

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL CIRCUIT
 _____ **COUNTY, ILLINOIS**

_____,
 Petitioner,

v.

Case No.: _____

_____,
 Respondent.

MOTION TO MODIFY ALLOCATION OF PARENTAL RESPONSIBILITIES

I, _____, (*your name*), the Petitioner / Respondent (*check one*) in this case, pursuant to 750 ILCS 5/610.5 and/or 750 ILCS 5/603.10, ask this Court to modify (change) the allocation of parental responsibilities in this case. In support of this motion, I state as follows:

1. Information about me

Name	Address

There is a history of domestic violence and disclosure of my address is not in the best interests of me and/or my child(ren).

2. Information about Respondent (*the other parent*)

Name	Address

3. Our child(ren)

I am asking the Court to modify the allocation of parental responsibilities of the following child(ren) (*list the child(ren) you and the other parent have together for whom you want to change the current allocation or custody order entered in this case*):

Name or initials of child	Parent who has the majority of parenting time	Sex	Age
	<input type="checkbox"/> Me <input type="checkbox"/> Respondent <input type="checkbox"/> Other _____		
	<input type="checkbox"/> Me <input type="checkbox"/> Respondent <input type="checkbox"/> Other _____		
	<input type="checkbox"/> Me <input type="checkbox"/> Respondent <input type="checkbox"/> Other _____		
	<input type="checkbox"/> Me <input type="checkbox"/> Respondent <input type="checkbox"/> Other _____		
	<input type="checkbox"/> Me <input type="checkbox"/> Respondent <input type="checkbox"/> Other _____		

4. Information about the current Parenting Plan and/or Custody/Allocation Order

a. The current Parenting Plan and/or Custody/Allocation Order was entered in this case on

_____ (date) and is attached. (Attach a copy of the current Parenting Plan and/or Custody/Allocation Order.)

- b. **Mediation:** The current Parenting Plan and/or Custody/Allocation Order does / does not (*check only one*) require me and the other parent to go to mediation before we ask the court to modify the allocation of parental responsibilities.

If your current Parenting Plan and/or order requires mediation, check one of the options below.

Agreement: We went to mediation and reached an agreement. A copy of the agreement or proposed parenting plan is / is not (*check only one*) attached.

No Agreement: We went to mediation but did not reach an agreement. A copy of the mediator's report is / is not attached.

We did not go to or we did not finish mediation because (*explain why you didn't complete mediation*): _____

5. Reason(s) for modification

Modification is in the best interests of the child(ren) and (*check all that apply, but you must choose at least one option*):

- a. **Agreed modification:** The other parent and I agree on the modification.
- b. **Substantial change – more than two years:** It has been at least two years since the current Custody/Allocation Order was entered. There has been a substantial change in the circumstances of the child(ren) and/or either parent since the current Custody/Allocation Order was entered, specifically (*Describe the change. Be specific and attach additional sheets as necessary.*) _____
- c. **Substantial change – less than two years:** It has been less than two years since the current Custody/Allocation Order was entered. I believe the child(ren)'s present environment may seriously endanger the child(ren)'s mental, moral, or physical health or significantly impair the child(ren)'s emotional development. I am attaching an Affidavit (sworn statement) with more information. (***If you choose this option, you must prepare and attach an Affidavit.***) There has been a substantial change in the circumstances of the child(ren) and/or either parent since the current Custody/Allocation Order was entered, specifically (*Describe the change. Be specific and attach additional sheets as necessary.*) _____
- d. **Minor change:** I am asking for only a minor modification to the current Parenting Plan and/or Custody/Allocation Order.

- e. Actual arrangements: I am asking to modify the current Parenting Plan and/or Custody/Allocation Order when it was entered, but the court would not have approved it if it had known about certain facts at that time, specifically (*describe the facts the court did not know about*) _____

- f. Court did not know about important facts: The other parent and I agreed on the current Parenting Plan and/or Custody/Allocation Order when it was entered, but the court would not have approved it if it had known about certain facts at that time, specifically (*describe facts the court did not know about*) _____

- g. Parenting Plan allows for modification: The Parenting Plan allows for modification when certain events happen and those events have happened, specifically (*describe the events that have happened*) _____

- h. Other parent's conduct harmed the child: The other parent's conduct seriously endangered the child(ren)'s mental, moral, or physical health or significantly impaired the child(ren)'s emotional development and the modification is necessary to protect the child(ren), specifically (*Explain how the other parent's behavior harmed the child(ren). Be specific and attach additional sheets as necessary.*) _____

- i. Current order restricts parental responsibilities: The current Parenting Plan and/or Custody/Allocation Order restricts the other parent's parental responsibilities and (*choose at least one option below*):
- There has been a change in circumstances since the current order was entered, specifically (*Describe the change. Be specific and attach additional sheets as necessary.*) _____

- The court was not previously aware of conduct that seriously endangers the child(ren), specifically (*Describe the conduct. Be specific and attach additional sheets as necessary.*) _____

- The other parent knowingly used his or her parenting time to allow the child(ren) to have contact with _____ (*name of person*) in violation of a court order.

- j. Sex offender: The other parent plans to live with or marry a sex offender.
- k. Sex crime: The other parent has been convicted of an illegal sex act involving a minor and is currently in prison, on parole, or serving another condition of his or her sentence.

6. Requested modification to Parenting Plan/Allocation Order

a. Significant decision-making responsibility (*check only one*)

- I am not asking the court to modify significant decision-making responsibility.
- I am asking the court to modify significant decision-making responsibility as follows (*Explain specifically how you want the court to change significant decision-making responsibility. Attach additional sheets as necessary*): _____

b. Parenting time: (*check only one*)

- I am not asking the court to modify parenting time.
- I am asking the court to modify parenting time as follows (*Explain specifically how you want the court to change parenting time. Attach additional sheets as necessary*): _____

7. Child support (*check only one*)

I am not asking the court to modify child support.

If the court modifies the allocation of parental responsibilities, I am also asking the court to modify child support.

Under the current child support order, my / the other parent's (*check only one*) child support obligation is \$ _____ weekly / bi-weekly / twice a month / monthly / other: _____ (*check only one*).

The modification to the allocation of parental responsibilities is a substantial change in circumstances for purposes of child support because _____

RELIEF REQUESTED

I am asking the court to enter an order which provides as follows:

A. Significant decision-making responsibility (*check only one*)

- No changes to the significant decision-making responsibility.
- That significant decision-making is modified as requested above.

B. Parenting time (*check only one*)

- No changes to the parenting time.

That parenting time is modified as requested above.

C. Child support (*check only one*)

I am not asking for a modification to child support.

That the child support order in this case is modified.

D. Any other appropriate relief.

CERTIFICATION

Under the penalties for perjury provided by Section 1-109 of the Illinois Code of Civil Procedure, I certify that my statements in this document are true and correct.

/s/ _____
Your Signature

Print Your Name

Street Address

City, State, Zip

Telephone

Email