

You must use black ink to fill out this form.

Father's Name: _____

Mailing Address: _____

Tel: _____ Message phone: _____

Mother's Name: _____

Mailing Address: _____

Tel: _____ Message phone: _____

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

AT _____
City or town where court is located

_____)
_____)
Plaintiff, _____))
_____))
vs. _____))
_____))
_____))
Defendant. _____))
_____)

Your Case No. _____

UNCONTESTED COMPLAINT FOR CUSTODY OF MINOR CHILDREN

We, _____, state that
(Print your names here.)
the following facts are true and request the following relief:

1. Parent Information: Marital History

- We are NOT married to each other, and have never been.
- We are currently married to each other. *(If true, you CANNOT use this form.)*
- We were previously married to each other, but the children at issue were conceived or born AFTER the court entered a divorce or dissolution decree.

Information about Divorce or Dissolution Decree

Location of court (city and state): _____

Case No.: _____

Date of Decree: _____

2. Other Custody Orders

- No court has issued a custody order about these children.
- The following custody orders have been issued about these children (include domestic violence protective orders and tribal court orders):

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Court Location (city and state)	Case No.	Date of Order	In Effect? (Yes or No)

3. Child(ren)'s Information

3A. Please list all the minor children you have had together, including unborn child(ren) if the both are the parents.

Full name of each child	Date of birth /est. birth

Additional child(ren) listed on attached paper.

3B. Has(have) the minor child(ren) lived continuously for the last six months in the State of Alaska? YES NO

You MUST file a completed *Child Custody Jurisdiction Affidavit*, [DR-150](http://www.courtrecords.alaska.gov/webdocs/forms/dr-150.pdf) with this *Complaint* (<http://www.courtrecords.alaska.gov/webdocs/forms/dr-150.pdf>).

3C. Does paternity need to be established on any child(ren) ? NO YES
(If the father is not on the birth certificate, this is the section you use to ask the court to add you.)

If you need to establish paternity, please list the child(ren), birthday(s) or expected birthday(s) and state how you will establish on the chart on the next page. If you have a completed *Three-Way Affidavit to Disestablish and Establish Paternity*, SHC-151 [Word](#) | [PDF](#), or a DNA test, please attach it to this *Complaint*.

Child's Name	Date of Birth	Filing an Affidavit of Paternity, SHC-151	DNA Testing Complete	DNA Testing Planned	Birth Certificate w/ Biological Father's Name

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4. **Custody and Visitation:** *The court decides custody and visitation issues by figuring out what is in the children's best interests. The court must decide two kinds of custody: (1) legal custody and (2) physical custody.*

4A. Legal Custody *Legal custody refers to decision making authority such as matters relating to health, education or religion of the child(ren). There are 2 kinds of legal custody: joint and sole. Joint legal custody means both parents share the decision making because they can communicate about the children, even though they may not get along otherwise. Joint legal is the most common type of legal custody awarded by courts. Sole legal custody means one parent makes decisions about the child(ren) because there is no way that the parents can communicate about the child(ren) or one parent is unfit due to severe mental illness, substance abuse or domestic abuse issues. However, with sole legal, both parents usually have access to school and medical records and neither parent can move out of the state with the children without permission from the court or the other parent.*

Because it is in the best interests of the children, we request:

- Joint Legal Custody *(the parents share the decision making about the child(ren)).*
 Sole Legal Custody to Mother to Father *(this parent will make decisions about the child(ren)'s upbringing and does not have to consult with the other parent)*

4B. Physical Custody *Physical custody describes the child(ren)'s schedule. If the children are with each parent more than 110 over nights within 1 year, you have a shared custody schedule. If one parent has 109 over nights or less, he or she has a visitation schedule and the other parent has primary custody.*

Tip: Print out the school calendar provided by your school district which includes vacations and in-service days. Circle the days you want overnights and count them up to figure out if you have a shared or primary schedule. For links to many school calendars, visit <http://www.courts.alaska.gov/shc/family/docs/calendars.pdf>. For a one-page annual calendar without school dates, check-out www.timeanddate.com/calendar/. You may find the Weekly Scheduling Chart, SHC-1132 [Word](#) | [PDF](#) helpful. If you use one of these calendars, you also need to set out the times for exchanges and visitation during the day. You can attach the annual calendar and weekly chart to this complaint.

The following physical custody plan is in the child(ren)'s best interests (check i, ii or iii):

i. **Shared Physical Custody** The child(ren) will have 110 or more overnights with each of us. *(Check one box below for the plan you want.)*

the schedule on the attached Agreement & Order for Custody and Visitation, SHC-1126 [Word](#) | [PDF](#)

the schedule on the attached Parenting Agreement, [DR-475](#)

the following schedule:

Visitation during the week: as described on the attached Weekly Scheduling Chart, SHC-1132 [Word](#) | [PDF](#) or as follows: _____

Summer Vacation: _____

Holidays & Birthdays: _____

Weekends: _____

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Other: _____

ii. **Primary Physical Custody:** Child(ren) will have 256 or more overnights with me and be with the other parent for 109 overnights or less. (Check 1 box below for the plan you want.)

the schedule on the attached Agreement & Order for Custody and Visitation, SHC-1126 [Word](#) | [PDF](#)

the schedule on the attached Parenting Agreement, [DR-475](#)

the following schedule:

Visitation during the week: as described on the attached Weekly Scheduling Chart, SHC-1132 [Word](#) | [PDF](#) or as follows: _____

Summer Vacation: _____

Holidays & Birthdays: _____

Weekends: _____

Other: _____

iii. **Other Custody Arrangement** as follows: _____

4C. **Travel costs** for the child(ren) visiting between parents should be divided as follows:

4D. **Safety concerns** There are safety concerns, therefore, we request that visitation be restricted as follows: _____

5. **Child Support** – Both parents must attach the Child Support Guidelines Affidavit, Form [DR-305](#).

5A. Child support should be entered:

in accordance with Civil Rule 90.3.

vary from Civil Rule 90.3 because: _____

5B. Child support should be ordered from the date of separation the date of the Final Decree other: _____.

5C. We want a **shared physical custody schedule**, so we have also completed and attached a Shared Custody Child Support Calculation, [DR-306](#).

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5D. Child Support Past the Age of 18

We request that child support for each child continue for up to a year after the child turns 18 when the following conditions are met: 1) the child is 18 years old, (2) unmarried, (3) actively pursuing a high school diploma or equivalent level of training, and (4) living as a dependant with a parent.

5D. CSSD Services

We do do not request the assistance of the Child Support Services Division (CSSD) to enforce the child support order and keep records of the payments. *(If yes, fill out form [DR-315](#) and file it with this complaint.)*

6. Permanent Fund Dividend:

Father Mother

will apply for the child(ren)'s PFD every year.

will alternate annually with Father Mother applying for the next PFD.

The child(ren)'s PFD monies will be:

used for the child(ren)'s living expenses.

saved in a bank account. Both parents will have access to account statements.

Other: _____

7. Federal taxes: Father Mother will claim the child(ren) as a dependent on his/her income taxes each year alternating years, starting _____.

8. Other: _____

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REQUESTED RELIEF

WE REQUEST:

- 1. That a *Final Order* be entered granting the parenting plan set forth in section 4 of this *Complaint*;
- 2. That Child Support be calculated, ordered and collected as set forth in section 5 of this *Complaint*;
- 3. That paternity be established for the child(ren) as set forth in section 3 of this *Complaint*.
- 4. That the arrangement for the child(ren)'s Permanent Fund Dividend application be ordered as set forth in section 6 of this *Uncontested Complaint*;
- 5. That the arrangement for claiming the child(ren) as a dependent on the parent's income taxes be ordered as set forth in section 7 of this *Uncontested Complaint*;
- 6. Other: _____

7. For further relief as the Court deems fit and proper.

We have attached the following documents:

- Child Custody Jurisdiction Affidavit, [DR-150](#) – Required**
- Child Support Guidelines Affidavit, [DR-305](#) – Required**
- Shared Custody Support Calculation, [DR-306](#) – Required if you have shared custody**
- Other _____

Date

Father's Signature (In blue ink if possible)

Date

Mother's Signature (In blue ink if possible)