

CUSTODY CHANGES during MILITARY DEPLOYMENT

RECENTLY ACTIVATED MILITARY PERSONNEL:

Do you have an Order for Parental Rights and Responsibilities and Or Parent Child Contact and have recently been called up for military duty?

The Vermont Family Court realizes that many of you may have been called to active duty, both at home and abroad. Often there is not much time for you to get your affairs in order before you are deployed.

If you have an existing Order dealing with either custody of your children or contact (visitation) with them, the following information is offered to assist you in addressing issues involving your children in a timely manner.

Modification of Parental Rights and Responsibilities or Parent Child Contact Orders:

- If you have been mobilized and you have an existing Order concerning your children that address either Parental Rights and Responsibilities (Custody) and/or Parent Child Contact (Visitation) that will be affected by your mobilization, you may file a Motion to Modify the Order.
- You should **obtain the following forms**, either from the court or from the judiciary website at: www.vermontjudiciary.org:
 - Motion to Modify Parental Rights and Responsibilities/Parent Child Contact
 - Supporting Affidavit
 - ***The Affidavit must be signed in front of a notary public***
 - If you are able to reach an agreement with your spouse on this change, please request: "Stipulation and Amended Order RE: Parental Rights and Responsibilities"

You should attach the following documents to the Motion:

- Copy of your Military Order of Deployment.
- Any other supporting information that the court would find helpful.

The court will help you to serve these papers.

Bring these forms and documents to the Court for filing. The court will help you to serve these papers. There is no charge for this filing.

See Pamphlet #15 **Divorcing Someone in the Military** and #32 **Modification of Court Orders** for further information.

**You can obtain helpful information, as well as court forms at:
www.VermontJudiciary.org.**