Legal Custody of the Minor Children**

2 Who should have **legal custody** of the minor children? Legal custody means having legal  
3 responsibility for the children and making major decisions regarding the children, including the  
4 children’s health, education, religious upbringing, and extracurricular activities.

4  Both Parents: Joint legal custody

5 **–or–**

6  Me: Sole legal custody

7 **–or–**

8  The other parent: Sole legal custody

9  
10 **7. Physical Custody of the Minor Children**

11 Who should have **physical custody** of the minor children? (*Physical custody refers to the  
12 amount of time that the children physically spend in the care of each parent.*)

13  Both Parents: Joint physical custody (50/50% to 60/40%)

14 **–or–**

15  I **–or–**  the other parent should have primary physical custody (more than 60%)

16 **–or–**

17  I **–or–**  the other parent should have sole physical custody (*children reside with only one  
18 parent and the noncustodial parent’s parenting time is restricted to no significant in-person  
19 parenting time*)

20 **8. Custody/Visitation and Exchange Schedule**

21 **A. Regular Custodial Schedule**

22  
23 Place an “X” in a box to select **ONLY ONE** of the custody schedules provided below. If you  
24 would like to modify Options 1 – 4 or select Option 5, write in your proposed schedule  
25 below. A detailed description of each custody schedule is provided on the Court’s website.

26  **Option 1 - Week On / Week Off (Joint physical custody):** The minor children should  
27 spend one week with me and spend the following week with the other parent. This schedule  
28 should alternate every week throughout the year.

1 The exchanges should be at (*time*) \_\_\_\_\_  a.m. **-or-**  p.m. and should take place  
2 on (*day of the week*) \_\_\_\_\_ at (*location*) \_\_\_\_\_.

3  I **-or-**  the other parent should have the children the first week following granting of the  
4 Motion.

5 **NOTE:** This schedule is often used when the parents have school-age children.

6  
7  **Option 2 - Two / Two / Five / Five (Joint physical custody):** The minor children should  
8 spend every Monday and Tuesday with one parent, every Wednesday and Thursday with the  
9 other parent, and alternate the weekends (Friday through Sunday) with each parent.

10 The exchanges should be at (*time*) \_\_\_\_\_  a.m. **-or-**  p.m. and should take place at  
11 (*location*) \_\_\_\_\_.

12  I **-or-**  the other parent should have the children every Monday and Tuesday.

13  I **-or-**  the other parent should have the children every Wednesday and Thursday.

14  I **-or-**  the other parent should have the children the first weekend following granting of  
15 the Motion and the Parties should alternate each weekend thereafter.

16 **NOTE:** This schedule is often used when the parents have preschool or young school-age  
17 children.

18  
19  **Option 3 - Repeating Two / Two / Three (Joint physical custody):** The minor children  
20 should spend two days with one parent, then two days with the other parent, three days with one  
21 parent, two days with the other parent, two days with one parent, three days with the other  
22 parent, alternating throughout the year.

23 The exchanges should be at (*time*) \_\_\_\_\_  a.m. **-or-**  p.m. and should take place  
24 at (*location*) \_\_\_\_\_.

25  I **-or-**  the other parent should have the children the first Monday following granting of  
26 the Motion.

27 **NOTE:** This schedule is often used when the parents have very young children.

1  **Option 4 - Every Other Weekend (Primary physical custody):** The minor children should  
2 spend every other weekend and any other mutually agreed-upon time with  me **-or-**  the  
3 other parent. All remaining time should be spent with the other parent, who has primary  
4 physical custody. If the weekend falls on a three-day weekend, it should include the holiday.  
5 The exchanges should be Friday at (time) \_\_\_\_\_  a.m. **-or-**  p.m. and  
6 Sunday at (time) \_\_\_\_\_  a.m. **-or-**  p.m. and should take place at (location)  
7 \_\_\_\_\_.

8  I **-or-**  the other parent should have the children the first weekend following granting of  
9 the Motion.

10  
11  **Option 5 - Schedule Described Below:** I request the following schedule (*Be as specific as*  
12 *possible regarding exchange days, times, and locations as the schedule must be specific enough*  
13 *to be enforced by the Court. For example, "I should have the children every spring break,*  
14 *every fall break, every summer break except for the first and last week of summer break, and*  
15 *one-half of winter break with the Parties alternating the first and second week each year. I will*  
16 *provide transportation to pick up the children from the other parent's home in Reno, Nevada,*  
17 *and the other parent will provide transportation to pick up the children from my home in*  
18 *Seattle, Washington. The other parent should have the children at all other remaining times. I*  
19 *may visit the children in Reno with at least 30-days' written notice."*):

20 \_\_\_\_\_  
21 \_\_\_\_\_  
22 \_\_\_\_\_  
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**NOTE:** This schedule is often used when the parents are unable to exercise joint physical custody due to the parents residing at a great distance from one another.

**B. Summer Break Visitation Schedule**

Place an “X” in a box to select **ONLY ONE** of the summer visitation schedules provided below. If you select Option 3, or would like to modify Options 1 or 2, write in your proposed visitation schedule below. If you want an additional block of time, describe it in Option 3.

**Option 1 - Summer Break Should Follow the Parents’ Regular Custodial Schedule.**

**Option 2 - Alternating One-Week Timeshares:** The minor children should spend one week with me and spend the following week with the other parent. This should alternate for the remainder of the summer break.

**Option 3 - Schedule Described Below:** I request the following summer visitation schedule *(Be as specific as possible as the schedule must be specific enough to be enforced by the Court. For example: “I should have the children the first week after school lets out and the last week prior to school resuming. The other parent should have the remainder of the summer break.”)*:

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**C. Holiday Visitation Schedule**

Please fill out the holiday visitation schedule below. School breaks, religious holidays (e.g., Yom Kippur, Easter, Eid al-Fitr, etc.) or school holidays (e.g., Labor Day, Nevada Day, etc.) will follow the parents' regular custodial schedule, unless marked below or detailed in the "Other" sections below.

Holiday	Exchange Times	Even Numbered Years	Odd Numbered Years
1 <sup>st</sup> Half Spring Break	Begins upon release of school and ends at 9 a.m. halfway through the break.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
2 <sup>nd</sup> Half Spring Break	Begins at 9 a.m. halfway through the break and ends when school resumes.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Mother's Day	Begins 7 p.m. evening before Mother's Day; ends 9 a.m. the morning after.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Father's Day	Begins 7 p.m. evening before Father's Day; ends 9 a.m. the morning after.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
4 <sup>th</sup> of July	Begins 7 p.m. on July 3rd; ends 9 a.m. on July 5th.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Halloween	Begins 7 p.m. on October 30th; ends 9 a.m. on November 1st.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Fall Break	Begins upon release of school and ends when school resumes.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Thanksgiving Break	Begins upon release of school and ends when school resumes.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
1 <sup>st</sup> Half Winter Break	Begins upon release of school and ends at 9 a.m. on December 26 <sup>th</sup> .	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
2 <sup>nd</sup> Half Winter Break	Begins at 9 a.m. on December 26 <sup>th</sup> and ends when school resumes.	<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent
Other:		<input type="checkbox"/> Me <input type="checkbox"/> Other parent	<input type="checkbox"/> Me <input type="checkbox"/> Other parent

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1 **9. Transportation For Exchanges**

2 Place an "X" in a box to select **ONLY ONE** of the statements below and complete the  
3 requested information.

4  Transportation should be provided by the parent  picking up **-or-**  dropping off the  
5 children.

6 **-or-**

7  Transportation should be provided as follows (*explain how transportation should be*  
8 *provided*): \_\_\_\_\_  
9 \_\_\_\_\_  
10 \_\_\_\_\_

11  
12 **10. Best Interest Factors.** The requested custody and visitation schedule is in the best interest of  
13 the children for the following reasons (*Answer each question. Describe in detail why the change*  
14 *in the custody and visitation schedule is in the best interest of the children.*):

15 **a.** Are the children old enough and / or capable of having a preference in the custody and  
16 visitation? ( *check one*)

17  No

18  Yes. If known, what is their preference and why? \_\_\_\_\_  
19 \_\_\_\_\_  
20 \_\_\_\_\_

21  
22 **b.** Is one parent more likely to allow the children to have frequent contact and a continuing  
23 relationship with the other parent? ( *check one*)

24  No

25  Yes, (*name of parent*) \_\_\_\_\_ is because: \_\_\_\_\_  
26 \_\_\_\_\_  
27 \_\_\_\_\_



1 c. How do you and the other parent get along? \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

5 d. Are you and the other parent able to cooperate to meet the needs of the children?

6 ( check one)

7  No, and the current custody and visitation schedule is not in the best interest of the  
8 children because: \_\_\_\_\_

9 \_\_\_\_\_

10 \_\_\_\_\_

11  Yes

12 \_\_\_\_\_

13 e. Describe your mental and physical health: \_\_\_\_\_

14 \_\_\_\_\_

15 \_\_\_\_\_

16 Describe the other parent's mental and physical health: \_\_\_\_\_

17 \_\_\_\_\_

18 \_\_\_\_\_

19 f. What physical, developmental, and emotional needs do the children have?

20 \_\_\_\_\_

21 \_\_\_\_\_

22 \_\_\_\_\_

23 g. How will the proposed custody/visitation change affect the physical, developmental, and/or  
24 emotional needs of the children? \_\_\_\_\_

25 \_\_\_\_\_

26 \_\_\_\_\_

27 \_\_\_\_\_

28 \_\_\_\_\_

1 **h.** What do you and your children do together? \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

5  
6 What does the other parent do with the children when they are together? \_\_\_\_\_

7 \_\_\_\_\_

8 \_\_\_\_\_

9 \_\_\_\_\_

10  
11 **i.** Will the proposed custody and visitation schedule allow the children to maintain a  
12 relationship with their siblings? ( check one)

13  Not Applicable

14  No

15  Yes

16  
17 **j.** Has there been a history of parental abuse or neglect of the children or any siblings of the  
18 child(ren), or a history of domestic violence against the children, you, or the other parent, or  
19 any other person who lives with the children? ( check all that apply)

20  No

21  Yes, I have a history; the abuse, neglect, and / or act of domestic violence was

22 *(include case number(s), if any and if known):* \_\_\_\_\_

23 \_\_\_\_\_

24 \_\_\_\_\_

25  Yes, the other parent has a history; the abuse, neglect, and / or act of domestic

26 violence was *(include case number(s), if any and if known):* \_\_\_\_\_

27 \_\_\_\_\_

28 \_\_\_\_\_

1 **k.** Have either you or the other parent committed an act of abduction against the child(ren) or  
2 any other child? ( *all that apply*)

3  No

4  Yes, I have a history; the act of abduction was: \_\_\_\_\_  
5 \_\_\_\_\_

6 \_\_\_\_\_  
7  Yes, the other parent has a history; the act of abduction was: \_\_\_\_\_  
8 \_\_\_\_\_

9 \_\_\_\_\_  
10 \_\_\_\_\_

11 **l.** Is there a nomination of a guardian? ( *check one*)

12  No

13  Yes, the names of the nominated guardians are: \_\_\_\_\_  
14 \_\_\_\_\_

15  
16 **11. UCCJEA Declaration.**

17 **a. Persons Other Than You or the Other Parent Who Claim Custody/Visitation.**

18 Is there anyone other than you or the other parent who has custody of the children or  
19 who claim a right to custody or visitation with the children? ( *check one*)

20  No.

21  Yes, the following people have custody or claim custody/visitation of the  
22 children (*list names and addresses of anyone who claims custody/visitation*  
23 *rights*):

24 \_\_\_\_\_  
25 \_\_\_\_\_  
26 \_\_\_\_\_

27 ///

28 ///

1 **b. Participation in Other Cases:** Have you ever participated in any case concerning these  
2 children as a party, witness, or in some other capacity? ( *check one*):

3  No.

4  Yes, I have participated in the following cases concerning these children (*provide all*  
5 *specifics including the state, the court name, children involved, the case number, and*  
6 *the date of the child custody order, if any*):

7 \_\_\_\_\_  
8 \_\_\_\_\_  
9 \_\_\_\_\_

10  
11 **c. Knowledge of Other Cases:** Do you know of any other cases that could affect this case,  
12 such as other custody cases, domestic violence cases, protection order cases, or  
13 adoption/terminations? ( *check one*):

14  No.

15  Yes, the following cases that could affect this case (*give all specifics including the*  
16 *state, the court name, the parties involved, the case number, and the type of*  
17 *case*): \_\_\_\_\_

18 \_\_\_\_\_  
19 \_\_\_\_\_

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12. Motion/Opposition Notice

A.	Mark the CORRECT ANSWER with an X	Yes	No
	1. Has a final decree or custody order been entered in this case? If <b>yes</b> , then continue to Question 2. If <b>no</b> , you do not need to answer any other questions.		
	2. Is this a motion or an opposition to a motion filed to change a final order? If <b>yes</b> , then continue to Question 3. If <b>no</b> , you do not need to answer any other question.		
	3. Is this a motion or an opposition to a motion filed only to change the amount of child support?		
	4. Is this a motion or an opposition to a motion for reconsideration or a new trial <b>and</b> the motion was filed within 14 days of the Judge's Order?		
	<b>If</b> the answer to Question 4 is <b>yes</b> , write in the <b>filing date</b> found on the front page of the Judge's Order.		<b>Date</b>
B.	If you answered <b>NO</b> to either Question 1 or 2, or <b>YES</b> to Question 3 or 4, you are <u>exempt</u> from a filing fee. However, if the Court later determines you should have paid the filing fee, your motion will <u>not</u> be decided until the fee is paid.		

This document does not contain the personal information of any person as defined by NRS 603A.040.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this (day) \_\_\_\_\_ day of (month) \_\_\_\_\_, 20\_\_\_\_.

Submitted By: (Your signature) \_\_\_\_\_

(Print your name) \_\_\_\_\_

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VERIFICATION

I hereby declare under penalty of perjury that I have read the foregoing Motion for Change of Custody or Visitation and know the contents thereof; this pleading is true and correct to the best of my knowledge, except for those matters stated upon information and belief, and as to those matters, I believe them to be true.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Your signature: \_\_\_\_\_

Print your name: \_\_\_\_\_

**To the person receiving this Motion:**

- You have 14 days to file an Opposition (17 days if you were served by U.S. Mail).
- **If you do not file an Opposition, the Court may consider your nonresponse as agreement to this Motion and may grant the Motion.**

**To the person who filed this Motion:**

- If the other parent files an Opposition, you have 7 days to file a Reply (10 days if you were served by U.S. Mail).
- Whether or not the other parent files an Opposition, you must file the Request for Submission to have the Motion reviewed by the judge.
- **You must allow the other parent the full amount of time to oppose the Motion before filing the Request for Submission.**