

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE**

- MURRIETA** 30755-D Auld Dr., Murrieta, CA 92563
- PALM SPRINGS** 3255 E. Tahquitz Canyon Way, Palm Springs, CA 92262

- RIVERSIDE** 4050 Main St., Riverside, CA 92501

**RI-PR037**

|  |             |                    |
|--|-------------|--------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY ( <i>Name, State Bar Number and Address</i> ) |             | FOR COURT USE ONLY |
| TELEPHONE NO.: _____ FAX NO. ( <i>Optional</i> ): _____                          |             | CASE NUMBER: _____ |
| E-MAIL ADDRESS ( <i>Optional</i> ): _____  |             |                    |
| ATTORNEY FOR ( <i>Name</i> ): _____  |             |                    |
| GUARDIANSHIP OF: _____   |             | Department: _____  |
| Hearing Date: _____  | Time: _____ | Department: _____  |
| <b>PETITION FOR VISITATION - GUARDIANSHIP</b>                                    |             |                    |

1. **Petitioner** (*name*): \_\_\_\_\_  
requests visitation with the minor (*name*): \_\_\_\_\_
2. Petitioner is the minor's  Father  Mother  Other (*name*): \_\_\_\_\_
3. Name(s): \_\_\_\_\_ was appointed guardian of the PERSON on date: \_\_\_\_\_
4. Petitioner should be granted visitation for the reasons  specified below  specified in Attachment 4.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
5. Petitioner requests visitation for the  Father  Mother  Other (*name*): \_\_\_\_\_  
as follows:
  - a.  Weekends starting (*date*): \_\_\_\_\_  
(*The first weekend of the month is the first weekend with a Saturday.*)  
 1<sup>st</sup>  2<sup>nd</sup>  3<sup>rd</sup>  4<sup>th</sup>  5<sup>th</sup> weekend every month.  
from (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.  
to (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.

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| GUARDIANSHIP OF THE <input type="checkbox"/> PERSON OF (NAME): _____<br><div style="text-align: right;">, MINOR</div> | CASE NUMBER: _____ |
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5. a. (1)  Petitioner requests that the parties will alternate the fifth weekends, with the  party with visitation  guardian  custodial parent having the initial fifth weekend, which starts (date): \_\_\_\_\_

(2)  Petitioner requests that the party with visitation have weekends in  odd  even months.

b.  Alternate weekends starting (date): \_\_\_\_\_

Petitioner requests that the  party with visitation  guardian  custodial parent will have the children with him or her during the period:

from (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.

to (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.

c.  Weekdays starting (date): \_\_\_\_\_

Petitioner requests that the  party with visitation  guardian  custodial parent will have the children with him or her during the period:

from (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.

to (*day of week*): \_\_\_\_\_ at (*time*): \_\_\_\_\_  a.m.  p.m.

d.  Other (specify days and times as well as any additional restrictions):

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e.  Supervised visitation. Petitioner requests that until  further order of the court  Other (date): \_\_\_\_\_ the party with visitation will have supervised visitation with the minor children according to the schedule set forth on the attached form RI-PR013C.

f. There are allegations of a history of abuse, substance abuse, or other concerns, and therefore the following requests are made:

(1) Supervised Visitation

A. Petitioner requests that  father  mother  other (*name*): \_\_\_\_\_ have supervised visitation with the minor children according to the schedule above requested because of (*specify*):

- i.  Domestic violence, child abuse, or neglect.
- ii.  Substance abuse: the habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the continual or habitual use of controlled substances.
- iii.  Other parenting concerns (specify below): \_\_\_\_\_

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- 5 f. (1) B. The reasons why the court should make the orders are (*specify*):  
*(write the reasons why you think unsupervised visitation would be bad for the children.)*  
 Below     in attachment 5(f)(1)     other (*specify*): \_\_\_\_\_

C. Petitioner requests the following orders about the supervised visitation provider:

- i.  Visitation be monitored by (*name, if known*): \_\_\_\_\_
- a)  The person or agency is a professional provider. A professional provider must meet the requirements listed in *Declaration of Supervised Visitation Provider (Professional)* (form FL-324(P)) and sign the declaration.
- b)  The person is a nonprofessional provider. That person must meet the requirements listed in *Declaration of Supervised Visitation Provider (Nonprofessional)* (Form FL-324(NP)) and sign a declaration.
- c)  The provider's phone number is (*specify*): \_\_\_\_\_
- ii. Any costs of supervised visitation be paid as follows:  party with visitation \_\_\_\_\_ percent;  
 guardian \_\_\_\_\_ percent;  other person (name): \_\_\_\_\_  
\_\_\_\_\_ percent.

(2) Unsupervised Visitation

*(Complete this section only if you want the court to order unsupervised visitation to a person alleged to have a history of abuse or substance abuse)*

- A.  father     mother     other (*name*): \_\_\_\_\_ is (or are) alleged to have a history of abuse against any of the following persons: a child, the other parent, their current spouse, or the person they live with or are dating or engaged to.
- B.  father     mother     other (*name*): \_\_\_\_\_ is (or are) alleged to have the habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the habitual or continual abuse of prescribed controlled substances.
- C. Even though there are allegations of a history of abuse or substance abuse, I request the court order unsupervised visitation to (*specify*):  father     mother     other (name): \_\_\_\_\_
- D. The reason why the court should make the orders are (*specify*):  
*(Write the reasons why you think it would be good for the children and the person(s) to be granted unsupervised visitation even though there are allegations against them of a history of abuse or substance abuse).*  
 Below     in attachment 5(f)(2)     other (*specify*): \_\_\_\_\_
- E. *The orders for visitation that you request must be specific as to time, day, place, and manner of transfer of the child, as Family Code 6323(c) requires.*

g.  Transportation for visitation: \_\_\_\_\_  
Concerning Transportation: \_\_\_\_\_

- (1)  Transportation to the visits should be provided by the  party with visitation  
 guardian     custodial parent     other (please specify): \_\_\_\_\_

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5. g. (2)  Transportation from the visits should be provided by the  party with visitation  
 guardian       custodial parent       other (please specify): \_\_\_\_\_  
 \_\_\_\_\_
- (3)  Drop off of the children should be at (address): \_\_\_\_\_  
 \_\_\_\_\_
- (4)  Pick up of the children should be at (address): \_\_\_\_\_  
 \_\_\_\_\_
- (5)  The children should be driven only by a licensed and insured driver. The car or truck should be required to have legal child restraint devices.
- (6)  During the exchanges, the party driving the children should wait in the car and the other party should wait in his or her home while the children go between the car and the home.
- (7)  Other (specify): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- h.  Travel with children. The party with visitation should be required to obtain written permission from the  
 guardian       custodial parent or a court order to take the children out of  
 (1)  the State of California.  
 (2)  the following countries (specify): \_\_\_\_\_  
 (3)  other places (specify): \_\_\_\_\_
- i.  Child abduction prevention. There is a risk that the party with visitation will take the children out of California without permission. Petitioner requests the orders set out on attached Form RI-PR013B.
- j.  Holiday schedule. Petitioner requests the holiday and visitation schedule set out on attached form RI-PR013D.
- k.  Additional custody provisions. Petitioner requests the additional orders regarding custody set out on the attached form RI-PR013A.
- l.  Other (Specify): \_\_\_\_\_
6.  Jurisdiction. The court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code, commencing with section 3400).

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7.  Country of habitual residence. The country of habitual residence of the child or children in this case is  
 The United States       Other (specify): \_\_\_\_\_
8. A request for special notice  
 has not been filed.  
 has been filed and notice will be given to (names):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
9.  Notice to the persons identified in Attachment 9 should be dispensed with because:  
 they cannot with reasonable diligence be given notice (*specify names and efforts to locate them in Attachment 9*).  
  
 other good cause exists to dispense with notice (*specify names and reasons in Attachment 9*).
10. The names and residence address of the guardian, minor, and minor's parents, brothers, sisters and grandparents are as follows:
- a. Guardian: \_\_\_\_\_      f. Maternal Grandfather: \_\_\_\_\_  
 b. Minor: \_\_\_\_\_      g. Maternal Grandmother: \_\_\_\_\_  
 c. Father: \_\_\_\_\_      h. Paternal Grandfather: \_\_\_\_\_  
 d. Mother: \_\_\_\_\_      i. Paternal Grandmother: \_\_\_\_\_
- e. Brother(s) or Sister(s): \_\_\_\_\_       Additional names and addresses attached.  
 (12 years or older)
11.  Number of pages attached: \_\_\_\_\_

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Date: \_\_\_\_\_ (SIGNATURE OF ATTORNEY) \_\_\_\_\_

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

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

\_\_\_\_\_  
(TYPE OR PRINT NAME) (SIGNATURE OF PETITIONER)

\_\_\_\_\_  
(TYPE OR PRINT NAME) (SIGNATURE OF PETITIONER)

**Consent to Visitation and Waiver of Notice**

I consent to the attached visitation schedule and waive notice of hearing on this petition:

|        |                               |   |
|--------|-------------------------------|---|
| (DATE) | _____<br>(TYPE OR PRINT NAME) | _____<br>(SIGNATURE OF <input type="checkbox"/> MINOR <input type="checkbox"/> PARENT <input type="checkbox"/> GUARDIAN <input type="checkbox"/> OTHER) |
| (DATE) | _____<br>(TYPE OR PRINT NAME) | _____<br>(SIGNATURE OF <input type="checkbox"/> MINOR <input type="checkbox"/> PARENT <input type="checkbox"/> GUARDIAN <input type="checkbox"/> OTHER) |
| (DATE) | _____<br>(TYPE OR PRINT NAME) | _____<br>(SIGNATURE OF <input type="checkbox"/> MINOR <input type="checkbox"/> PARENT <input type="checkbox"/> GUARDIAN <input type="checkbox"/> OTHER) |
| (DATE) | _____<br>(TYPE OR PRINT NAME) | _____<br>(SIGNATURE OF <input type="checkbox"/> MINOR <input type="checkbox"/> PARENT <input type="checkbox"/> GUARDIAN <input type="checkbox"/> OTHER) |