

# Petitioner's Packet



## Child Custody

### Contents:

- 1) Plaintiff/Petitioner's Civil Guide
- 2) Address Authorization for Service
- 3) Petition for Custody
- 4) Proposed Parenting Plan
- 5) Request for Court Clerk Service

# **PLAINTIFF/PETITIONER'S CIVIL GUIDE**

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*This guide is for informational purposes only and the accuracy of this information is not guaranteed. This information is not legal advice and is not a substitute for legal advice. Court Clerks cannot give you legal advice.*

**A civil case begins when the plaintiff/petitioner files a complaint/petition against a defendant/respondent with the Court. The complaint/petition is a statement of the “events complained of or the right sought to be declared or enforced and a statement of what relief is sought.” PTC 4.08.080**

## **1. How do I file a civil complaint/petition?**

### **STEP 1: Read this guide carefully**

Read this guide, and the complaint/petition, carefully in its entirety before completing the complaint/petition.

### **STEP 2: Gather Documentation/Information**

Locate documents and information that will help you complete the complaint/petition. This includes documents with information such as: dates that the events occurred, amounts in dispute, contact information for the defendant/respondent, etc.

### **STEP 3: Complete the Complaint/Petition**

It is important to complete the complaint/petition with as much detail as possible so the judge has enough information to conduct an initial hearing. Accurately providing all the requested information will help prevent unnecessary delays in the process.

*If, for genuine safety reasons, you are requesting your address to be confidential, then you must make this request to the Court while also providing your mailing address to the Court for service purposes. It is recommended that you file a Statement of Address form with this request and also leave your address blank on the petition to assist in ensuring that your address remains confidential.*

### **STEP 4: File the Complaint/Petition**

To file the complaint/petition with the Court, submit the complaint/petition, any supplemental documents, and pay the filing fee to the Court, located at 1451 East 31st St. Tacoma, WA 98404, during business hours (Monday through Friday 8:00 a.m. – 5:00 p.m., closed for holidays).

#### **Step 4.1: Submit to the Court Clerk**

Completed & signed complaint/petition

- Statement of Address
- Any supplemental documents
- Request for Court Clerk service (if applicable. *See* point 3-4)

**Step 4.2: Pay the filing fee to the Court Clerk**

- Pay the \$20 filing fee or
- File a motion to request a fee waiver (if applicable)

**Step 4.3: Receive from the Court Clerk**

- Your receipt or a copy of the order waiving filing fees
- A file-stamped copy of your filings
- A file-stamped copy of your notice of hearing with date

**2. What happens after I file the petition?**

You are responsible for ensuring the defendant/respondent is served, which means, you must have someone personally give copies of the following documents to them:

- (1) a copy of the complaint/petition and any supplemental documents that you filed with the Court.
- (2) the summons issued by the Court Clerk.
- (3) the notice of hearing issued by the Court Clerk

Delays in service will keep your case from moving forward. A case cannot go forward if the defendant/respondent is not served or is not served properly.

**3. How do I serve the defendant/respondent?**

You cannot serve the defendant/respondent yourself. But, you can have anyone over the age of 18, who is not a party to the case, serve the defendant/respondent. *Whoever serves the defendant/respondent must file proof of service with the Court.*

You can also **request that** the Court Clerk to serve the defendant/respondent by filling out a Request for Service form which is included in this packet. This method of service takes a minimum of 30 days. The Court Clerk can only serve the defendant/respondent if you provide a good address for them. To avoid delays be sure to provide an accurate address.

**4. What happens if a defendant/respondent cannot be personally served and attempts by the Court Clerk to serve by mail fail?**

If a defendant/respondent cannot be personally served or served by certified mail, return receipt requested, the plaintiff/petitioner can submit a Motion and Affidavit for Service by Publication to the Court. This form is available by request from the Court Clerk and are also available in

the lobby of the Court. This method of service is used only as a last resort and you must first make adequate, good faith efforts to locate the individual and a current address.

**5. What happens at the initial hearing?**

You must show up at the hearing. The judge will hear from the parties and based on the circumstances will make a decision on how to proceed.

**6. What happens after the hearing?**

What happens after the hearing depends on what the judge orders. Therefore, it is important to read any order issued by the judge and understand its contents because it will outline the next step in the process.

**IN THE COURTS OF THE PUYALLUP TRIBE OF INDIANS  
FOR THE PUYALLUP INDIAN RESERVATION  
TACOMA, WASHINGTON**

In re:

\_\_\_\_\_ *Full Name(s) of minor child(ren) or vulnerable Tribal adult*

\_\_\_\_\_ *DOB(s) of minor child(ren) or vulnerable Tribal adult*

=====

\_\_\_\_\_,  
\_\_\_\_\_,  
Plaintiff(s)/Petitioner(s),

v.

\_\_\_\_\_,  
\_\_\_\_\_,  
Defendant(s)/Respondent(s).

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

**ADDRESS AUTHORIZATION FOR  
SERVICE BY:**

**FIRST CLASS MAIL**

**EMAIL**

**OTHER:** \_\_\_\_\_

**YOU MUST COMPLETE THIS FORM IF YOU ARE A PARTY TO THIS CASE**

My name is \_\_\_\_\_, and I am a party to this case.

I authorize to accept service by all parties and the court of all future pleadings, papers, and court orders for this case to the following address:

**FIRST CLASS MAIL:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**OTHER:** \_\_\_\_\_

**(Optional)** I also authorize to accept legal papers at the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Address Authorization for Service

Page 1 of 2

**I understand that it is my responsibility to inform this Court and the other party if my address changes while this case remains open. I must also provide the other party with a copy of a Notice of Address Change and file this with this Court.**

\_\_\_\_\_  
*Party Signature*

\_\_\_\_\_  
*Date*

/s/  
\_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*

\_\_\_\_\_  
*Co-Party Signature (if any)*

\_\_\_\_\_  
*Date*

/s/  
\_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*

PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.

IN THE COURT OF THE PUYALLUP TRIBE OF INDIANS  
FOR THE PUYALLUP INDIAN RESERVATION  
TACOMA, WASHINGTON

In re the custody of: *(list all children)*

\_\_\_\_\_  
*Child's Full Name* *DOB*

\_\_\_\_\_  
*Child's Full Name* *DOB*

\_\_\_\_\_  
*Child's Full Name* *DOB*

\_\_\_\_\_  
Minor child(ren).

\_\_\_\_\_  
Petitioner 1,

\_\_\_\_\_  
Petitioner 2,

v.

\_\_\_\_\_  
Respondent 1.

\_\_\_\_\_  
Respondent 2.

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

**PETITION FOR:** *(check one box only)*

- Child Custody Judgment**  
 **Joint Child Custody Judgment**  
 **Modification of a Child Custody Judgment/Parenting Plan**

If you are requesting a temporary order, check the box below:

- Includes a request for Temporary Order pending an Initial Hearing

**PART A: JURISDICTION**

At least one parent must be an enrolled member of the Puyallup Tribe of Indians or the child(ren) must be an enrolled member(s) of the Puyallup Tribe of Indians.

**1. PETITIONER 1 INFORMATION:**

- a. Petitioner's Relationship to the Child(ren)**  Mother  Father  
 Other (described): \_\_\_\_\_

**b. Tribal Status**

- I am an enrolled member of the Puyallup Tribe of Indians, a federally recognized Indian tribe.

**PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.**

I am an enrolled member of the \_\_\_\_\_, a federally recognized Indian tribe.

I am not an enrolled member of a federally-recognized Indian tribe and I am filing this petition because Respondent is a member of the Puyallup Tribe of Indians or my children are enrolled members of the Puyallup Tribe of Indians.

**c. Contact Information**

I do not reside within the exterior boundaries of the Puyallup Indian Reservation.

I reside within the exterior boundaries of the Puyallup Indian Reservation.

My physical address is: \_\_\_\_\_

This address is confidential. I will provide a valid mailing address for the Court's file.

My mailing address is: \_\_\_\_\_

**2. PETITIONER 2 INFORMATION:**

**a. Petitioner's Relationship to the Child(ren)**  Mother  Father

Other (described): \_\_\_\_\_

**b. Tribal Status**

I am an enrolled member of the Puyallup Tribe of Indians, a federally recognized Indian tribe.

I am an enrolled member of the \_\_\_\_\_, a federally recognized Indian tribe.

I am not an enrolled member of a federally-recognized Indian tribe and I am filing this petition because Respondent is a member of the Puyallup Tribe of Indians or my children are enrolled members of the Puyallup Tribe of Indians.

**c. Contact Information**

I do not reside within the exterior boundaries of the Puyallup Indian Reservation.

I reside within the exterior boundaries of the Puyallup Indian Reservation.

My physical address is: \_\_\_\_\_

This address is confidential. I will provide a valid mailing address for the Court's file.

My mailing address is: \_\_\_\_\_



PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.

**3. RESPONDENT 1 INFORMATION (leave blank if this is a joint petition):**

**a. Respondent's relationship to child(ren):**  Mother  Father  Other  
(describe if "Other"): \_\_\_\_\_

**b. Tribal Status**

Respondent is an enrolled member of \_\_\_\_\_, a federally recognized Indian tribe.

Respondent is not an enrolled member of a federally-recognized Indian tribe.

Respondent's Tribal Status is unknown to me.

**c. Contact Information**

Respondent resides within the exterior boundaries of the Puyallup Indian Reservation.

Respondent does not reside within the exterior boundaries of the Puyallup Indian Reservation.

Respondent's address is: \_\_\_\_\_  
\_\_\_\_\_

I do not know Respondent's address and I acknowledge that I am responsible for serving Respondent before my case can proceed.

**4. RESPONDENT 2 INFORMATION (leave blank if this is a joint petition):**

**a. Respondent's relationship to child(ren):**  Mother  Father  Other  
(describe if "Other"): \_\_\_\_\_

**b. Tribal Status**

Respondent is an enrolled member of \_\_\_\_\_, a federally recognized Indian tribe.

Respondent is not an enrolled member of a federally-recognized Indian tribe.

Respondent's Tribal Status is unknown to me.

**c. Contact Information**

Respondent resides within the exterior boundaries of the Puyallup Indian Reservation.

Respondent does not reside within the exterior boundaries of the Puyallup Indian Reservation.

Respondent's address is: \_\_\_\_\_  
\_\_\_\_\_

**PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.**

I do not know Respondent's address and I acknowledge that I am responsible for serving Respondent before my case can proceed.

**5. CHILD(REN) INFORMATION:**

**a. Name and Date of Birth of All Children Subject to this Petition** (*add additional lines if needed*)

Full Name	Date of Birth
Full Name	Date of Birth
Full Name	Date of Birth

**b. Paternity**

- Paternity has been previously established by:
- The father is on the child(ren)'s birth certificate(s). (**Attach birth certificate**)
  - The father has signed a Paternity Affidavit. (**Attach paternity affidavit**)
  - The parties were married when the child(ren) was(were) conceived. (**Attach marriage certificate**)
  - Certified genetic testing results. (**Attach test results**)
  - Court Order
- I am asking the Court for an Order to Establish Paternity.

**c. Tribal Status**

- The child(ren) is(are) an enrolled member(s) of the Puyallup Tribe of Indians, a federally recognized Indian tribe.
- The child(ren) is(are) an enrolled member(s) of \_\_\_\_\_, a federally recognized Indian tribe.
- The child(ren) is(are) not enrolled members of any federally recognized Indian tribe.

**d. Primary Residence**

Minor child(ren) reside(s) with  Petitioner;  Respondent;  Alternate between parents;  Other: (provide full name and address): \_\_\_\_\_

**PART B: CHILD CUSTODY INFORMATION**

**PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.**

The Court will not enter or modify a child custody judgment, order or decree if there is an existing order issued by another jurisdiction or if there are ongoing legal proceedings in any jurisdiction.

**1. No Existing Judgments, Orders or Decrees** (*check all that apply – skip to paragraph 2 if this section does not apply*)

There are no existing judgments, orders or decrees from the Puyallup Tribal Court governing custody of the minor children.

There are no existing judgments, orders or decrees from any other jurisdiction governing custody of the minor children.

**2. Existing Judgments, Orders or Decrees** (*check all that apply – skip to paragraph 3 if this section does not apply*)

There are existing judgments, orders or decrees governing custody of the minor children. A certified copy of the existing judgment/order is attached.

Name of Issuing Court: \_\_\_\_\_

Case Number: \_\_\_\_\_

**3. Other Legal Proceeding Concerning the Child(ren)**

Petitioner has not participated in, and is not aware of, any other legal proceeding concerning the child(ren), including any paternity, dependency or custody proceedings

Petitioner has participated in, or is aware of, the following legal proceedings which concern the child(ren):

Name and Location of Court: \_\_\_\_\_

Case Number: \_\_\_\_\_

Type of Case: \_\_\_\_\_

Status of Case:  Closed  Pending  Stayed  Unknown

**4. Other Agreements**

Voluntary parenting agreement in accordance with custom or mutual understanding regarding custody, visitation and decision making.

This agreement is in writing.

**5. Restrictions on Custody or Visitation**

There are no findings of child abuse and/or neglect.

There are Court orders finding  drug/alcohol abuse;  domestic violence; and/or

**PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.**

child abuse and/or neglect committed by Respondent or a person in Respondent's household.

**6. Other Claimants**

Petitioner does not know of any person other than Respondent who has physical custody of, or claims to have custody or visitation rights to, the child(ren).

The following persons other than Respondent have physical custody of, or claim to have custody of visitation rights to, the following child(ren):

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*Full Name* *Address* *Relationship to child(ren)*

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*Full Name* *Address* *Relationship to child(ren)*

**PART C: CHILD SUPPORT**

1.  No request for child support is being made.
2.  An order for child support exists and a certified copy is attached:  
Name and Location of Court: \_\_\_\_\_  
Case Number: \_\_\_\_\_
3.  An order establishing child support should be entered.

**PART D: REQUESTED RELIEF** *(check which one applies)*

1.  **Order Establishing Child Custody (and Support, if applicable)**  
Petitioner 1 requests  sole  joint legal custody and  primary  shared physical custody of the minor child(ren).  
 Petitioner 1 requests child support.  
Petitioner 2 (if applicable) requests  sole  joint legal custody and  primary  shared physical custody of the minor child(ren).  
 Petitioner 2 requests child support.

2.  **Modify an Existing Child Custody Order**

A certified copy of the custody decree to be modified is attached to this Petition.

The requested modification the prior custody decree is based upon the following substantial change in circumstances: \_\_\_\_\_

**PLEASE PRINT CLEARLY USING BLUE OR BLACK INK AND COMPLETE ALL SECTIONS TO THE BEST OF YOUR KNOWLEDGE. INCOMPLETE FORMS WILL BE RETURNED TO THE PETITIONER WITHOUT FURTHER ACTION.**

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**3.  Order Adopting Parenting Plan When Both Parents Share Joint Legal Custody and Shared Physical Custody**

Petitioner and Respondent have already agreed on joint legal custody and shared physical custody, and Petitioner requests this Court to adopt a Parenting Plan that establishes the child(ren)'s residential and visitation schedule.

**TEMPORARY ORDER REQUESTED** (leave blank if not applicable)

The minor child(ren) will suffer immediate and irreparable harm if the Court does not issue a temporary custody order *without notice to the other party*. The harm the child(ren) will suffer is:

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I am asking the Court to issue a TEMPORARY CUSTODY ORDER for the following relief pending an initial hearing: \_\_\_\_\_

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(Signature follows on next page)

**\*\* DO NOT SIGN UNTIL DIRECTED TO DO SO BY THE NOTARY PUBLIC \*\***

*I certify, under penalty of perjury under the laws of the Puyallup Tribe of Indians, that the foregoing statement and any attachments are true and correct to the best of my knowledge and belief. Puyallup Tribal Code § 5.12.1180.*

\_\_\_\_\_  
*Party Signature*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*

/s/ \_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Date*

Signed and sworn to before me on \_\_\_\_\_, by \_\_\_\_\_.

*Date*

*Affiant*

Notary \_\_\_\_\_  
*Signature*

Notary Public in and for the  
State of: \_\_\_\_\_

County of: \_\_\_\_\_

My commission expires: \_\_\_\_\_

*Affix stamp or seal*

\_\_\_\_\_  
*Co-Party Signature (if any)*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*

/s/ \_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Date*

Signed and sworn to before me on \_\_\_\_\_, by \_\_\_\_\_.

*Date*

*Affiant*

Notary \_\_\_\_\_  
*Signature*

Notary Public in and for the  
State of: \_\_\_\_\_

County of: \_\_\_\_\_

My commission expires: \_\_\_\_\_

*Affix stamp or seal*

**IN THE COURT OF THE PUYALLUP TRIBE OF INDIANS  
FOR THE PUYALLUP INDIAN RESERVATION  
TACOMA, WASHINGTON**

In re custody of:

Name: \_\_\_\_\_

DOB: \_\_\_\_\_

Name: \_\_\_\_\_

DOB: \_\_\_\_\_

Name: \_\_\_\_\_

DOB: \_\_\_\_\_

Name: \_\_\_\_\_

DOB: \_\_\_\_\_

Minor child(ren)

=====

\_\_\_\_\_,  
Petitioner(s),

v.

\_\_\_\_\_,  
Respondent(s).

Case No.

**PARENTING PLAN**

SUBMITTED BY: (check one)

Petitioner

Respondent

ORDER OF THE COURT

**I. PARENTS**

Petitioner is  Mother  Father

Respondent is  Mother  Father

**II. CHILDREN**

Names _____	DOB _____
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_____	_____
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_____	_____
-------	-------

_____	_____
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Children are enrolled in the Puyallup Tribe of Indians

Children are enrolled in another federally recognized Indian tribe:

**III. RESTRICTIONS (Check One)**

A.  There are no special restrictions on either parents' rights and responsibilities with regard to the child(ren) (*skip to Part III if this box is checked*).

B.  There are special restrictions established by Court order because of:

1.  Child Abuse

2.  Domestic violence

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

Parenting Plan (1.2019)

3.  Mental or physical illness
4.  Child abandonment or neglect
5.  Abuse use of conflict with spouse which may be harmful to child(ren)
6.  Alcohol or drug abuse
7.  Kidnapping or denial of access to the child(ren) without good cause
8.  Other (describe below) \_\_\_\_\_

9. Because of such restrictions  Father's  Mother's time with the child(ren) shall be restricted as follows:

- Supervised by court-appointed monitor /designated person: \_\_\_\_\_
- Restricted in location of visits: \_\_\_\_\_
- No overnight visits       Transport restrictions: \_\_\_\_\_
- Other: \_\_\_\_\_

#### I. DECISION MAKING

Joint legal custody means the following decisions must be made by both parents: Changes to the minor's legal name, where the minors attend school, permission to attend events where parental permission is required, doctors, dentists, orthodontists and other health specialists, out-of-state and out-of-country travel, and extracurricular activities impacting both parents' time with the children.

Sole legal custody means the parent with legal custody may decide: Changes to the minor's legal name, where the minors attend school, permission to attend events where parental permission is required, doctors, dentists, orthodontists and other health specialists, out-of-state and out-of-country travel, and extracurricular activities.

To avoid having problems and ending up back in court, both parents should communicate with each other and cooperate in making other decisions together.

- Mother and Father have joint legal custody of the minor children.
- Sole legal custody is with  Mother  Father.

Special provisions for decision making, if any: \_\_\_\_\_

#### II. RESIDENTIAL PARENT AND CUSTODIAN

Physical custody determines where the child will live. Joint or shared physical custody means the child will live with each parent according to a residence schedule. Sole physical custody means the minor child will live with one parent and the other parent has no parenting time allocated. Primary physical custody means the minor child will live with one parent and the other parent has parenting time allocated.

- Mother and Father shall have joint physical custody of the minor children.



Sole or  Primary physical custody shall be with  Mother  Father.

This parent is the residential parent and custodian for the purposes of all applicable state and federal laws. This designation shall not affect either parent's rights or responsibilities under the plan.

### III. RESIDENTIAL SCHEDULE

The following schedule provides where the child(ren) will live and what contact they will have with each parent. The parents can, by agreement, change the following dates and times, but any agreements should be signed, dated, and in writing.

- A. Pre-School Age: Prior to age five, the child(ren) will live with  Father  Mother, and the time spent with the other parent will be as follows:

<u>Age</u>	<u>Time With:</u>
0-6 months	<input type="checkbox"/> Mother <input type="checkbox"/> Father
6 months-1 year	<input type="checkbox"/> Mother <input type="checkbox"/> Father
1 year-3 years	<input type="checkbox"/> Mother <input type="checkbox"/> Father
3 years-5 years	<input type="checkbox"/> Mother <input type="checkbox"/> Father

After the child(ren) reach(es) age 5, paragraphs C, D, E, and F below will provide where the child(ren) will live and what contact he/she/they will have with each parent.

- B. School Year Schedule: The school year begins one week before the beginning of the child(ren)'s school year and ends at the end of the school year. If the child(ren) is/are not in school the schedule runs from September 1<sup>st</sup> through May 31<sup>st</sup>.

The child(ren) will spend school weekdays with  Father  Mother, except the following school weekday nights, if any, shall be spent with the other parent:

Weekday night \_\_\_\_\_ from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m. as follows:

1<sup>st</sup> weekend of each month with:  Mother  Father  
2<sup>nd</sup> weekend of each month with:  Mother  Father  
3<sup>rd</sup> weekend of each month with:  Mother  Father  
4<sup>th</sup> weekend of each month with:  Mother  Father  
5<sup>th</sup> weekend of each month with:  Mother  Father

- C. Summer Schedule: The summer schedule begins the Saturday following the end of the child(ren)'s school year and ends one week before the beginning of the next school year. If the child(ren) is/are not in school, the schedule runs from June 1<sup>st</sup> through August 31<sup>st</sup>.

The child(ren) will spend the summer with  Mother  Father, except the following times shall be spent with the other parent: \_\_\_\_\_

- D. Special Days and Holidays: The child(ren) will spend special days and holidays with each parent as follows: Where "alternating" is selected, the parent with custody will be indicated or the system to determine custody will be indicated.

	<u>Mother</u>	<u>Father</u>	<u>Alternating</u>	<u>Other (write name):</u>
Martin Luther King, Jr. Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Chief's/Presidents' Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Memorial Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
4 <sup>th</sup> of July	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Labor Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Fishing Wars Recognition Day (9/8)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Chief Leschi Day (second Monday in October)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Veteran's Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Thanksgiving	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Christmas Eve	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Christmas Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Mother's Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Father's Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Birthdays	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

Other days or special arrangements: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

E. Spring Vacation: Spring vacation begins the first day of the Spring vacation from school and ends the Sunday before the return to school.

The child(ren) will spend Spring vacation with  Father  Mother  Alternating, except the following times shall be spent with the other parent: \_\_\_\_\_

F. Winter Vacation: Winter vacation begins the first day of the Winter vacation from school and ends the Sunday before the return to school.

The child(ren) will spend winter vacation with  Father  Mother  Alternating, except the following times shall be spent with the other parent: \_\_\_\_\_

G. Transportation: of child(ren) between parents will be provided by:

Father  Mother, except that the other parent shall provide the following transportation:

\_\_\_\_\_  
 \_\_\_\_\_

IV. DISPUTE RESOLUTION

A. When the mutual decision-making is designated, but cannot be achieved, or when there is conflict regarding residential arrangements, the parents shall make a good faith effort to resolve the dispute through the following dispute resolution process:

Counseling  Mediation  Court  Other (specify): \_\_\_\_\_

B. When disputes arise, preference shall be given to carrying out the existing parenting plan unless the contesting parent establishes bad faith, fraud, duress or coercion on the part of the other parent.

V. CHILD SUPPORT:  Child support should be set at \$0.00 per month because  no request for child support is being made  other: \_\_\_\_\_

Child support should be established. The party requesting child support will contact the Puyallup Tribe Child Support Program to initiate a child support action pursuant to PTC 7.24, the Parental Responsibility Act.

A. Health Care: The cost of the uninsured health care shall be paid by:  Father  Mother, except that [                  %] of the cost shall be paid by the other parent.

B. Day Care: The current monthly day care expenses of the child(ren) are \$          . The cost of the day care shall be paid by  Father  Mother, except that [                  %] of the cost shall be paid by the other parent.

C. Other Costs:  Father  Mother shall pay \$                                   per month for the following other costs or special needs: \_\_\_\_\_

D. Health Insurance: Both parents shall be ordered to maintain any health insurance on the minor child(ren) which is available through a present or future employer or other organization; provided that the employer or other organization pays part or all of the premiums. If the child receives services from the Indian Health Service or its contracting entity, then this requirement is waived.

E. Tax Exemptions:  Father  Mother shall have the right to claim the child(ren) as exemption(s) for federal income tax purposes. Provided, however, that the parent required to pay support may claim exemption(s) for federal income tax purposes only if he/she is current in the payment of support; provided further, that the parent receiving child support shall annually sign the necessary consent forms to permit the parent required to pay support to claim the child(ren) as exemption(s) for federal income tax purposes.

VI. OTHER TERMS AND CONDITIONS

These additional terms and conditions shall apply to the extent they do not conflict with any special restrictions or conditions set forth above or by Court order.

A. Except in the event of illness, injury, or other form of emergency, neither parent will deny the minor child access to the other parent during their scheduled period as a form of punishment or acceptance of a child's preference to cancel. Neither parent will schedule activities which conflict with the other parent's time with the children without that parent's permission.

- B. The custodial parent will transfer the children in a neat, clean manner and properly fed (unless requested otherwise).
- C. Each parent shall be accorded equal access to all medical and educational records, documents, images, and formats; and shall provide written authorization of full access to the other parent, as may be required by the person, agency or institution maintaining any counseling, treatment, or other such records and files. Information concerning minor medical or emergency medical procedures will be shared as soon as possible with the other parent.
- D. Both parents may attend any school, religious, or community activity in which the children participate regardless of which parent has overall responsibility for the supervision, payment, transportation, etc. of such activity. Either parent may enter the children into additional activities considered safe and age appropriate, which occur exclusively during that parent's scheduled period of access, and do not involve the other parent's time or money. Neither parent however, may enroll the children into any activity which involves the other parent's participation or resources without first obtaining the other parent's written consent.
- E. Use of Alcohol/Illegal Substances Prohibited. The parent exercising custody of the children shall not possess any illegal drugs (or drugs that are illegal without a prescription) or contraband, and shall not consume in excess any alcohol, drugs or medications which could cause an adverse or impaired effect, or any combination of alcohol, drugs and/or medications which could result in an adverse or impaired effect. This prohibition also applies to household members, family members, or associates in the child's presence while in the home. The minors shall not be exposed to second hand smoke while in the parent's residence or vehicles.
- F. Communication. Parents shall maintain respectful communications with each other and shall avoid disparaging the other parent and their families to the children. Parents shall communicate directly with each other on matters concerning the child and may not use the child or significant others as a messenger between them. Parents shall not communicate about the child in the child's presence.
- (1) All parties are prohibited from making extrajudicial statements or otherwise discussing the issues in this matter with the minor in any oral or written manner (including electronic communications and social media). Extrajudicial statements are oral or written statements made outside of court proceedings and are generally subject to hearsay rules and objections if the party making the statement knows or reasonably should know that it will have a substantial likelihood of materially prejudicing the proceedings.
  - (2) This order prohibits the parties' discussion of issues in this matter in any social media or other electronic or digital forum or format.
  - (3) Petitioner and Respondent are further prohibited from discussing the issues in this matter with third parties if (1) they are not a party to this case; and (2) they do not provide a legal, educational, medical, dental, spiritual, or other service that creates a confidential service provider-client relationship.
  - (4) This order shall not be construed to prohibit contact between the parties and their respective advocates or counselors, nor is it intended to prohibit discussion between the parties that

would be protected by applicable provider-client confidentiality (such as doctor-patient confidentiality).

(5) This order shall not be construed to prohibit discussion between the parties and a government agency performing an inquiry or investigation.

- G. Vacations/Out of State Travel. The parents shall provide each other with travel plans (dates and times, carriers, hotels, and phone numbers) as soon as they become known to the traveling parent. The traveling parent shall telephone or will have the child(ren) phone the other parent the day of arrival, as well as other times throughout the vacation. Parents shall also exchange email addresses and allow email exchanges with the children.
- H. Permissions. Parents shall not unreasonably withhold permission for a child's activity, including international travel, completing required documentation for travel, summer camp, medical attention, or other activities.
- I. Babysitter. Before a babysitter or other childcare provider is called to provide care for a child, the parent seeking such care shall immediately advise the other parent by phone, email, text or other appropriate means and give that parent the opportunity to provide such care unless restrictions on that parent's visitation or interaction with the child exist.
- J. Grandparent Visitation. Neither parent shall unreasonably deny the children's access to maternal and paternal grandparents and other close family; provided, such grandparent or family member does not have a history of violence or child abuse or neglect and agrees to abide by all conditions set forth herein. Time with grandparents or close family members shall not take place in a manner that deprives the parent exercising custody of time with the children over such parent's objections. Visitation with maternal grandparents and maternal relatives is at Mother's discretion, and visitation with paternal grandparents and paternal relatives is at Father's discretion.
- K. Per Capita Payments. The Puyallup Tribe strictly governs the distribution and management of Per Capita payments. The parents agree to manage the child's per capita payments in accordance with Puyallup Tribal Law.
- L. Relocation. If one parent plans to move at least 25 miles away, that parent must give at least 60 days written notice of the intended move to every person entitled to court-ordered residential time or visitation with the child. If the moving parent has less than 60 days to relocate (such as a military reassignment), such parent must give notice no more than five (5) days after the parent finds out about the move. The non-moving party must file an objection with this Court within 30 days of receiving such notice.
- M. Catastrophic Events. In the event of the death of a parent, the surviving parent shall immediately assume responsibility of sole custody for the child(ren) identified herein. In the event of serious, extended, or debilitating illness or injury of one parent, the other parent shall assume temporary primary care until such time such afflicted parent shall sufficiently recover to resume the responsibilities of providing adequate shared parenting.
- N. Updated Contact Information. The parties shall notify the Court *and all parties* of any change in contact information via written notice.

VII. COMPLIANCE WITH THIS PLAN

If a parent fails to comply with a provision of this plan, the other parent’s obligations under the plan are not affected. **FAILURE TO COMPLY MAY RESULT IN BEING HELD IN CONTEMPT OF COURT OR OTHER APPROPRIATE ACTION.** Neither parent may withhold visitation as a means of enforcing the terms of this Parenting Plan.

VIII. MODIFICATION

Unless an emergency exists, neither party may petition to modify this parenting plan less than 180 days from the date of its entry. Agreed changes may be made at any time and must be filed with the Court to be valid and enforceable.

If the parents cannot agree on a change, they may pursue the dispute resolution process set forth in this parenting plan.

The court will not modify a prior custody decree or a parenting plan unless it finds, upon the basis of facts that have arisen since the prior decree or plan or that were unknown to the court at the time of the prior decree or plan, that a substantial change has occurred in the circumstances of the child or the nonmoving party and that the modification is in the best interest of the child and is necessary to serve the best interests of the child.

IX. NOTICE

Any notice required or permitted in this parenting plan shall be in writing and shall be deemed given if delivered in person or if mailed, to the addresses provided by the parents in this parenting plan; provided, such notices may be delivered using electronic means when the parent being noticed waives, in writing, the formal notice required herein.

X. VALIDITY OF PLAN

Any provision of this parenting plan deemed invalid or unenforceable shall be deemed to be deleted with all remaining provisions remaining in full force and effect.

XI. SIGNATURES

By signing below, the parties acknowledge that they have reviewed and understand this parenting plan and have had the opportunity to ask the Court questions about the parenting plan.

\_\_\_\_\_  
*Father Signature*

\_\_\_\_\_  
*Mother Signature*

/s/  
\_\_\_\_\_  
*Father Print Name - Electronic Signature*

/s/  
\_\_\_\_\_  
*Mother Print Name - Electronic Signature*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Date*

**PLEASE TAKE NOTICE: THIS PARENTING PLAN IS NOT VALID UNTIL APPROVED BY A PUYALLUP TRIBAL JUDGE .**

**IN THE COURT OF THE PUYALLUP TRIBE OF INDIANS  
FOR THE PUYALLUP INDIAN RESERVATION  
TACOMA, WASHINGTON**

In re:

\_\_\_\_\_  
*Name(s) of Minor Child(ren) or Vulnerable Tribal Adult*

\_\_\_\_\_  
*DOB(s)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff(s)/Petitioner(s),

v.

\_\_\_\_\_  
\_\_\_\_\_  
Defendant(s)/Respondent(s).

Case No. PUY-CV-\_\_\_\_\_

**REQUEST FOR COURT CLERK TO  
EFFECT SERVICE OF PROCESS BY  
CERTIFIED MAIL**

**NOTICE TO PLAINTIFF(S)/PETITIONER(S)**

1. Plaintiff(s)/Petitioner(s) may use this form when: (1) you are filing a new or amended civil complaint/petition with this Court and (2) you want the Court Clerk to effect service of process on the other party(ies) by certified mail/return receipt.
2. Note: The Court Clerk cannot complete service of process by personal service on your behalf; personal service on the other party(ies) is your responsibility to arrange to be accomplished in accordance with Puyallup Tribal Civil Procedures Code § 4.08.100(a).
3. For the Court Clerk to fulfill your request, you must provide the name and mailing address of the other party(ies) where the certified mail will be directed. If you do not or cannot provide a mailing address for the other party(ies) at the time of filing, then the Court Clerk must reject your request.
4. COVID-19 Delays Service: In light of the COVID-19 pandemic, the Court has found that service of process by certified mail/return receipt may take sixty days or more to be accomplished. As a result, the Court must schedule hearings at least sixty days out to fulfill your request.

**COMES NOW**, Plaintiff(s)/Petitioner(s) and requests the Clerk of the Court to effect service of process on Defendant(s)/Respondent(s) by certified mail, return receipt requested, in accordance with Puyallup Tribal Civil Procedures Code § 4.08.100(b).

The Defendant(s)/Respondent(s) last known mailing address(es) is(are):

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**IF THE CERTIFIED MAIL IS RETURNED AS “UNDELIVERABLE,” “UNCLAIMED,” OR FOR OTHER REASONS, THE COURT CLERK WILL NOT ATTEMPT REDELIVERY (EXCEPT DUE TO TYPOGRAPHICAL ERROR) UNLESS A NEW REQUEST FORM IS FILED WITH AN UPDATED MAILING ADDRESS.**

*I certify, under penalty of perjury under the laws of the Puyallup Tribe of Indians, that the foregoing statement and any attachments are true and correct to the best of my knowledge and belief. Puyallup Tribal Code § 5.12.1180.*

\_\_\_\_\_  
*Party Signature*

\_\_\_\_\_  
*Date*

/s/  
\_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*

\_\_\_\_\_  
*Co-Party Signature (if any)*

\_\_\_\_\_  
*Date*

/s/  
\_\_\_\_\_  
*Print Name – Party Electronic Signature*

\_\_\_\_\_  
*Attorney/Advocate Bar No. (if applicable)*