

[STYLE OF CASE]

**NOTICE OF RETURN AND MOTION TO TERMINATE TEMPORARY CUSTODY ORDER**

TO THE HONORABLE JUDGE OF SAID COURT:

\_\_\_\_\_, service member and [*Petitioner/Respondent*] in the above styled and numbered cause, files this Notice Of Return and Motion To Terminate Temporary Custody Order, and in support of same would respectfully show unto the Court the following:

1. My name is \_\_\_\_\_. I am the [*Petitioner/Respondent*] in the above styled and numbered cause. I have been the subject of active duty military deployment orders that resulted in the [*Name of Temporary Order*] signed on \_\_\_\_\_.

2. Pursuant to the reference order, I am giving notice to the Court and [*Respondent/ Petitioner*] of my return to the United States from the referenced deployment and my desire to [*elect one of the following by initialing the applicable choice and filling in the blanks if choice b. is selected*]:

a. \_\_\_\_\_ terminate the referenced temporary order in [30] days from the date this Notice is filed; OR,

b. \_\_\_\_\_ terminate the referenced temporary order effective \_\_\_\_ [*insert date later than 30 days from the date of this filing*].

Signed on \_\_\_\_\_, 20\_\_.

[Signature] \_\_\_\_\_

[Name Printed] \_\_\_\_\_

[Address] \_\_\_\_\_

[City, State, Zip code] \_\_\_\_\_

[Telephone] \_\_\_\_\_

**PROOF OF SERVICE**

I certify that on \_\_\_\_\_, 20\_\_, I mailed or otherwise delivered a copy of this document to:

[Name of other party being notified] \_\_\_\_\_

[Address of other party being notified] \_\_\_\_\_

[City, State, Zip code of other party being notified] \_\_\_\_\_

[Signature]\_\_\_\_\_

**CONSENT OF OTHER PARENT OR GUARDIAN**

**The other parent or guardian of the child in this matter may sign and verify the statement below in the presence of a notary public to indicate consent to this motion. A parent or guardian who signs and verifies this certification shall forward the form to the court and mail a copy to the deploying parent within [30] days of the deploying parent’s filing of the Notice of Return and Motion to Terminate Temporary Custody Order:**

**I am a parent or guardian of the child in this matter; I have read the Notice of Return and Motion to Terminate Temporary Custody Order and understand its contents; I understand that the court will dissolve the temporary order of custody on the date set out in this notice of return and motion to terminate temporary custody order unless doing so would likely cause the child substantial harm, and that I may object to the Notice of Return and Motion to Terminate Temporary Custody Order only for this reason . Understanding all these matters, I consent to this motion and to the termination of the temporary custody order.**

Signed on \_\_\_\_\_, 20\_\_.

[Signature and Verification]\_\_\_\_\_

[Name Printed] \_\_\_\_\_

[Address] \_\_\_\_\_

[City, State, Zip code]\_\_\_\_\_

[Telephone]\_\_\_\_\_

This Consent of Other Parent or Guardian was verified before me on \_\_\_\_\_  
(Date)

by \_\_\_\_\_ (Seal)

My commission expires: \_\_\_\_\_

[STYLE OF CASE]

**ORDER ON NOTICE OF RETURN AND MOTION TO TERMINATE TEMPORARY CUSTODY ORDER**

On this day the Court heard the foregoing motion filed herein by \_\_\_\_\_, service member and [Petitioner/Respondent] in the above styled and numbered cause.

The Court finds that:

- a. All parties entitled to notice were given notice and the Court has continuing and exclusive jurisdiction.
- b. Service member, is the subject of active duty military deployment orders that resulted in the [Name of Temporary Order] signed on \_\_\_\_\_ by this Court.
- c. The Court signed the [Name of Temporary Order] on \_\_\_\_\_.

IT IS ORDERED that the referenced temporary order:

- a. \_\_\_\_\_ is hereby terminated; OR,
- b. \_\_\_\_\_ is terminated effective \_\_\_[date]\_\_\_\_\_; OR,
- c. \_\_\_\_\_ be allowed to continue to remain in full force and effect until further order of the Court.

Signed on \_\_\_\_\_.

\_\_\_\_\_  
JUDGE PRESIDING

**APPROVED AS TO FORM:**

[Signature] \_\_\_\_\_  
[Name Printed] \_\_\_\_\_  
[Address] \_\_\_\_\_  
[City, State, Zipcode] \_\_\_\_\_  
[Telephone] \_\_\_\_\_