

<b>STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY</b>	<b>COMPLAINT FOR DIVORCE WITH CHILDREN</b>	<b>CASE NO.  -DM</b>
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Court address \_\_\_\_\_ Court telephone no. \_\_\_\_\_

Plaintiff's name
Plaintiff's name before marriage

v

Defendant's name
Defendant's name before marriage

Form MC 01 SUMMONS AND COMPLAINT must be completed and filed with this form.

I state:

1. The plaintiff or defendant has resided at least 180 days in Michigan immediately before the filing of this complaint.
2. The plaintiff or defendant has resided in this county at least 10 days immediately before the filing of this complaint.
3. The marriage took place on \_\_\_\_\_ in \_\_\_\_\_ .  
Date Location
4. The plaintiff and defendant  separated on \_\_\_\_\_ .  still live together.  
Date
5. There has been a breakdown of the marriage relationship to the extent that the objects of matrimony have been destroyed and there remains no reasonable likelihood that the marriage can be preserved.
6.  The plaintiff  The defendant  No party is pregnant.
7. The plaintiff and defendant have minor children together. The complete name, age, and birth date of each child is:  
Name Age Birth date
8. \_\_\_\_\_ is/are fit and proper to make major decisions regarding the  
Plaintiff or defendant or both parties  
minor child(ren) of the parties, and it is in the best interests of the child(ren) to award \_\_\_\_\_ legal custody of the child(ren)  
Type  
to \_\_\_\_\_ .  
Plaintiff or defendant or both parties
9. \_\_\_\_\_ is/are fit and proper to have care, custody, and control of the  
Plaintiff or defendant or both parties  
minor child(ren) of the parties, and it is in the best interests of the child(ren) to award \_\_\_\_\_ physical custody of the  
Type  
child(ren) to \_\_\_\_\_ .  
Plaintiff or defendant or both parties
10. It is in the best interests of the child(ren) to award parenting time to \_\_\_\_\_  
Plaintiff or defendant or both parties  
as follows: See Parenting Time Attachment.
11. The minor child(ren) need financial support, including health and hospitalization insurance, other medical support, and child care expenses, and child support and other expenses should be calculated and ordered according to the Michigan Child Support Formula.

(continued from page 1)

- 12.  a. The plaintiff and defendant did not acquire property or debts during the marriage.
  - b. The plaintiff and defendant acquired property and/or debts during the marriage that are to be equitably divided between them.
13. The plaintiff  is  is not requesting spousal support.

**I REQUEST:**

- a. A judgment of divorce.
- b. \_\_\_\_\_ be given \_\_\_\_\_ legal custody of the minor child(ren).  
Plaintiff or defendant or both parties
- c. \_\_\_\_\_ be given \_\_\_\_\_ physical custody of the minor  
Plaintiff or defendant or both parties  
child(ren).
- d. Parenting time as specified in this complaint.
- e. Child support, including medical and child care expenses as calculated according to the Michigan Child Support Formula.
- f. The parties be ordered to provide health and hospitalization insurance for the minor child(ren) and to pay medical, dental, orthodontic, and hospital expenses not covered by insurance, both permanently and while this action is pending.
- g. An equitable division of property and debts.  
**Note:** Property may include real estate, pensions, insurance, retirement accounts, and investment accounts, among others.
- h. Spousal support be awarded.
- i. An equitable division of the costs of this action.
- j. My last name be changed to \_\_\_\_\_ .
- k. Any other relief that the court deems just and equitable.

I declare that the statements above are true to the best of my information, knowledge, and belief.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Plaintiff signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Plaintiff's attorney signature

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	COMPLAINT FOR DIVORCE WITH CHILDREN PARENTING TIME ATTACHMENT	CASE NO.  -DM
Court address		Court telephone no.

Plaintiff name

v

Defendant name

10.

**Regular Parenting Time**

1. The non-custodial parent will have parenting time on alternating weekends from 6:00 p.m. on Friday until 6:00 p.m. on Sunday.
2. The non-custodial parent will have parenting time one evening each week from 5:00 p.m. to 7:30 p.m. on a day of the week to be determined by the parties. If the parties cannot agree on a day, the parenting time will occur on Wednesday evening.
3. Following the non-custodial parent's first parenting time weekend each month, the non-custodial parent is entitled to an additional five-day period for a total of seven days. This one-week period each month will extend from Friday at 6 p.m. until the following Friday at 6 p.m. The five days are not to interfere with the child(ren)'s regular day care arrangements or nursery school programs. If the non-custodial parent cannot use the child(ren)'s day care provider or nursery school program, the parents must agree to modify these arrangements. The non-custodial parent shall be responsible for any child care expenses incurred during this period of time. These one-week periods qualify for child support abatement if there is such a provision in the current child support order. During this time, the custodial parent shall have one Wednesday parenting time period from 5 p.m. until 7:30 p.m.

**Holiday Schedule**

The holiday schedule takes precedence over any other regular parenting schedule of the child(ren), regardless of their ages. When the holiday schedule ends, the alternating weekend schedule will start again, as if it had not been interrupted.

New Year's Day, Easter Sunday, Mother's Day, and Father's Day will begin at 9:00 a.m. and will end at 7 p.m.

Children and parent's birthday time will be for a minimum of three hours on week days and a minimum of six hours on weekends. Birthday parenting time will include siblings.

Fourth of July will begin at 6:00 p.m. on July 3<sup>rd</sup> and will end at 9:00 a.m. on July 5<sup>th</sup>.

Labor Day Weekend and Memorial Day weekend will begin at 6:00 p.m. the Friday of the weekend and will end at 6:00 p.m. on Monday.

Halloween will begin at 4:00 p.m. and will end at 8:00 p.m.

Thanksgiving Weekend will begin at 6:00 p.m. the Wednesday before Thanksgiving and will end at 6:00 p.m. the Sunday following Thanksgiving.

Christmas Eve Day will begin at 9:00 a.m. and will end at 9:00 p.m.

Christmas Day will begin at 9:00 p.m. on December 24<sup>th</sup> and will end at 9:00 p.m. on December 25<sup>th</sup>.

<u>HOLIDAY</u>	<u>Even Numbered Years</u>	<u>Odd Numbered Years</u>
New Years Day	Mother	Father
Easter Sunday	Father	Mother
Mother's Day	Mother	Mother
Memorial Day	Mother	Father
Father's Day	Father	Father
4th of July	Father	Mother
Labor Day	Mother	Father
Halloween	Father	Mother
Thanksgiving Day	Mother	Father
Christmas Eve Day	Father	Mother
Christmas Day	Mother	Father
Children's Birthdays	Father	Mother
Mother's Birthday	Mother	Mother
Father's Birthday	Father	Father

**Miscellaneous Information**

1. The alternating weekend parenting time schedule is to be exercised throughout the entire calendar year. The weekend rotation can only be changed by written agreement signed by both parents.
2. A general itinerary and emergency telephone number will be provided to the other parent if an out-of-town vacation is planned.
3. The parenting time schedule will be exercised in a prompt manner. In the event of an unforeseen circumstance, a 30-minute delay is allowed for picking up and returning the child(ren).
4. Transportation for parenting time will be shared equally between the parties. The parent receiving the children will be responsible for picking up the child(ren) from the other parent's residence.