

## WAYNE COUNTY CIRCUIT COURT CO-PARENTING ORDER

### GENERAL PARENTING TIME

**PURPOSE OF PLAN:** The following policy is for use when the parents live reasonably close to one another, the child(ren) has an established relationship with the non-custodial parent, there is no history of cohabitation, and the parties cannot otherwise agree on parenting time. The parties may mutually agree to modify this parenting-time schedule. If the parties are able to reach an agreement as to parenting time, the parties can use the blank calendars included in this guide to mark the days and times each parent will have parenting time.

**COURT'S PHILOSOPHY:** Both parents should facilitate and encourage the relationship the children have with the other parent.

#### **TIPS:**

- \*\* Make exchanges easier for your children by following predictable schedules, avoiding conflict with the other parent in front of your child(ren), and supporting your (child(ren)'s relationship with the other parent.
- \*\* The child(ren) should be permitted to take toys and/or important personal items with him/her back and forth to each parents' home. The child(ren)'s belongings shall be returned to the home of the parent who provided the item.
- \*\* Do not disparage or allow third parties to disparage the other parent to or in the presence of the child(ren).
- \*\* Do not discuss court issues with the child(ren).

#### **INFANT AND TODDLER PARENTING POLICY**

The age of a child(ren) is an important issue in determining the frequency and duration of parenting time. Earlier in a child(ren)'s development, the child(ren) will need more frequent contact with each parent, but the duration of the contact should be shorter. As a child(ren) becomes older, the contact may become less frequent but of greater duration. So, for most infants, short contacts are the best way to build relationships without overwhelming the infant with too much change in routine or environment. Each infant will have different needs and established routines that will also be considered by the Court. Examples would be whether the child(ren) is nursing, does the child(ren) go to daycare, has the child(ren) ever spent the night with grandparents or other relatives, etc.

Age:	Schedule
0 – 12 months	Two contacts of up to 2 hours each <b>AND</b> one 6 hour contact per week. <b>NO</b> overnights. If the parents are unable to agree, the days for the parenting time shall be: Monday and Wednesday 12PM to 2PM or 5:30 PM to 7:30PM Saturday or Sunday 1PM to 7PM. See Pages 3-5 for the appropriate Holiday schedule.
<b>*PARENTAL TIME OFFSET FOR THIS PLAN:</b>	
	<b>365 overnights for CP/0 overnights for NCP</b>
Age:	Schedule
12 - 36 months	Every Tuesday at 6PM until 8:30PM and alternate weekends. ALTERNATE WEEKEND time is defined as Friday 6PM until Saturday 6PM OR Saturday 6PM until Sunday 6PM See Pages 3-5 for the appropriate Holiday schedule.

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Revised: August 20, 2014

<b>*PARENTAL TIME OFFSET FOR THIS PLAN:</b>	<b>313 overnights for CP/52 overnights for NCP</b>
<b>Age:</b>	<b>Schedule</b>
<b>36 months and up</b>	Every Tuesday at 6PM until Wednesday <u>to school/daycare/ or custodial parent, no later than 10AM AND</u> alternate weekends. ALTERNATE WEEKEND time is defined as Friday 6PM until Sunday 6PM See Pages 3-5 for the appropriate Holiday schedule.
<b>*PARENTAL TIME OFFSET FOR THIS PLAN:</b>	<b>249 overnights for CP/116 overnights for NCP</b>

**Please note:** This schedule is meant to promote frequency and consistency of contact, which is important for young children. Equally important is a transitional period to prepare the child(ren) for extended time with both parents. The FOC and the Family Assessment Mediation and Education (FAME) Department can assist the parties in setting a customized parenting time schedule upon filing a Parenting Time Motion.

**Summer Break (beginning at age 12 months):** Each parent shall have one week (7 consecutive overnights) of uninterrupted parenting time each month in July and August. If the parties do not agree in writing (signed by both parties) on their summer parenting time, it shall be exercised as follows:

- The parenting time for the noncustodial parent shall commence on the second Sunday in July at 6PM and continue until the following Sunday at 6PM. In August, the parenting time shall commence on the third Sunday at 6PM and continue until the following Sunday at 6PM. The parenting time for the custodial parent shall commence on the third Sunday in July at 6PM and continue until the following Sunday at 6PM. In August, the parenting time shall commence on the second Sunday at 6PM and continue until the following Sunday at 6PM.
- Summer Parenting Time is defined as the period between the day school is dismissed at the end of the school year until the day school reconvenes in the Fall.

### **HOLIDAY PARENTING TIME SCHEDULE**

**CHILDREN AGE 0-12 MONTHS:** The non-custodial parent shall exercise parenting time on Thanksgiving, Christmas Day and Easter Sunday for three hours. If the parties are unable to agree as to the times the non-custodial parent will exercise this holiday parenting time, it shall be from 12PM– 3PM. The non-custodial parent shall exercise parenting time on the child's first birthday for three hours, based upon the work schedules of the parties.

	<b>FOR FAMILIES WITH SCHOOL-AGE CHILDREN IN COMMON (AGE 36 MOS+)**</b>		<b>FOR FAMILIES WITHOUT SCHOOL-AGE CHILDREN IN COMMON (AGE 12 – 36 MOS)</b>	
<b><u>HOLIDAY</u></b>	<b><u>EVEN YEARS</u></b>	<b><u>ODD YEARS</u></b>	<b><u>EVEN YEARS</u></b>	<b><u>ODD YEARS</u></b>
<b>Memorial Day</b>	Mother	Father	Mother	Father
<b>Fourth of July Weekend</b>	Father	Mother	Father	Mother
<b>Labor Day Weekend</b>	Mother	Father	Mother	Father
<b>Halloween</b>	Father	Mother	Father	Mother
<b>Child's Birthday</b>	Mother	Father	Mother	Father
<b>Thanksgiving Weekend</b>	Father	Mother	Father	Mother
<b>Christmas/Holiday Break</b>	See Below	See Below		
• Christmas Eve			Mother	Father
• Christmas Day			Father	Mother
• New Year's Eve			Mother	Father

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• New Year's Day			Father	Mother
Spring Break	Father	Mother		
Easter Weekend (if not included in Spring Break)	Mother	Father	Mother	Father
Mid-Winter Break	Father	Mother		

**OTHER RELIGIOUS HOLIDAYS:** The above holiday parenting time schedule includes the most common government and religious holidays recognized by most school districts. If your family practices additional religious holidays (listed or otherwise) such as Islamic, Jewish, Hindu, Buddhist, Baha', Jain, Pagan, Shinto, or Sikh parenting time shall alternate from year to year, and the time for those holidays shall be from 7:30AM – 7:30PM unless the parties agree otherwise.

**\*\* A FAMILY WITH SCHOOL-AGE CHILDREN IS DEFINED AS A FAMILY WHERE AT LEAST ONE OF THE MINOR CHILDREN IN COMMON HAS REACHED THE AGE OF 36 MONTHS. THE INTENT OF THIS PARENTING PLAN IS TO ENSURE THAT ALL CHILDREN IN COMMON ARE SPENDING HOLIDAY TIME TOGETHER.**

If the holiday and/or school break parenting time abuts a parent's regularly scheduled parenting time, the parenting time shall be continuous. Holiday and school break parenting time shall take precedence over regularly scheduled parenting time and may result in one parent having two or more weekends in a row.

#### **DEFINITIONS OF HOLIDAY PARENTING TIME**

- **Memorial Day Weekend** begins at 6PM the Friday before Memorial Day and ends at 6PM Memorial Day.
- **Fourth of July** begins at 6PM on July 3<sup>rd</sup> and ends at 6PM on July 5<sup>th</sup>.
- **Labor Day Weekend** begins at 6PM the Friday before Labor Day and ends at 6PM Labor Day.
- **Halloween:** Parenting time begins at 6PM and ends at 8PM.
- **Thanksgiving Weekend** begins at 6PM the Wednesday before Thanksgiving Day and ends at 6PM the following Sunday at 6PM.
- **Christmas Eve:** Begins December 23 at 6PM. and ends December 24 at 6PM
- **Christmas Day:** Begins December 24 at 6PM and ends December 25 at 6PM
- **New Years Eve:** Begins December 30 at 6PM and ends December 31 at 6PM
- **New Years Day:** Begins December 31 at 6PM and ends January 1 at 6PM
- **Child's Birthday:** If the child's birthday falls on a scheduled school day, parenting time shall be from 6PM until 8:30PM. If the child's birthday falls on a non-school day, parenting time shall be from 9AM to 6PM. If the child's birthday takes place on the same date as a recognized holiday, the holiday parenting time will take precedence over the birthday parenting time.
- **Easter:** If the children's Spring Break does not include Easter, Easter shall be exercised from Friday before Easter at 6PM until Easter Sunday at 6PM.
- **Mother's Day/Father's Day:** The child(ren) shall be with their mother on Mother's Day from 9AM until 6PM, and with their father on Father's Day from 9AM until 6PM.

#### **DEFINITIONS OF SCHOOL BREAK PARENTING TIME**

**\*\* THIS SCHEDULE APPLIES WHEN AT LEAST ONE OF THE MINOR CHILDREN IN COMMON HAS REACHED THE AGE OF 36 MONTHS.**

- **Spring and/or Mid-Winter Break:** The parties shall defer to the Spring and/or Mid-Winter Break schedule of the school district in which the eldest child in common primarily resides, is enrolled, or will attend. Spring and/or Mid-Winter Break parenting time shall be from 6PM on the day school is recessed until 6PM the day before school is scheduled to resume.

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• **Christmas/Holiday Break:** The parties shall defer to the Christmas/Holiday Break schedule of the school district in which the eldest child in common primarily resides, is enrolled, or will attend.

- **In Odd Numbered Years:** Father shall have parenting time from 6PM on the day that the school recesses for holiday (Christmas) Break until 6PM December 24<sup>th</sup>. Mother shall have parenting time from 6PM December 24<sup>th</sup> until 6PM December 31<sup>st</sup>. Father shall have parenting time from December 31<sup>st</sup> at 6PM until 6PM the day before school is scheduled to resume. Thereafter the normal parenting time schedule shall resume.
- **In Even Numbered Years:** Mother shall have parenting time from 6PM on the day that school recesses for winter (Christmas) Break until 6PM December 24<sup>th</sup>. Father shall have parenting time from 6PM December 24<sup>th</sup> until 6PM December 31<sup>st</sup>. Mother shall have parenting time from December 31<sup>st</sup> at 6PM until 6PM the day before school is scheduled to resume. Thereafter the normal parenting time schedule shall resume.

**Other Issues:**

- **Transportation:** Each party is responsible for picking up the children at the start of his/her parenting time. An adult that is familiar to the children may provide transportation. The child(ren) shall be secured in an appropriate child safety seat at all times while being transported in a vehicle. **NEITHER PARTY OR ANY THIRD PARTY SHALL TRANSPORT THE MINOR CHILD(REN) WITHOUT A VALID DRIVER'S LICENSE.**
- The parenting time schedule shall be exercised in a prompt manner. In the event of unforeseen circumstances, a 30 minute delay in collecting or returning the children is considered allowable, but notice of a delay is always to be given where possible. This is to be used on rare occasions and should not become routine. The custodial parent shall not withhold the non-custodial parent's parenting time due to illness of the child unless transporting the child to/from parenting time would be detrimental to the child's health/welfare and the same is documented by the child's physician.
- The custodial parent must inform the other parent of necessary medication and possible illness. The custodial parent must provide prescriptions to the non-custodial parent during his or her parenting time.
- The custodial parent shall not interfere with the non-custodial parent's right to access school and medical information in accordance with MCL 722.30.
- The parties shall cooperate when making plans for the child(ren) or enrolling the child(ren) in extracurricular activities to ensure that the activities do not interfere with the other parent's regularly scheduled parenting time, unless otherwise agreed. Violations of this provision may result in an enforcement action.
- All schedules for the child(ren)'s activities shall be exchanged with the other parent immediately upon receipt (i.e., sports, music, academics, etc.). Both parents are required to transport the child(ren) to the activity during his/her parenting time. Parents may attend a child(ren)'s extracurricular activities that occur during the other parent's scheduled parenting time, unless barred by a Court Order, Personal Protection Order, or No Contact Order.
- When you are taking your child(ren) on vacation, you must give the other parent at least one month advance written notice, unless otherwise ordered. The other parent shall be provided with an itinerary including your destination, inclusive dates of travel and a telephone number where you can be reached.
- Parents exercising parenting time need to be certain homework is completed.
- Pursuant to Public Act 600 of 2012 amended MCL 722.27a, commencing January 9, 2013 parenting time is prohibited in a nation that is not a party to the Hague Convention on the Civil Aspects of International Child Abduction unless both parents provide the court with written consent to allow parenting time in a nation that is not a party to this convention.

☐ **INTERIM ORDER**

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Revised: August 20, 2014

**NOTICE OF RIGHT TO JUDICIAL HEARING.** See Attached NOTICE OF RIGHT TO JUDICIAL HEARING that is incorporated with this Referee Recommendation and Order by reference.

XXXXXX P-

Referee recommendation date

Referee's

signature

Ref. Bar No.

**CONSENT AND WAIVER:** BY SIGNATURE BELOW, THE PARTIES/ATTORNEYS AGREE WITH THE REFEREE RECOMMENDATION AND WAIVE ANY RIGHT TO A JUDICIAL HEARING.

\_\_\_\_\_  
Plaintiff / Plaintiff's attorney

\_\_\_\_\_  
Defendant / Defendant's attorney

**Certificate of Delivery/Mailing.** A true copy of this **Recommendation** was delivered in court or mailed to the addresses of record for both parties/attorneys on (date): \_\_\_\_\_. (Signature): \_\_\_\_\_

### ORDER

☐ ☐ The Referee Recommendation is adopted as an **Interim Order** without further action. If no Objections are filed within 21 days of service of the referee recommendation, the Interim Order will be FINAL.

☐ ☐ **NO WRITTEN OBJECTIONS** to the above referee recommendation were filed with this court within 21 days of service of the referee recommendation, or the parties/attorneys have signed the Consent and Waiver. The referee recommendation is ORDERED.

☐ **WRITTEN OBJECTIONS** to the above referee recommendation were filed with this court within 21 days of service of the referee recommendation and after judicial hearing:

- ☐ Objections were withdrawn and/or the referee recommendation is ORDERED.
- ☐ Separate order is/will be presented for entry by Attorney for ☐ Plaintiff ☐ Defendant.
- ☐ Separate order will be entered by the Court.

XXXXXX

XXXXXXXXXXXXXXXXXXXXXXXXXXXX

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge's signature

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Revised: August 20, 2014

\_\_\_\_\_ vs. \_\_\_\_\_

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

**PARENTING TIME SCHEDULE WORKSHEET**

<b><u>WEEK NUMBER</u></b>	<b><u>SUNDAY</u></b>	<b><u>MONDAY</u></b>	<b><u>TUESDAY</u></b>	<b><u>WEDNESDAY</u></b>	<b><u>THURSDAY</u></b>	<b><u>FRIDAY</u></b>	<b><u>SATURDAY</u></b>
Week No. 1							
Week No. 2							
Week No. 3							
Week No. 4							
Week No. 5							

**We hereby agree to adopt the above parenting time schedule:**

\_\_\_\_\_  
**Plaintiff**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Attorney for Plaintiff      P-Number**

\_\_\_\_\_  
**Attorney for Defendant      P-Number**

**Dated:** \_\_\_\_\_

**Dated:** \_\_\_\_\_

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