| STATE OF NORTH DAKOTA | | | | IN DISTRICT COURT | |
|-----------------------|-------|------------------------------------|---------|---|--|
| COUNTY OF | | | | JUDICIAL DISTRICT | |
| (Plaint | | |) | Case No | |
| (i iaiii | , | PLAINTIFF, |) | | |
| Vs | | · <u> </u> |) | MOTION TO MODIFY PRIMARY | |
| | | |) | RESIDENTIAL RESPONSIBILITY | |
| | | |) | (No Written Agreement) | |
| (Defer | ndan | nt) |) | | |
| | | DEFENDANT. |) | | |
| 1. | | | | (<i>Name</i>), □Plaintiff/ | |
| □Defe | -nda | ant (choose one) in the above-ca | ntione | ed civil case, makes this motion to the Court for | |
| | 21140 | ant (enouse one), in the above ou | ptione | a divired se, makes this motion to the court for | |
| an ord | ler o | of the Court to modify primary res | sidenti | ial responsibility under North Dakota Century | |
| Code S | Secti | ion 14-09-06.6. | | | |
| 2. | Wł | nerefore, □Plaintiff/□Defendant | t (choc | ose one) respectfully moves the Court for the | |
| follow | ing: | | | | |
| | a. | An order finding that the ☐Plair | ntiff/□ | Defendant (choose one) met their initial | |
| | | burden of establishing a prima f | acie ca | ase justifying modification of primary | |
| | | residential responsibility and or | dering | an evidentiary hearing. | |
| | b. | For an order following an evider | ntiary | hearing finding that a material change in | |
| | | circumstances has occurred and | l modi | fication of primary residential responsibility | |
| | | serves the best interests of the | parties | s' minor children, namely (list each child's | |
| | | initials and year of birth) | | | |
| | | | | | |
| | | | | · | |

| | c. | For an order modifying the □Judgment/□ | Amended Judgment |
|----------|-----------|---|--|
| | | (choose one – if an amended judgment, fill in t | the number; i.e. First, Second) in the |
| | | above-captioned civil case to give the □Plaint | iff/□Defendant (choose one) primary |
| | | residential responsibility of the parties' minor | children. |
| | d. | For an order modifying child support provision | ns of the Judgment in the above- |
| | | captioned civil case consistent with the Court' | s modification of primary residential |
| | | responsibility and in an amount as required by | the North Dakota Child Support |
| | | Guidelines. | |
| 3. | Th | is motion is based on the brief and affidavits file | ed in support of this motion, all the |
| files ar | nd r | ecords in the above-captioned civil case, togeth | ner with any evidence to be produced |
| at a he | earir | ng. | |
| | | | |
| | Da | ted, 20 | |
| | | | |
| (Movii | ng P | arty Signature) | |
| (Movii | na P | arty Printed Name) | |
| ` | J | , | |
| (Addre | ess) | | |
| (City, S | State | e, Zip Code) | |
| | | | |
| (Telep | hon | e Number) | |
| | | | |