

Petition for Modification of a Custody Order

Form 4

Petition for Modification of a Custody Order

The following numbers on these instructions correspond with the numbers in the boxes beginning on page 1 on the Petition Form.

- Box 1: Print the county in which you are filing your petition. See "*Where do I File?*" in the Introduction for more information about what county you should file in.
- Box 2: Print the plaintiff's name exactly as it appears on all other forms in this action.
- Box 3: Print the case number that has been assigned to your case. This can be found on your custody complaint or custody order.
- Box 4: Print the name of the defendant exactly as it appears on all other forms in this action.
- Box 5: Print your name (if you are the petitioner).
- Box 6: Print your current address.
- Box 7: Print your opposing party's name.
- Box 8: Print your opposing party's current address.
- Box 9: Print your name.
- Box 10: Print the date your custody order was entered.
- Box 11: Check what kind of legal custody was ordered.
- Box 12: Check what kind of physical custody was ordered.
- Box 13: Explain why your custody order should be changed. (If you need more space, write on a separate page. Do not write on the back of this form, or in the margins).
- Box 14: **Attach a completed Criminal Record/Abuse History Verification form (Custody Form 3).**
- Box 15: Print your name.
- Box 16: Print your phone number.
- Box 17: After reviewing your petition to make sure everything you stated is true and correct print the date you are completing your petition.
- Box 18: Sign your name.

Attach a copy of the order you are asking the court to modify.

**IN THE COURT OF COMMON PLEAS
OF PIKE COUNTY, PENNSYLVANIA
CIVIL**

_____	:	
Plaintiff	:	Custody Complaint
	:	No. _____ - _____ Civil
_____	:	
Defendant	:	IN CUSTODY
	:	

COVER SHEET

(To be attached to the pleading- Fill out COMPLETELY including docket number)

<p>1. PLAINTIFF</p> <p>Name: _____</p> <p>Address: _____</p> <p>Phone: _____</p> <p>Attorney: _____</p>	<p style="text-align: right;">DEFENDANT</p> <p>Name: _____</p> <p>Address: _____</p> <p>Phone: _____</p> <p>Attorney: _____</p>
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2. Names and ages of all children involved; state with whom living;

_____	_____
_____	_____
_____	_____

3. Have you attended Kids First Class: Plaintiff _____ Defendant _____

4. Status of current custody orders or custody arrangements.

5. Has there been any domestic violence between you and the other party within the past twenty-four (24) months? _____ Yes _____ No

If so, explain:

6. Have any of the children involved in this case been the subject of child abuse within the past twenty-four (24) months? _____ Yes _____ No

If so, explain:

7. Have there been any Protection from Abuse Orders involving you and the other parent and/or children within the past twenty-four (24) months? _____ Yes _____ No

If so, explain:

Date Signed: _____ Submitted By: _____

O _____ M _____ C/H _____ MOU _____ FO _____ W/D _____

**IN THE COURT OF COMMON PLEAS
OF PIKE COUNTY, PENNSYLVANIA
CIVIL**

Plaintiff	:	
	:	
	:	No. _____ - _____ Civil
	:	
Defendant	:	IN CUSTODY
	:	

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action prior to the hearing scheduled herein, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and an Order may be entered against you by the Court without further notice for any claim or relief requested in the Complaint. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

North Penn Legal Services
10 North Tenth Street
Stroudsburg, PA 18360
Phone: (570) 424-5338

IN THE COURT OF COMMON PLEAS OF _____ COUNTY, PENNSYLVANIA

Plaintiff

v.

Defendant

:
:
:
: No. _____
:
: IN CUSTODY

PETITION FOR MODIFICATION OF A CUSTODY ORDER

1. Petitioner is _____ and resides at

(Street) (City) (State) (Zip Code) (County)

2. Respondent is _____ and resides at

(Street) (City) (State) (Zip Code) (County)

3. Petitioner _____ respectfully represents that on _____ an Order of Court was entered for shared legal custody sole legal custody and partial physical custody primary physical custody shared physical custody sole physical custody supervised physical custody. A true and correct copy of the Order is attached.

4. This Order should be modified because:

5. Petitioner has attached the Criminal Record/Abuse History Verification form required pursuant to Pa.R.C.P. No. 1915.3-2.

WHEREFORE, Petitioner requests that the Court modify the existing Order because it will be in the best interest of the child(ren).

(Attorney for Petitioner) (Petitioner)

Phone Number

VERIFICATION

I verify that the statements made in this petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

Date

Petitioner

IN THE COURT OF COMMON PLEAS OF _____ COUNTY, PENNSYLVANIA
CIVIL ACTION

Plaintiff
vs.

Defendant
: : : : : : : : : :
No. _____

**CERTIFICATE OF SERVICE
OF LEGAL PAPERS OTHER THAN ORIGINAL PROCESS
Pursuant to Pa.R.C.P. 440**

I, _____, () Plaintiff () Defendant in this matter,
certify that a copy of _____
filed on _____ was sent to _____ () Plaintiff () Defendant at:

By _____ first class mail on _____
_____ other: _____

Print Name

Signature

Date

IN THE COURT OF COMMON PLEAS OF _____ COUNTY, PENNSYLVANIA
CIVIL ACTION

Plaintiff

vs.

Defendant

No. _____

ACCEPTANCE OF SERVICE

I accept service of the:

- Custody:** Custody Complaint, Notice to Defend, and Criminal Record / Abuse History Verification
- Modification of a Custody Order:** Custody Complaint, Notice to Defend, and Criminal Record / Abuse History Verification
- Petition for Civil Contempt:** Custody Complaint, Notice to Defend, and Criminal Record / Abuse History Verification

Date: _____

Defendant's Signature