

COURT OF COMMON PLEAS  
DIVISION OF DOMESTIC RELATIONS  
HAMILTON COUNTY, OHIO

\_\_\_\_\_  
Plaintiff

-vs-

\_\_\_\_\_  
Defendant

Enter: \_\_\_\_\_

Date: \_\_\_\_\_

Case No. \_\_\_\_\_

File No. \_\_\_\_\_

CSEA No. \_\_\_\_\_

Judge \_\_\_\_\_

**MOTION AND AFFIDAVIT FOR TEMPORARY  
PARENTING ORDERS, SUPPORT, PARENTING TIME  
SPOUSAL SUPPORT WITHOUT ORAL HEARING**

\_\_\_\_\_ moves the Court for a temporary order granting him/her ( ) residential parenting rights; ( ) support; ( ) parenting time; ( ) spousal support, household expenses upon his/her affidavit and without oral hearing, pursuant to Rule 75(N) of the Ohio Rules of Civil Procedure. The opposing party has 14 days from the date of service to file a counter motion and/or affidavits. **THE COURT WILL NOT AWARD SHARED PARENTING ON A TEMPORARY BASIS IN A 75(N) ORDER.**

For cause and upon being duly sworn, \_\_\_\_\_ states as follows:

1. \_\_\_\_\_ If Defendant has an out of state address and the parties were not married in the State of Ohio, please complete. The basis of personal jurisdiction is: \_\_\_\_\_.

2. \_\_\_\_\_ Plaintiff and Defendant are residing separate and apart.  
\_\_\_\_\_ Parties are residing together and request an order for allocation of household expenses only.

3. \_\_\_\_\_ There are no minor children (Skip to No. 12)

4. \_\_\_\_\_ I have filed a 3127.23 Affidavit and have specifically addressed therein the child abuse/neglect, domestic violence, physical harm provisions of O.R.C.3109.04, 3109.051 and 3109.052 as those statutes pertain to both parents and this case.

5.(a) \_\_\_\_\_ I request to be the residential parent and legal custodian on a temporary basis.

(b) \_\_\_\_\_ I have no objection to my spouse being the residential parent and legal custodian on a temporary basis.

6. \_\_\_\_\_ The minor child(ren) has/have resided solely with \_\_\_\_\_ (Plaintiff/Defendant) since \_\_\_\_\_.

7. \_\_\_\_\_ The minor child(ren) attend(s) school at \_\_\_\_\_, which is the school district of \_\_\_\_\_ (Plaintiff/Defendant) or other basis \_\_\_\_\_. Child(ren) has/have been so enrolled since \_\_\_\_\_.

8. \_\_\_\_\_ (Plaintiff/Defendant) has been the primary caretaker of the child(ren).

9. \_\_\_\_\_ The special (i.e. physical, mental, educational disability) needs of the child(ren) are \_\_\_\_\_ and \_\_\_\_\_ Plaintiff/Defendant (circle one) is best able to meet those needs.

10. \_\_\_\_\_ I request the following parenting time order (No supervised parenting time order will be granted unless the reasons therefore are stated with specificity).

(a) \_\_\_\_\_ Court Standard Parenting Order.

(b) \_\_\_\_\_ Specific parenting time as follows: \_\_\_\_\_

11. \_\_\_\_\_ Recognizing that the 75(N) Order is temporary only, my position on further parenting allocation is as follows: (Please circle): ( ) I have/have not requested shared parenting; ( ) I object/do not object to shared parenting; ( ) I have/have not filed a shared parenting plan; ( ) I will/will not unless ordered file a shared parenting plan. Estimated date of filing \_\_\_\_\_ . ( ) I request/do not request a mediation order at the present time. (If requested, complete mediation assessment form.); ( ) I request/do not request a mediation assessment at the present time; ( ) I am willing/am not willing to attend mediation; ( ) I request/do not request family counseling. If requested, state subject area and reason: \_\_\_\_\_ ; ( ) I request/do not request parenting time counseling with a parenting specialist; ( ) I request/do not request an immediate referral to a parenting specialist for a ( ) full; ( ) modified investigation. The reasons why an immediate referral is necessary are: Attach affidavit (required). State reasons with specificity.
12. \_\_\_\_\_ I have no other income except as set forth in my Affidavit of Income, Expenses and Financial Disclosure. (Attach at least two most recent pay stubs and W-2 for previous year.
- 13.(a) \_\_\_\_\_ There is no reason known to me why I cannot continue my employment.  
 (b) \_\_\_\_\_ The reason I cannot work or continue to work is: \_\_\_\_\_
14. \_\_\_\_\_ I believe my spouse's income to be approximately \$ \_\_\_\_\_ gross per week based upon \_\_\_\_\_ (Attach verification of spouse's income)
15. \_\_\_\_\_ There was no previous filing in this Court which left an arrearage on records of the CSEA.
- 16.(a) \_\_\_\_\_ This affidavit is being filed only on conjunction with a complaint.  
 (b) \_\_\_\_\_ This counter affidavit is being filed in response to an affidavit filed by \_\_\_\_\_  
 Plaintiff or Defendant
17. \_\_\_\_\_ I request the Court to make the following order:  
 Support: \$ \_\_\_\_\_ per month, per child and/or spousal support \$ \_\_\_\_\_ per month. If there is a deviation between the requested amount and the worksheet amount state the reason why on a separate sheet of paper.
18. \_\_\_\_\_ OTHER: (attach additional pages as necessary): \_\_\_\_\_

STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:  
 \_\_\_\_\_ herein, being first duly sworn, says that the facts stated herein are true as she/he verily believes.  
 Plaintiff/Defendant

Sworn to before me and subscribed in my presence this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.  
 \_\_\_\_\_  
 Plaintiff/Defendant

NOTARY PUBLIC

Respectfully submitted,

\_\_\_\_\_  
 Attorney/Party

\_\_\_\_\_  
 Address

\_\_\_\_\_  
 Phone Number

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion has this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ has been served by \_\_\_\_\_ upon \_\_\_\_\_.

\_\_\_\_\_  
 Attorney/Party