INSTRUCTIONS FOR PETITION TO MODIFY A CUSTODY ORDER

These instructions will help you file and set up a hearing with a Custody Conference Officer for modification of a current custody order.

Before you begin, read completely these instructions.

COSTS

There are court costs which you may be required to pay.

The <u>first cost</u> is the <u>fee for filing</u> the custody modification with the Court, which is Twenty Dollars (\$20.00).

There is also a fee for sending a copy of the petition, certified mail, to the other parent. You are responsible for these costs.

There is a fee for making copies of the petition. You may be responsible for these copies.

There are also <u>costs</u> for the <u>Conference Officer's Conference</u>. These can run One Hundred Dollars (\$100.00) or more. <u>You may be required to pay some or all of the Conference Officer's fees</u>. These costs are usually divided between the parties.

You should consider these fees before you go further.

The Petition to Modify must be in compliance with the Public Access Policy of the Unified Judicial System of Pennsylvania. THIS MEANS THE PETITION CANNOT CONTAIN THE FULL NAMES OF MINORS OR THEIR DATES OF BIRTH. THE REQUIRED CONFIDENTIAL INFORMATION FORM WITH INSTRUCTIONS IS INCLUDED IN THIS PACKET. THE INSTRUCTIONS MUST BE FOLLOWED AND THE INCLUDED CERTIFICATION SIGNED BY THE FILING PARTY ACKNOWLEDGING THEIR COMPLIANCE.

THE CONFIDENTIAL INFORMATION FORM MUST BE FILED TOGETHER WITH THE PETITION TO MODIFY, AND A COPY PROVIDED TO THE OPPOSING PARTY.

COMPLETE THE FORMS

Order. Fill in only the top of the Order form. DO NOT date it.

Petition. Fill it out completely. Do not leave any blank spaces. Here are some suggestions:

At the top left, you are the "petitioner". The other parent is the "respondent".

At the top right, fill in the county in which you are filing. Write the same Civil Number as the latest Court Order.

Fill in the current address for both parents. You will need a current address before there can be any hearing.

To complete #3, write in the <u>date</u> of the <u>most recent Court Order</u> on custody. You must attach a copy of the most recent custody order.

To complete #4, explain briefly how you want the Order modified.

Sign your name at the bottom. You are proceeding "pro se". This means you are acting on your own and have no attorney.

<u>Criminal Record/Abuse History Verification ("Verification").</u>

The verification shows the Court any criminal or abuse record of the parties involved in the case and anyone living with them. The attached form must be completed and filed for any adult person living in the household. A blank form must be attached and served with the Petition for completion by the opposing party.

FILING AND SERVICE

Once the papers are completely and properly filled out, they must be filed and served. **READ THE FOLLOWING INSTRUCTIONS COMPLETELY.**

Preparing to file.

You will need the <u>original and three (3) copies</u> of all the following: Order of Court Appointing Conference Officer; Petition to Modify <u>with</u> a copy of the most recent custody order attached; and the completed Confidential Information Form.

You will need the <u>original and three (3) copies</u> of your completed Criminal Record/Abuse History Verification. You will also need <u>one blank copy</u> of the Criminal Record/Abuse History Verification.

Filing.

The Office of the Prothonotary is on the first floor of the Courthouse in both Columbia and Montour Counties.

To file, you need to hand the original and all of the copies to the Clerk.

If you do not have the proper number of copies, the Clerk can make those copies for a fee.

Filing fee.

There is a \$20.00 fee for filing the Petition to Modify. You must pay the filing fee at the time you file.

Return of Petition

After the filing fees are paid, the Clerk will return:

One copy of the Order of Court Appointing Conference Officer and Petition to Modify along with the Confidential Information Form and the completed Criminal Record/Abuse History Verification to you for your records and

One "certified" copy of the Order of Court Appointing Conference Officer and Petition to Modify; the Confidential Information Form; the completed Criminal Record/Abuse History Verification; and the blank copy of the Criminal Record/Abuse History Verification for you to serve on the other party. (The "certified" copy is proof that it is an accurate copy of the papers filed in the Courthouse.)

One copy of the paperwork will be forwarded to the Conference Officer by the Clerk to be scheduled for a hearing.

Service of the Petition.

You must give the other party (parent) legal notice that you have filed for modification. This type of notice is known as "service". Service of the custody papers is your responsibility.

To do service, you must send the certified copy of the custody papers by:

<u>Certified Mail</u>: the addressee <u>must</u> be the Defendant, return receipt requested, restricted delivery, to be signed by the ADDRESSEE ONLY. The Post Office can help you send Certified Mail.

<u>Personal Service</u>: by an individual eighteen years of age or older who is neither a party to the action nor an employee or a relative of a party who will fill in and sign the Affidavit of Service.

Acceptance of Service: by handing a copy to the Defendant and having the Defendant fill in and sign the Acceptance of Service form.

Service must be made within thirty (30) days from the date the custody papers are filed in the Prothonotary's office.

Proof of Service.

<u>After</u> service is made, complete the Certificate of Service explaining how service was made on the other party and file with the Prothonotary:

Certificate of Service with mailing receipt attached (for certified mail) OR

Affidavit of Service (for personal service by another adult individual) OR

Acceptance of Service (hand delivered with defendant's signature)

Once you receive the green card back from the certified mail, put your case number on the card and bring it to the Prothonotary's Office to be attached to the Certificate of Service previously filed.

A hearing may not be scheduled until the Proof of Service is filed.

CONFIDENTIAL INFORMATION FORM



Instructions for Completing the Confidential Information Form

The following information is confidential and shall not be included in any document filed with a court or custodian, except on a Confidential Information Form filed contemporaneously with the document:

- 1. Social Security Numbers
- 2. Financial Account Numbers, except an active financial account number may be identified by the last four digits when the financial account is the subject of the case and cannot otherwise be identified. "Financial Account Numbers" include financial institution account numbers, debit and credit card numbers, and methods of authentication used to secure accounts such as personal identification numbers, user names and passwords.
- 3. Driver License Numbers
- 4. State Identification (SID) Numbers
- 5. Minors' names and dates of birth except when a minor is charged as a defendant in a criminal matter (see 42 Pa.C.S. § 6355). "Minor" is a person under the age of eighteen.
- 6. Abuse victim's address and other contact information, including employer's name, address and work schedule, in family court actions as defined by Pa.R.C.P. No. 1931(a), except for victim's name. "Abuse Victim" is a person for whom a protection order has been granted by a court pursuant to Pa.R.C.P. No. 1901 et seq. and 23 Pa.C.S. § 6101 et seq. or Pa.R.C.P. No. 1951 et seq. and 42 Pa.C.S § 62A01 et seq. If necessary, this information must be provided on the separate Abuse Victim Addendum. Please note there are separate instructions for the completion of the Addendum located on the form.

Please note this form does not need to be filed in types of cases that are sealed or exempted from public access pursuant to applicable authority (e.g. juvenile, adoption, etc.).

- The best way to protect confidential information is not to provide it to the court. Therefore, only provide confidential information to the court when it is required by law, ordered by the court or is otherwise necessary to effect the disposition of a matter.
- Do not include confidential information in any other document filed with the court under this docket.
- If you need to refer to a piece of confidential information in a document, use the alternate references. If you need to attach additional pages, sequentially number each alternate reference i.e. SSN 3, SSN 4, etc.
- This form, and any additional pages, must be served on all unrepresented parties and counsel of record.

A court or custodian is not required to review or redact any filed document for compliance with the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. A party's or attorney's failure to comply with this section shall not affect access to case records that are otherwise accessible.

If a filed document fails to comply with the requirements of the above referenced policy, a court of record may, upon motion or its own initiative, with or without a hearing, order the filed document sealed, redacted, amended or any combination thereof; a magisterial district court may, upon request or its own initiative, redact, amend or both. A court of record may impose sanctions, including costs necessary to prepare a compliant document for filing in accordance with applicable authority.

CONFIDENTIAL INFORMATION FORM



Case Records Public Access Policy of the Unified Judicial System of Pennsylvania 204 Pa. Code § 213.81 www.pacourts.us/public-records

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Pursuant to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania, the Confidential Information Formshall accompanya filing where confidential information is required by law, ordered by the court, or otherwise necessary to effect the disposition of a matter. This form, and any additional pages, shall remain confidential, except that it shall be available to the parties, counsel of record, the court, and the custodian. This form, and any additional pages, must be served on all unrepresented parties and counsel of record.

This Information Pertains to:	Confidential Information:	References in Filing:		
(full name of adult)	Social Security Number (SSN):	Alternative Reference: SSN 1		
OR This information pertains to a	Financial Account Number (FAN):	Alternative Reference: FAN 1		
minor with the initials of and the full name of	Driver License Number (DLN):	Alternative Reference: DLN 1		
(full name of minor) and date of birth:	State of Issuance:			
and gate of ordin.	State Identification Number (SID):	Alternative Reference: SID 1		
(full name of adult)	Social Security Number (SSN):	Alternative Reference: SSN 2		
OR This information pertains to a	Financial Account Number (FAN):	Alternative Reference: FAN 2		
minor with the initials of and the full name of	Driver License Number (DLN):	Alternative Reference: DLN 2		
(full name of minor) and date of birth:	State of Issuance:			
	State Identification Number (SID):	Alternative Reference: SID 2		

CONFIDENTIAL INFORMATION FORM



Additional page (if necessary)

This Information Pertains to:	Confidential Information:	References in Filing:		
(full name of adult)	Social Security Number (SSN):	Alternative Reference:		
OR This information pertains to a	Financial Account Number (FAN):	Alternative Reference:		
minor with the initials of and the full name of	Driver License Number (DLN);	Alternative Reference: DLN		
(full name of minor) and date of birth:	State of Issuance:			
	State Identification Number (SID):	Alternative Reference: SID		
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(full name of adult)	Social Security Number (SSN):	Alternative Reference:		
OR This information pertains to a	Financial Account Number (FAN):	Alternative Reference:		
minor with the initials of and the full name of	Driver License Number (DLN):	Alternative Reference: DLN		
(full name of minor) and date of birth:	State of Issuance:			
(1)	State Identification Number (SID):	Alternative Reference: SID		

CONFIDENTIAL INFORMATION FORM



	Additional page(s) attached	total pages are attached to this filing.
Judicial System of		e Case Records Public Access Policy of the Unified ential information and documents differently than non-
	ney or Unrepresented Party	Date
Name:	3 (1 -)	Attorney Number: (ifapplicable)
Address:		Telephone:
		Email:

NOTE: Parties and attorney of record in a case will have access to this Confidential Information Form. Confidentiality of this information must be maintained.

	*	IN THE COUR	T OF COMMON PLEA	\S
PLAINTIFF	*		DISTRICT OF	
	*	PENNSYLVAN		
	*	COLUMBIA C	OUNTY BRANCH	
VC	*			
VS.	*			
	*	CIVIL ACTION	N – CUSTODY	
DEFENDANT	*	NO.	OF 20	
ORDER OF COURT A	APPOINT	ING CONFERENC	CE OFFICER	
AND NOW, to wit, this	day of		, 20 , th	e within
AND NOW, to wit, thisnatter is hereby referred to Marks, Mc	Laughlin,	Dennehy and Pio	ntek / Alicia Marinos	, Esquire
as Conference Officer, for further proce	edings.			
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f you fail to appear as provided by orde gainst you or the court may issue a wa			der for custody may b	e entered
gainst you of the court may issue a wa	mani ioi y	our arrest.		
You must file with the court a verification	_	•	-	
yourself and anyone living in your hou			_	
court (including, but not limited to, a co			officer or judge or con-	ciliation)
but not later than 30 days after service	of the com	iplaint or petition.		
No party may make a change in the res	idence of	any child which s	ignificantly impairs th	he ability
of the other party to exercise custodial				
provisions of 23 Pa.C.S. § 5337 and Pa	_			
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YOU SHOULD TAKE THIS PAPER TO YOU				
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he Court of Common Pleas of Columbia Cour				
act of 1990. For information about accessible				
ndividuals having business before the court, pl				
hours prior to any hearing or business before the	e court. Yo	u must attend to sche	duled conference or hearing	ng.
		BY THE P		

			IN THE COURT OF COMMON PLEAS
	PLAINTIFF	*	26TH JUDICIAL DISTRICT
		*	COUNTY BRANCH, PA
	VS.	*	·
		*	
		*	CIVIL ACTION – CUSTODY
	DEFENDANT	*	NOOF 20
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	PETITION FOR MO	DIFICATI	ON OF A CUSTODY ORDER
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1)	The Petitioner is at The Respondent is at On Court, a true and correct copy of a part hereof.	, an	, who reside
1) 2) 3)	The Petitioner is at The Respondent is at On Court, a true and correct copy of a part hereof.	, an of which is minal Reco	, who reside who reside who reside Order of Custody was entered by this attached hereto, marked Exhibit "A" and ma
1) 2) 3) 4)	The Petitioner is at The Respondent is at On Court, a true and correct copy of a part hereof. Petitioner has attached the Crir pursuant to Pa.R.C.P. No. 1915	, an of which is minal Reco	Order of Custody was entered by this attached hereto, marked Exhibit "A" and ma

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VHEREFORE, Petitioner : Officer for a conference to		that this Court refer the matter to a Conference g custody Order.
		(Petitioner Signature) Pro S
		(Date
		(Print Name
		(Address
		(City, State, Zip
		(Telephone
	VER	IFICATION
I verify that the stater		petition are true and correct. I understand that
-		to the penalties of 18 Pa. C.S. §4904, relating to
	unsworn falsif	ication to authorities.
	Date	Petitioner

	OURT OF COMMON PLE	AS OF	COLUMBIA	COUNTY,	PENNSTLVA
laintiff		ī			
•		•	No.	STODY	
efendar	nt		No.		<i>:</i>
	CRIMINAL RECOR	D ABUS	SE HISTORY	VERIFICATION	
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enalties	of law including 18 Pa.C.S.	~			
djudicate	ed delinquent where the re	cord is put	nvicted or pled blicly available		enile Act, 42
djudicate a.C.S. §		cord is pub ving crimes	nvicted or pled blicly available s in Pennsylva	guilty or pled no co pursuant to the Juv nia or a substantial	enile Act, 42
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Custody Form 3 Criminal Record/Abuse History Verification Pa.R.C.P. 1915.3-2(c) AOPC 4.18.16

			· . ·	Date of conviction,	
Check ill that apply	<u>Crime</u>	<u>Self</u>	Other household <u>member</u>	guilty plea or no contest plea, or pending <u>charges</u>	Sentence
	18 Pa.C.S. § 2709.1 (relating to stalking)				· · · · · · · · · · · · · · · · · · ·
	18 Pa.C.S. § 2901 (relating to kidnapping)			,	
	18 Pa.C.S. § 2902 (relating to unlawful restraint)			· · · · · · · · · · · · · · · · · · ·	
	18 Pa.C.S. § 2903 (relating to false imprisonment)				<u>, , , , , , , , , , , , , , , , , , , </u>
	18 Pa.C.S. § 2910 (relating to luring a child into a motor vehicle or structure)			ق ت د	······································
	18 Pa.C.S. § 3121 (relating to rape)				· · · · · · · · · · · · · · · · · · ·
	18 Pa.C.S. § 3122.1 (relating to statutory sexual assault)				Language (*)
	18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)		. 🗆		
	18 Pa.C.S. § 3124.1 (relating to sexual assault)			· ==== #	
	18 Pa.C.S. § 3125 (relating to aggravated indecent assault)			<u> </u>	
	18 Pa.C.S. § 3126 (relating to indecent assault)	,		Variatione ri	

•			1.	conviction, guilty plea or	• .
Check all that apply	<u>Crime</u>	<u>Self</u>	Other household <u>member</u>	no contest plea, or pending <u>charges</u>	<u>Sentence</u>
	18 Pa.C.S. § 3127 (relating to indecent exposure)			· · · · · · · · · · · · · · · · · · ·	**************************************
	18 Pa.C.S. § 3129 (relating to sexual intercourse with animal)			, in the second of the	9 5
	18 Pa.C.S. § 3130 (relating to conduct relating to sex offenders)			,, , , , , , , , , , , , , , 	
	18 Pa.C.S. § 3301 (relating to arson and related offenses)				18-2
	18 Pa.C.S. § 4302 (relating to incest)				<u> </u>
	18 Pa.C.S. § 4303 (relating to concealing death of child)			e g garage de de s	yo dadada
	18 Pa.C.S. § 4304 (relating to endangering welfare of children)			en marina de mercada. Empresa de mercada	The second secon
	18 Pa.C.S. § 4305 (relating to dealing in infant children)			And the second s	1941 2 - 1941 1
	18 Pa.C.S. § 5902(b) (relating to prostitution and related offenses)			á missús i ma k	
	18 Pa.C.S. § 5903(c) or (d) (relating to obscene and other sexual materials and performances)			, <u></u>	

Date of

Check all that apply	<u>Crime</u>	<u>Self</u>	Other Household <u>Member</u>	conviction, guilty plea or no contest plea, or pending charges	<u>Sentence</u>
	18 Pa.C.S. § 6301 (relating to corruption of minors)			,, - ,, , ,	; <u></u> ,
	18 Pa.C.S. § 6312 (relating to sexual abuse of children)				4 2 1 42 1 132 2 3
	18 Pa.C.S. § 6318 (relating to unlawful contact with minor)				12 22 - 12 - 1
	18 Pa.C.S. § 6320 (relating to sexual exploitation of children)		. Ö		25, 25, 15, 1 ;
	23 Pa.C.S. § 6114 (relating to contempt for violation of protection order or agreement)			The second secon	9 -1
	Driving under the influence of drugs or alcohol				· -
	Manufacture, sale, delivery, holding, offering for sale or possession of any controlled substance or other drug or device			,	The second secon
member o	Unless indicated by my check of my household have a history ency including the following:	ing the b , of viole	ox next to an i nt or abusive o	item below, neither l conduct or involveme	nor any other ent with a Children
Check all that apply			<u>Self</u>	Other Household <u>Member</u>	<u>Date</u>
	A finding of abuse by a Child Agency or similar agency in or similar statute in another j	Pennsylv	vania 📉		

Check all that apply		<u>Self</u>	Other Household <u>Member</u>	<u>Date</u>
	Abusive conduct as defined under the Protection from Abuse Act in Pennsylvania or similar statute in another jurisdiction.	a 🗌		4 - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2 -
□ .	Involvement with Children & Youth or similar agency in Pennsylvania or another jurisdiction. Where?			 .
	Other:			
	Please list any evaluation, counseling or other or finding of abuse.	er treatmen	t received followi	ng
 				
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person's na	f any conviction above applies to a househo ame, date of birth, and relationship to the chi	ld.		
5. If have a crim	f you are aware that the other party or memi inal record/abuse history, please explain:	pers of the	other party's hous	sehold has or
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or belief.	t the information above is true and correct to understand that false statements herein § 4904 relating to unsworn falsification to a Signature	to the best are made outhorities.	of my knowledge	e, information
Date:	Printed Na	ame		
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IN THE COURT OF COMMON PLEAS 26TH JUDICIAL DISTRICT COLUMBIA COUNTY, PENNSYLVANIA CIVIL ACTION – LAW

Plaintiff v.	: : : NO.:
Defendant	
CERTIFICATE OF S	SERVICE - U.S. FIRST CLASS MAIL
Ι,	, plaintiff/defendant herein, do verify and say that
on theday of	20, I did deliver for mailing at
the U.S. Post Office, a true and cor	rect copy of the (check one):
Complaint for Custo	ody
Petition to Modify C	Custody
Petition for Contem	pt
to be served upon	, plaintiff/defendant herein, at
the following address:	
	ery, postage prepaid, for which a Certificate of
Mailing is attached hereto and made	e a part hereof.
The above referenced document(s)	were received by the defendant on:
	in this document are true and correct. I understand e subject to the penalties of 18 Pa. C. S. §4904 authorities.
	Signature
Data	Printed Name

IN THE COURT OF COMMON PLEAS 26TH JUDICIAL DISTRICT COLUMBIA COUNTY, PENNSYLVANIA CIVIL ACTION – LAW

Plaintiff	
v.	: NO.:
Defendant	: :
AFFIDAVIT OF SE	RVICE - PERSONAL SERVICE
Ι,	(name of person making service), do verify
and say that I served the defendant,	· · · · · · · · · · · · · · · · · · ·
with a true and correct copy of the (ch	eck one):
Complaint for Custody	· ,
Petition to Modify Cus	stody
Petition for Contempt	
WHERE:	
HOW:	
WHEN:	·
	nis document are true and correct. I understand that ect to the penalties of 18 Pa. C. S. §4904 relating to
	Signature of Person Making Service
Date:	Printed Name of Person Making Service

IN THE COURT OF COMMON PLEAS 26^{TH} JUDICIAL DISTRICT COLUMBIA COUNTY, PENNSYLVANIA CIVIL ACTION – LAW

v.	Plaintiff Defendant	: : NO.:
	<u>ACCEPTAN</u>	NCE OF SERVICE
I,	, plaintiff/defendant herein,	
on the	day of	, 20, hereby accept service of
the (check	cone):	·
_	Complaint for Custody Petition to Modify Custod Petition for Contempt	y
·		Signature
Date:		Printed Name