

STATE OF HAWAII FAMILY COURT THIRD CIRCUIT	CASE ID/NUMBER FC-PA No. _____
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**MOTION FOR RELIEF AFTER JUDGMENT
OR ORDER; AND DECLARATION**

☐ Child Support Enforcement Agency, State of
Hawaii, and

☐ MOTHER ☐ FATHER ☐ CARETAKER

☐ MOTHER ☐ FATHER ☐ CARETAKER
PETITIONER(S),
v.

☐ MOTHER ☐ FATHER ☐ CARETAKER

☐ MOTHER ☐ FATHER ☐ CARETAKER

☐ and Child Support Enforcement Agency,
State of Hawaii,

RESPONDENT(S).

COURT USE ONLY

This document was prepared by:
☐ Movant, Self-Represented Litigant
☐ Attorney for Movant

Name (and Attorney No. if applicable)

Address

City, State, Zip Code

Telephone/Cell Phone Number

E-Mail Address

*Relationship of Caretaker/Other to the child(ren):

ATTACHMENTS:

☐ Paternity Financial Information Sheet

☐ Child Support Guidelines Worksheet

☐ Copy of Last Three (3) Pay Stubs

☐ Hawaii Paternity Action Information

☐ Proposed Parenting Plan

☐ Hearing Scheduling Order

☐ _____

☐ _____

I am the ☐ Petitioner, ☐ Respondent, ☐ (Name) _____,
in this case. I am referred to as the Movant in this motion. The other party/parties is/are referred to
as the Respondent(s) in this motion. Pursuant to Rule 8 of the Hawaii Family Court Rules and Rules of
Circuit Courts, I seek the following relief:

**(IF A MODIFICATION OR CHANGE OF CUSTODY, VISITATION, AND/OR CHILD SUPPORT IS
REQUESTED, THE MOVANT'S FINANCIAL INFORMATION SHEET AND COPIES OF LAST THREE
(3) PAY STUBS MUST BE ATTACHED.)**

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☐ **A. MODIFICATION OR CHANGE OF CUSTODY AND/OR VISITATION:**

☐ Legal custody
 ☐ physical custody
 ☐ visitation should be modified or changed as follows: _____

These modifications or changes are requested because: _____

☐ additional sheet(s) attached.

☐ **B. MODIFICATION OF CHILD SUPPORT:**

Child support should be ☐ increased
 ☐ decreased
 ☐ terminated
 ☐ suspended because the circumstances of the parties and/or the subject child(ren) have changed materially since the last child support order as follows:

C. THE CHILD(REN)

1. The parties are the parents of the following child(ren):

NAME (First, Middle, Last)	Date of Birth

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2. The child(ren) whose custody/visitation is/are requested to be changed ("subject children") is/are: _____

3. The current address(es) of the subject child(ren) is/are: _____

4. The address(es) where the subject child(ren) lived in the past five (5) years is/are: _____

5. The name(s) and current address(es) of the person(s) with whom the subject child(ren) lived in the past five (5) years is/are: _____

6. ☐ I do not know of any other person, not a party to this case, who is not identified in paragraph C.5. above and who (a) has had physical custody of the subject child(ren) in the past and/or (b) claims to have custody/visitation rights with respect to the subject child(ren).
☐ The following other person(s) have/had the physical custody of the subject child(ren) in the past and/or claims to have custody/visitation rights with respect to the subject child(ren): _____

7a. COURT CASES INVOLVING THE SUBJECT CHILD(REN) AND PARTIES
 (include all cases, divorce, paternity, adoption, restraining order, etc.)
☐ See Hawai'i Paternity Action Information Sheet.

Case Name: _____ Case No.: _____

Location of Court: _____ Type of Case: _____ Date of Last Court Order: _____

Parties' Names and Children Involved: _____

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Case Name: _____ Case No.: _____
 Location of Court: _____ Type of Case: _____ Date of Last Court Order: _____
 Parties' Names and Children Involved: _____

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 Location of Court: _____ Type of Case: _____ Date of Last Court Order: _____
 Parties' Names and Children Involved: _____

7b. ☐ I have not participated in the past as a party, witness, or in any other capacity in any court case, or anywhere else involving the subject child(ren) other than this case.

7c. ☐ I do not know of any custody proceeding currently pending in Hawai'i or anywhere else involving the subject child(ren) other than this case.

8. ☐ Mediation has not been attempted.
☐ Mediation was conducted by _____ on (date) _____.

9. Other attempts/efforts to resolve the issues in this motion were:

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D. ENFORCEMENT/RELIEF

- [] 1. The other parent has failed to pay support as required by the order(s) and/or judgment.
- a. The order or judgment was filed on (date) _____.
 - b. The child support amount is \$ _____ per child per month or \$ _____ total per month.
 - c. The arrears (past due child support) to date is \$ _____ and this amount is owed to ☐ me ☐ the State of Hawai'i ☐ Other: _____.

- [] 2. The other parent has failed to comply with the order(s) and/or judgment filed on _____ as follows: _____
- _____
- _____
- _____

- [] 3. The enforcement I seek is:
- ☐ a. A determination of support arrears (past due child support) and payment plan.
 - ☐ b. The entry of a judgment against the other parent for arrears (past due child support).
 - ☐ c. An order directing the other parent to reimburse me for all of the legal expenses I have incurred.
 - ☐ d. An order requiring mediation on the issue(s) raised in this motion.
 - ☐ e. Other: _____
- _____
- _____
- _____

- [] E. **OTHER MODIFICATION** of the prior orders herein are requested as follows:
- _____
- _____
- _____
- _____
- _____
- _____

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<p>These modifications are requested because: _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>		
<p>I hereby declare under penalty of law that the foregoing is true and correct.</p>		
<p>DATED: _____, _____.</p> <p>(City, State) (Date)</p>		
<p>_____ MOVANT'S SIGNATURE</p>		