

2.7 NOTICE OF RELOCATION

AMENDED 03/01/2010

The residential parent must notify the Court of any intent to relocate by completing a “Notice of Intent to Relocate” form (DR 2.8) and submitting it to the Court’s Docket Office. The non-residential parent must also notify the Court of any intent to relocate if there is a support Order in effect. In addition, if a Shared Parenting Plan is in effect, each parent must notify the Court as well. The Docket Office will file the original form with the Clerk of Court’s Office, and will send a copy to the non-relocating parent and to the Hamilton County Child Support Enforcement Agency.

If the non-relocating parent wishes to contest the relocation, he or she must file a motion to bring the matter before the Court for consideration. The Docket Office will schedule a hearing before the assigned Judge.

In accordance with Ohio Revised Code Section 3109.051(G), the relocating parent may request a hearing on the issue of prohibiting notification of the new address to the other parent (see DR 2.8, pg. 2). When such a hearing is requested, the relocating parent should only list an address for him/herself where notification of the hearing date can be sent. The Docket Office will schedule a hearing before the assigned Magistrate.

Neither parent may remove the child(ren) from and establish residence outside of the area specified in the Parenting Time Order, Decree or Shared Parenting Plan without the Court’s permission. Approval may be granted through an Order from this Court or an Agreed Entry signed by both parents and each parent’s attorney, if applicable. In the absence of an Agreed Entry, the parent desiring to relocate must complete DR 2.8 and file a motion requesting a hearing on the issue. The Docket Office will schedule a hearing before the assigned Judge.

The Court may require an investigation in the Dispute Resolution Department as to the best interests of the child(ren). The attorneys or self-represented parties will receive a copy of the report in the mail, sent through the Clerk of Court’s Office. The matter will be set back on the Judge’s docket by the assigned Social Worker/Counselor.