

1 NAME: _____

2 ADDRESS: _____

3 TELEPHONE: _____

Petitioner [] Pro Se

4 **IN THE TRIBAL COURT OF THE**
5 **FORT MCDOWELL YAVAPAI NATION (ARIZONA)**

6 _____)

Case No.:

7 Membership # _____)

8 Address: _____)

**PETITION FOR MODIFICATION
OF EXISTING ORDER**

9 vs. _____)

[] Paternity

[] Child Support

[] Child Custody

[] Visitation

[] Other (specify)

10 Membership # _____)

11 Address: _____)

_____)

13 **PARTIES**

14 1. The person who is filing this Petition is [] mother [] father [] guardian [] other
15 (please specify) _____.

16 2. The Petitioner [] is/ [] is not an enrolled member of the Fort McDowell Yavapai Nation.
17 If not enrolled, please specify tribe (or other) _____.

18 3. The Respondent [] is/ [] is not an enrolled member of the Fort McDowell Yavapai Nation.
19 If not enrolled, please specify tribe (or other) _____.

20 4. The Petitioner and Respondent are or were:
21 [] Legally married or [] Not legally married.

22 5. The children are:

23 Child's Name Date of Birth Age Sex

24 _____

25 _____

(See attached Birth Certificates as Exhibit(s) "____.")

1
2 **JURISDICTION**

3 6. The court has jurisdiction over the respondent because the Respondent:

4 [] Resides (lives) on the Fort McDowell Yavapai Reservation.

[] Enrolled member of the Fort McDowell Yavapai Nation.

5 [] Other (please specify): _____

6 **FACTS**

7 7. Petitioner acknowledges that no changes will be granted unless there is a **substantial and**
8 **continuing change in circumstances.**

9 8. Petitioner claims (check all that apply):

10 [] Respondent is the child's mother,

[] Respondent is the child's father,

11 [] Paternity has already been established by Voluntary Declaration of Parentage or Birth
Certificate (*attach copy*).

12 [] Respondent who is the child's parent has failed to support the child.

13 [] Other (*specify*): _____

14 9. The current **legal custody** was awarded to _____, but due to
substantial and continuing change in circumstances, the legal custody should be changed to:
15 _____ because _____

16 _____
17 (*If you need additional space, please attach a sheet of paper*)

18 10. The current **physical custody** was awarded to _____, but due to
substantial and continuing change in circumstances, the physical custody should be changed
19 to: _____ because _____

20 _____
21 (*If you need additional space, please attach a sheet of paper*)

22 11. The current **parenting time (visitation) rights** was awarded to _____,
23 but due to *substantial and continuing change in circumstances*, the parenting time should be
changed to: _____ because _____

24 _____
25 _____
(*If you need additional space, please attach a sheet of paper*)

1
2 12. The **current restrictions** on parenting time (visitation) was as follows _____
3 _____, but due to *substantial and continuing change in circumstances*,
4 the restrictions should be changed because _____
5 _____

6 *(If you need additional space, please attach a sheet of paper)*

7 13. The current **child support** was awarded to _____, but due to
8 *substantial and continuing change in circumstances*, the child support should be changed
9 to: _____ because _____

10 *(If you need additional space, please attach a sheet of paper)*

11 14. The current **child support payment time and amount** was _____, but due to
12 *substantial and continuing change in circumstances*, the child support should be changed
13 to: _____ because _____

14 *(If you need additional space, please attach a sheet of paper)*

15 15. The **child(ren)'s name(s)** were changed to _____, but due to
16 *substantial and continuing change in circumstances*, the child(ren)'s name(s) should be
17 changed to: _____ because _____

18 *(If you need additional space, please attach a sheet of paper)*

19 **THEREFORE**, the Petitioner respectfully request that:

20 A. The [] Petitioner [] Respondent be granted custody of the minor child(ren).

21 B. The [] Petitioner [] Respondent contribute \$ _____ for the support and
22 maintenance of the child(ren).

23 C. The [] Petitioner [] Respondent be awarded parenting time (visitation) rights with the
24 child(ren) as follows: _____
25 _____

1 D. Order other relied not specified in this Petition that this Court deems fair and just under the
2 circumstances.
3

4 Dated this _____ day of _____, 20_____.

5
6 _____
Petitioner's signature

7 STATE OF ARIZONA)
8) SS
9 County of _____)

10 The Petitioner _____ being first duly sworn upon oath
11 states: I am the Petitioner in the above-entitled action and I have read the above Petition and
12 know its contents and therefore attest that the information is correct and true to the best of my
13 knowledge.

14 Date: _____

Petitioner's signature

15
16 SUBSCRIBED and SWORN to before me this ____ day of _____, 20__.

17 My Commission Expires:

18 By: _____

19 Notary Public or Court Clerk
20

21 **NOTE:** *You must provide the court with the mailing address of the Respondent so that a copy of*
22 *your Petition and a Civil Summons can be served on him/her. You must sign this*
23 *Petition in the presence of a Notary Public.*
24
25