

**IN THE FRANKLIN COUNTY COURT OF COMMON PLEAS  
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH**

Plaintiff	Case No. _____
vs.	Judge _____
Defendant	Magistrate _____

**WARNING: This form is not a substitute for the benefit of the advice of legal counsel. It is highly recommended that you consult an attorney.**

Instructions: Pursuant to Local Domestic Rule 13, this motion and affidavit is to be filed with all requests for temporary orders in actions for divorce, legal separation, or original actions for custody or support. The motion shall be scheduled for a status conference and a non-oral hearing on temporary orders with the assigned magistrate. (Additional narrative affidavits may be required by the magistrate at the status conference.) **If more space is needed, add additional pages.**

**MOTION AND AFFIDAVIT OR COUNTER AFFIDAVIT  
FOR TEMPORARY ORDERS  
WITHOUT ORAL HEARING**

Check one box below to show whether you are filing a (A) Motion and Affidavit or (B) Counter Affidavit. If filing a counter affidavit, you may also check box (A) if you are requesting different or additional relief.

**(A) Motion and Affidavit**

\_\_\_\_\_ (name), the Movant, files this Motion and Affidavit under Civ.R. 75(N) and/or under R.C. 3109.043 to request the temporary orders checked here.

- Check only those that apply.
- |                          |  |
|--------------------------|--|
| <input type="checkbox"/> | Residential parenting rights (custody)       |
| <input type="checkbox"/> | Parenting time (companionship or visitation) |
| <input type="checkbox"/> | Child support                                |
| <input type="checkbox"/> | Spousal support (if married)                 |
| <input type="checkbox"/> | Payment of debts and/or expenses             |

THE OTHER PARTY HAS FOURTEEN (14) DAYS FROM THE DATE ON WHICH THIS MOTION IS SERVED, OR ON THE DATE DESIGNATED BY THE MAGISTRATE AT THE STATUS CONFERENCE, TO FILE A COUNTER AFFIDAVIT AND SERVE IT UPON THE PARTY WHO FILED THE MOTION. (See below)

**(B) Counter Affidavit**

Movant files this Counter Affidavit in response to a Motion and Affidavit.

**Complete the following information, whether filing Motion and Affidavit or Counter Affidavit.  
(Check all that apply)**

1.  The parties are living separately.  
Date of separation is \_\_\_\_\_.
- The parties are living together.
- The parties have no minor children. (*Skip to number 6*)
- The parties have (a) minor child(ren) who was/were born from or adopted during this relationship.  
(*List child(ren) here*)

Name	Date of birth	Living with
_____	_____	_____
_____	_____	_____
_____	_____	_____

- In addition to the above child(ren),  
Movant has \_\_\_\_\_ other biological or adopted minor child(ren).  
Other party has \_\_\_\_\_ other biological or adopted minor child(ren).  
There is/are \_\_\_\_\_ adult(s) in Movant's household.

2. Movant's child(ren) attend(s) school in:
- \_\_\_\_\_ public school district
- Other: (*Explain*) \_\_\_\_\_
- All children do not attend school in the same district. (*Explain*)  
\_\_\_\_\_  
\_\_\_\_\_

3.  Movant requests to be named the temporary residential parent and/or legal custodian of the child(ren): (*Specify child(ren) if request is not for all child(ren)*)  
\_\_\_\_\_  
\_\_\_\_\_
- Movant does not object to the other parent or party being named the temporary residential parent and/or legal custodian of the child(ren): (*Specify child(ren) if request is not for all child(ren)*)  
\_\_\_\_\_  
\_\_\_\_\_

4.  Movant has reached an agreement regarding parenting time (companionship or visitation) with the other parent or party as follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Movant wishes to exercise the following parenting time (companionship or visitation):

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Movant wishes for the other parent or party to exercise the following parenting time (companionship or visitation):

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Movant requests that the other parent or party's parenting time (companionship or visitation) be supervised: (*Explain the reason for request.*)

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Name of an appropriate supervisor \_\_\_\_\_

5.  A Court or agency has made a child support order concerning the child(ren).

Name of Court/Agency \_\_\_\_\_

Date of Order \_\_\_\_\_

SETS No. \_\_\_\_\_

6. Movant requests the Court to order the other parent or party to pay:

\$ \_\_\_\_\_ child support per month

\$ \_\_\_\_\_ spousal support per month (only if married)

\$ \_\_\_\_\_ attorney fees, expert fees, Court costs

The following debts and/or expenses:

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

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7.  Movant is willing to attend mediation.

Movant is not willing to attend mediation.



**NOTICE OF HEARING**

*(Check with local Court to obtain a hearing date and time and for scheduling procedure)*

You are hereby given notice that this Motion for Temporary Orders will come before the Court for consideration on Affidavits only, without oral testimony, before Judge/Magistrate \_\_\_\_\_, at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_, 20\_\_\_\_\_.

**CERTIFICATE OF SERVICE**

*(Check the boxes that apply)*

I delivered a copy of the:  Motion and Affidavit or  Counter Affidavit

On: (Date) \_\_\_\_\_, 20 \_\_\_\_\_

To: (Print name of other party's attorney or, if there is no attorney, print name of the party)  
\_\_\_\_\_

At: (Print address or fax number) \_\_\_\_\_  
\_\_\_\_\_

- By:
- As instructed in the Request for Service (Uniform Domestic Relations Form 31/Uniform Juvenile Form 10) filed with the Clerk of Courts
  - Regular U.S. Mail
  - Fax
  - Hand Delivery
  - Other: \_\_\_\_\_

\_\_\_\_\_  
Signature