

STATE OF INDIANA) IN THE _____ COURT
) SS:
COUNTY OF _____) CAUSE NO. _____

IN RE THE MARRIAGE OF:)
)
 (parent's name))
)
PETITIONER)
)
AND)
)
 (parent's name))
)
RESPONDENT)
)
AND)
)
 (intervener(s) name(s)))
)
INTERVENER(S).)

ORDER GRANTING INTERVENERS' PETITION FOR MODIFICATION OF CUSTODY

Comes now the Mother, (mother's name; Petitioner/Respondent), in person and by counsel, (attorney's name), the Father, (father's name; Petitioner/Respondent), in person and by counsel, (attorney's name), and the Intervener(s) (intervener(s)' relationship to child(ren)), (intervener's name) and (intervener's name), in person for a hearing on the Interveners' Petition for Modification of Custody. Witnesses were sworn, and evidence was heard and concluded. The Court now enters the following findings and orders:

1. (Parent(s)) have signed notarized consent(s) to the appointment of (intervener(s)) as third party custodian(s) of the child(ren); **OR**
2. The rebuttable presumption in favor of Mother's custody of the child(ren) has been overcome by the following clear and convincing evidence:
 - a. (List evidence relevant to Mother, such as pending criminal matters or recent convictions [list cause numbers], incarceration, drug use, untreated mental health problems, domestic violence, inability to maintain employment or a residence, etc.) _____.

3. The rebuttable presumption in favor of Father's custody of the child(ren) has been overcome by the following clear and convincing evidence:
 - a. (List evidence relevant to Father, such as pending criminal matters or recent convictions [list cause numbers], incarceration, drug use, untreated mental health problems, domestic violence, inability to maintain employment or a residence, etc.)
4. Placing (child(ren)'s name(s)) in the custody of the Intervener(s) (intervener(s)) is/are in the child(ren)'s best interests because:
 - a. (Intervener(s)) have been married for ___ years and have a stable home.
 - b. (Intervener(s)) have been employed by (employers' names) for ___ years and can provide health insurance for (child(ren)'s name(s)) and financially support the child(ren).
 - c. (Intervener(s)) own their home and the child(ren) has/have his/her/their own bedroom.
5. The Intervener(s) (intervener(s)' relationship to child(ren)) are appointed as the legal and physical custodians of (child(ren)'s name(s)).
6. Mother shall have parenting time (describe parenting time, conditions, persons who may supervise, times, locations, etc.).
7. Father shall have parenting time (describe parenting time, conditions, persons who may supervise, times, locations, etc.).
8. (Person's name) is appointed to serve as a temporary conditional custodian in the event of the death or disability of the (intervener(s)). (Person's name) resides at (street address), (county), (state), his/her telephone number is (phone number), and (intervener(s)) shall send him/her a copy of this Order.
9. (Counsel for Mother, Counsel for Father, or Intervener(s)) shall submit a child support worksheet within 30 days so that a child support order can be entered.

Date

Judge
(County) COURT

DISTRIBUTION:

Self-represented parties' names and addresses

Attorneys' names and addresses

Temporary conditional custodian's name and address