

SAGINAW COUNTY FRIEND OF THE COURT
INSTRUCTIONS FOR FILING
MOTION REGARDING JOINT LEGAL CUSTODY DISPUTE(FOC 200)

Use this Motion if: you have an order containing a joint legal custody provision. You are unable to agree with the other party to resolve a joint legal custody dispute and you want the Court to determine the disputed issue (i.e. school change, major medical issue, religion/church change.)

Do NOT use this Motion form: to modify custody or parenting time.

By filing this motion, you are requesting a HEARING in front of a Judge.

FILING YOUR MOTION

- 1) Fill out the FOC 200 Motion Regarding Joint Legal Custody Dispute a (use a separate sheet and attach if you need more room to explain).
- 2) Bring, mail, or email your FOC 200 to the Circuit Court Clerk's Office located in the basement of the Courthouse at 111 S. Michigan Ave., Saginaw, MI 48602, circuitcourtrecordsfiling@saginawcounty.com. Please see the County Clerk's website for further electronic filing instructions. If you mail your motion, include a self-addressed stamped envelope for the Clerk to return your copies to you.
- 3) You will need to pay a \$100 filing fee with this motion by check or money order. If you file electronically, a clerk will contact you for your payment information. If you cannot afford this fee, please fill out a Fee Waiver Request (Form MC 20) and file along with your motion.
- 4) The Court Clerk will keep the original and one copy and return the remaining copies to you.

SERVING YOUR MOTION

- 1) You **MUST** serve the Motion to the other party (and attorney if represented) as soon as possible after filing your motion and at least **9 days before your hearing**. This is done by mailing the Motion and all attachments by first class mail to other party/attorney. If you do not have the other party's address, you can obtain it from the Circuit Court Clerk's office.
- 2) After mailing the Motion, complete the CERTIFICATE OF MAILING section on the bottom of the Motion.
- 3) **YOU MUST FILE YOUR CERTIFICATE OF MAILING:** Return to the Clerk's office to file two copies of the certificate of mailing. The court clerk will route a copy to the Friend of the Court.

PREPARING FOR YOUR HEARING

- 1) You must attend the hearing on your motion. If you do not appear, your motion will be denied and you will have to re-file your request and pay all applicable fees. Hearings may be conducted by video conferencing (Zoom). You will receive all information on video conferencing from the Court prior to your hearing date.
- 2) If the other party responds to your motion, just read the response and be prepared to address it at your hearing.
- 3) Your hearing may result in a referral to the Friend of the Court for evidentiary hearing before the Referee

STATE OF MICHIGAN 10TH JUDICIAL FAMILY DIVISION 111 S. MICHIGAN SAGINAW, MI 48602	MOTION REGARDING JOINT LEGAL CUSTODY DISPUTE (FOC 200)	CASE # _____
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Plaintiff's name and address, city, state and zip. 	V	Defendant's name and address, city, state and zip.
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- On _____ a judgment or Order containing a joint legal custody provision was entered.
Date
- The child(ren) listed above have been living with ☐ Plaintiff ☐ Defendant since _____.
Date
- The parties are unable to agree to resolve a joint legal custody dispute (You may use a separate sheet to explain the dispute and attach).

4. I ask the Court to order a resolution to the joint legal custody dispute as follows (You may use a separate sheet to explain in detail what you want the Court to order and attach):

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

Date

Petitioner's signature

NOTICE OF HEARING

A hearing will be held on this Motion before _____
Judge/Referee Bar No.

On _____ at _____ at _____
Date time location

CERTIFICATE OF MAILING

I certify on this date I mailed a copy of this petition on the other party (and Attorney if represented) by ordinary mail at the above address.

Date

Petitioner's signature