

IN DISTRICT COURT, _____ COUNTY, NORTH DAKOTA

Plaintiff,

vs.

Defendant.

AFFIDAVIT IN SUPPORT OF
RETURN TO MOTION FOR
VISITATION ASSISTANCE

Civil No. _____

DATE: _____

COUNTY OF _____

STATE OF NORTH DAKOTA

My name is _____. In answering the following questions, I understand that I am under oath and that I must tell the truth.

1. A Protection Order/Restraining Order involving me or the other party and/or the child(ren):

☐ is not currently in effect in any state.

☐ is in effect from _____ County, in the State of _____ and its file number is _____.

2. The following child(ren) are involved in this case (attach another sheet if necessary):

Name of Child	Date of Child	My relationship to Child

3. The child(ren) live in the State of _____, and have lived there since the month of _____, 20____. The child(ren) live with _____, who is related to them as _____.

The address of the child(ren):

Street Address: _____

City/State/Zip: _____

I have ☐ have not ☐ attended a children of divorce class (Check one please)

4. The other party has stated that there is a visitation problem. My response to that statement is: _____
- _____
- _____
- _____
- _____

FOR ITEMS 5-14 CHECK OFF ONLY THOSE THAT APPLY

- I. If you only want the court to enforce the court order.

- ☐ 5. I believe that it is in the best interests of the child(ren) that the existing visitation order remain the same because: _____
- _____
- _____
- _____
- _____

- II. If the other party wants to change the existing order.

The other party has stated that there are reasons which were unknown to the Court, or that have arisen since the last Court Order that dictate that a change in the current visitation schedule would be in the best interests of the minor children. What is your response to the reasons given?: _____

☐

6.

I believe that it is in the best interests of the child(ren) that the existing visitation order be changed from “reasonable visitation” to the following specific visitation schedule:

Weekends: _____

Week nights or after school: _____

Holidays: _____

Summer: _____

School Holidays: _____

Telephone Contact: _____

Mail/electronic contact: _____

Other: _____

☐

7.

I believe that it is in the best interests of the child(ren) that the existing visitation schedule should be changed to the following specific schedule:

Weekends: _____

Week nights or after school: _____

Holidays: _____

Summer: _____

School Holidays: _____

Telephone Contact: _____

Mail/electronic contact: _____

Other: _____

☐ 8. I ask that the existing visitation order be changed to provide for drop offs and pick ups of the child(ren) to occur at a visitation exchange center, and for both parties to be ordered to follow the rules of the visitation exchange center, because: _____

☐ 9. I ask that the existing order be changed to provide for the transportation of the child(ren) for visitation as follows: _____

because _____

☐ 10. I believe that it is in the best interests of the child(ren) that the existing visitation order be changed to require supervised visitation because: _____

☐ 11. I believe that it is in the best interests of the child(ren) that the existing order be changed to allow unsupervised visitation because: _____

III. Costs.

☐ 12. I ask that the other party be ordered to pay me for my Court costs and attorney fees which total \$_____, because: _____

☐ 13. I ask the Court to order the other party to pay me for my other expenses which total \$_____ because the other party disobeyed the visitation order, and caused me to have these expenses that I would not have otherwise had.

☐ 14. I believe the following information would be helpful to the Court in understanding the visitation problem: _____

Dated this _____ day of _____, 20____.

My Signature
(Sign only in presence of notary public or Clerk of Court)

Street Address

City/State/Zip

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public or Clerk of Court