

|  |                       |  |
|--|-----------------------|--|
| <p><b>STATE OF HAWAI'I</b><br/> <b>FAMILY COURT OF THE</b><br/> <b>FIRST CIRCUIT</b></p>   |                       |  |
| <p>This document is prepared by<br/> <input type="checkbox"/> Self-Represented   <input type="checkbox"/> Petitioner/Plaintiff   <input type="checkbox"/> Respondent/Defendant<br/> <input type="checkbox"/> Attorney for   <input type="checkbox"/> Petitioner/Plaintiff   <input type="checkbox"/> Respondent/Defendant</p> <p>_____</p> <p>Name (and if applicable, Attorney No.)</p> <p>_____</p> <p>Address</p> <p>_____</p> <p>City, State, Zip Code</p> <p>_____</p> <p>Telephone Number</p> <p>_____</p> <p>E-Mail Address</p> |                       |  |
| <p>CASE NAME</p>   | <p>CASE ID/NUMBER</p> |  |
| <p>TITLE OF DOCUMENT</p>   |                       |  |

|   |   |
|---|---|
| <hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/><br>v.<br><br><hr style="border: 0; border-top: 1px solid black; margin-top: 5px;"/> | Name, address, and telephone number of:<br><input type="checkbox"/> Movant <input type="checkbox"/> Attorney for Movant<br><br><b>ATTACHMENTS</b><br><input type="checkbox"/> Income and Expense Statement<br><input type="checkbox"/> Asset and Debt Statement<br><input type="checkbox"/> Child Support Guidelines Worksheet<br><input type="checkbox"/> Custody/Visitation Statement<br><input type="checkbox"/> Continuation Sheet<br><input type="checkbox"/> Proposed Parenting Plan<br><input type="checkbox"/> _____<br><input type="checkbox"/> Order for Pre-Decree Relief<br><input type="checkbox"/> <b>IMPORTANT:</b> This is a <b>Domestic Abuse Case</b> |
| PLAINTIFF,  |   |
| DEFENDANT.  |   |

I am the  Plaintiff  Defendant in this case. I am referred to as the Movant in this motion. My partner is referred to as Respondent in this motion. Pursuant to Hawaii's Family Court Rule 10, I seek the following relief:

1. An order which awards the temporary legal custody, physical custody and visitation of the parties' child(ren) as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

This arrangement is best for the parties' child(ren) because: \_\_\_\_\_  
\_\_\_\_\_

**Note:** If custody and visitation orders are requested, the attached Custody/Visitation Statement must be completed and the Movant's *Income and Expense* and *Asset and Debt Statements* must be attached.

2. An order requiring the Respondent to pay monthly child support of \$ \_\_\_\_\_.  
**Note:** If child support is requested, the Movant's *Income and Expense* and *Asset and Debt Statements* must be attached.

3. An order requiring the Respondent to pay monthly alimony of \$ \_\_\_\_\_.  
**Note:** If alimony is requested the Movant's *Income and Expense* and *Asset and Debt Statements* must be attached.

4. An order requiring the Respondent to pay \$ \_\_\_\_\_ towards my legal expenses.  
**Note:** If contribution to legal expenses is requested, the Movant's *Income and Expense* and *Asset and Debt Statements* must be attached.

COURT USE ONLY

In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the First Circuit Family Court office by telephone at 954-8200, fax 954-8308, or via email at adarequest@courts.hawaii.gov at least ten (10) days prior to your hearing or appointment date.

Please call the Family Court Service Center at **954-8290** if you have any questions about forms or procedures.

[ ] 5. An order requiring the Respondent to make the following other payments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

**Note:** If such an order is requested, the Movant's *Income and Expense* and *Asset and Debt Statements* must be attached.

[ ] 6. An order requiring mediation on the issue(s) raised by this motion.

[ ] 7. An order directing a social study by the Family Court regarding the custody and/or visitation issues raised by this motion.

[ ] 8. Financial Restraining Order: An order which requires each of the parties to timely provide to the other party full financial and property disclosure, and which enjoins and restrains each of the parties from transferring, encumbering, wasting, or otherwise disposing of any of the party's real or personal property, over and above current income, except as necessary for the ordinary course of a business or for usual current living expenses, without the consent of the other party, or further order of the court.

[ ] 9. Restraining Order Regarding Child(ren): An order which enjoins and restrains the Respondent from removing the parties' child(ren) from the City and County of Honolulu. Such a restraining order is necessary because: \_\_\_\_\_  
\_\_\_\_\_.

[ ] 10. Domestic Abuse Restraining Order: An order which enjoins and restrains the Respondent from physically abusing, threatening, or harassing me and/or the parties' child(ren) because:

a. The Respondent has physically abused me in the past as follows (state nature and date of most recent incident of abuse): \_\_\_\_\_  
\_\_\_\_\_.

b. The Respondent has threatened to abuse me in the past as follows (state nature and date of most recent threat of abuse): \_\_\_\_\_  
\_\_\_\_\_.

[ ] 11. Presence of Firearms: The Respondent owns, intends to obtain or transfer ownership of, or possesses a firearm or ammunition and the firearm may be used to threaten, injure or abuse any person, as follows:

a. The Respondent [ ] owns [ ] possesses the following type(s) of firearm(s): \_\_\_\_\_  
\_\_\_\_\_.

As of \_\_\_\_\_(date), the firearm(s) was/were located at (state address and specific location): \_\_\_\_\_.

b. I believe that the Respondent intends to obtain or transfer ownership of (a) firearm(s) because:  
\_\_\_\_\_  
\_\_\_\_\_.

c. In the past the Respondent has [ ] used [ ] threatened to use (a) firearm(s) against me and/or the parties' child/ren as follows (state nature and date of the last such use and/or threatened use):

\_\_\_\_\_

d. I believe that the Respondent may in the future use a firearm to threaten, injure, and/or abuse me, the parties' child/ren and/or someone else because: \_\_\_\_\_

\_\_\_\_\_

[ ] 12. Respondent's name, address, date of birth, phone no., and last four digits of his/her Social Security No.:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Birthdate: \_\_\_\_\_ Telephone No.: \_\_\_\_\_ Soc. Sec. No.: xxx-xx-\_\_\_\_\_

[ ] 13. Other relief sought: \_\_\_\_\_

\_\_\_\_\_

In further support of this motion, I also affirm:

[ ] 14. I am not now, nor have I been in the past, a party to a legal proceeding other than this case involving the Respondent.

[ ] 15. My participation as a party in other legal proceedings involving the Respondent is/has been as follows:

CASE NAME: \_\_\_\_\_

Case number: \_\_\_\_\_ Location of Court: \_\_\_\_\_

Date filed: \_\_\_\_\_ Date concluded: \_\_\_\_\_

Type of case: \_\_\_\_\_

CASE NAME: \_\_\_\_\_

Case number: \_\_\_\_\_ Location of Court: \_\_\_\_\_

Date filed: \_\_\_\_\_ Date concluded: \_\_\_\_\_

Type of case: \_\_\_\_\_

I hereby declare under penalty of perjury that the information in this motion and all of the attachments to it are true, correct, and complete to the best of my knowledge, information, and belief.

Dated: \_\_\_\_\_, Hawai'i, \_\_\_\_\_  
(City) (Date)

\_\_\_\_\_  
Movant's Signature

\_\_\_\_\_  
Print Movant's Name