

IN THE COURT OF COMMON PLEAS
Domestic Relations **Division**
MONTGOMERY **COUNTY, OHIO**

<hr/>	:	
Petitioner 1	:	Case No. <hr/>
<hr/>	:	
Street Address	:	
<hr/>	:	Judge <hr/>
City, State and Zip Code	:	
<hr/>	:	
and	:	Magistrate <hr/>
<hr/>	:	
Petitioner 2	:	
<hr/>	:	
Street Address	:	
<hr/>	:	
City, State and Zip Code	:	

JUDGMENT ENTRY OF DISSOLUTION OF MARRIAGE
☐ **WITH CHILDREN** ☐ **WITHOUT CHILDREN**

This matter came on for hearing on _____ before ☐ Judge ☐ Magistrate
_____, upon the Petition for Dissolution of Marriage filed on _____ .
Present at the hearing were the following persons: _____

FINDINGS

1. At the time of the filing of the Petition, ☐ _____ (my name)

- ☐ _____ (my Spouse's name)
☐ Both parties was/were a) resident(s) of the State of Ohio for at least six months.

2. ☐ _____ (my name)
☐ _____ (my Spouse's name)
☐ Both parties was/were (a) resident(s) of _____ County for at least 90 days immediately before the filing of the Petition.

3. The parties were married to one another on _____ (date of marriage) in _____ (city or county, and state).

4. Check all that apply regarding child(ren):

- ☐ There is/are no child(ren) expected from this marriage or relationship.
☐ There is/are child(ren) expected from this marriage or relationship and the approximate due date is: _____.
☐ There is/are no child(ren) from this marriage or relationship.
☐ The parties are parents of _____ (number) child(ren) from the marriage or relationship. Of the child(ren), _____ (number) is/are now emancipated adult(s) and not under any disability. The following _____ (number) child(ren) is/are minor child(ren) and/or mentally or physically disabled and incapable of supporting or maintaining themselves (name and date of birth of each child):

Name of Child

Date of Birth

- ☐ _____ (other parent's name) is not the parent of the following child(ren) who was/were born during the marriage (name and date of birth of each child):

- ☐ _____ (other parent's name) is not the parent of the following child(ren) who was/were born during the marriage (name and date of birth of each child):

5. ☐ The following child(ren) of this marriage or relationship is/are subject to a custody or parenting order in a different Court proceeding (name of each child with the Court that has issued the custody or parenting order): _____

6. Petitioner _____ requests to be restored to the former name of:

7. The parties personally appeared before this Court, and more than 30 and less than 90 days have elapsed after the filing of the Petition.
8. Upon examination under oath, the parties acknowledge that they have agreed on the ☐ Shared Parenting Plan or ☐ Parenting Plan for their child(ren), which they believe to be in their best interests. The Court's adoption of the Plan is in the best interests of the child(ren).
9. Upon examination under oath, the parties acknowledge that they voluntarily entered into a Separation Agreement, attached and incorporated in the Petition, ☐ as modified on _____ and the parties are satisfied with the terms of the Separation Agreement and Plan and fully understand the same. Each Petitioner desires to have the marriage dissolved, and the Separation Agreement approved by the Court.

JUDGMENT

Based upon the findings set out above, it is, therefore, **ORDERED, ADJUDGED, and DECREED** that:

FIRST: DISSOLUTION GRANTED

The dissolution of marriage is granted. The Court approves the ☐ Separation Agreement ☐ Amended Separation Agreement ☐ Shared Parenting Plan ☐ Amended Shared Parenting Plan or ☐ Parenting Plan ☐ Amended Parenting Plan as submitted and releases the parties from the obligations of their marriage except as set out in the attached ☐ Agreement and ☐ Plan, which is incorporated in this entry.

The parties shall fulfill each and every obligation imposed by the ☐ Agreement and ☐ Plan as submitted and modified, if applicable. The Plan is approved and this entry shall constitute a Parenting Decree under R.C. 3109.04(D).

☐ SECOND: NAME

Petitioner _____ is restored to the prior name of: _____

☐ THIRD: OTHER

FOURTH: COURT COSTS

Court costs shall be (select one):

☐ Taxed to the deposit. Court costs due above the deposit shall be paid as follows:

☐ Other (specify):

My Signature

Your (Spouse's) Signature

My Name Printed

Your (Spouse's) Name Printed

Attorney

Attorney

NOTICE OF FINAL APPEALABLE ORDER

Copies of the foregoing order, which may be a final appealable order, shall be served upon the parties by the Clerk in a manner prescribed by Civ.R. 5(B) within three days of entering this judgment upon the journal. The Clerk shall then note the service in the appearance docket pursuant to Civ.R. 58(B). Service shall then be deemed complete.

IN THE COURT OF COMMON PLEAS

DOMESTIC RELATIONS

Division

MONTGOMERY

COUNTY, OHIO

_____	:	
Plaintiff/Petitioner 1	:	Case No. _____
_____	:	
Street Address	:	
_____	:	Judge _____
City, State and Zip Code	:	
_____	:	
vs./and	:	Magistrate _____
_____	:	
Defendant/Petitioner 2	:	
_____	:	
Street Address	:	
_____	:	
City, State and Zip Code	:	

PARENTING JUDGMENT ENTRY

This case came before the Court on _____ for an Order allocating parental rights and responsibilities for the care of the following child(ren) (name and date of birth of each child):

Name of Child

Date of Birth

_____	_____
_____	_____
_____	_____

according to the ☐ Parenting Plan or ☐ Shared Parenting Plan attached.

The Court approves the Plan and incorporates it into this Judgment Entry.

This Judgment Entry is effective on _____ .

Signature (Plaintiff/Petitioner 1)

Signature (Defendant/Petitioner 2)

Phone Number (Plaintiff/Petitioner 1)

Phone Number (Defendant/Petitioner 2)

Attorney for Plaintiff/Petitioner 1

Attorney for Defendant/Petitioner 2

A copy of this Judgment Entry shall be provided to the Child Support Enforcement Agency.

Montgomery County Support Enforcement Agency New Case Number Work Sheet

This is the information necessary to enter a case into the SETS system up to the point of the SESO (Support Order) screen. It is vital that we get as much of this information as possible so that we can properly clear the participants and load the case into the SETS system.

Court Order #: _____ SETS Case #: _____ SEA Case #: _____ Judge _____

Custodial Parent/Caretaker Information: (PL) (DF) (P1) (P2)					Absent Parent Information: (PL) (DF) (P1) (P2)				
Name					Name				
Address1					Address1				
Address2					Address2				
City					City				
State		Zip Code			State		Zip Code		
Birthdate		SSN			Birthdate		SSN		
Race		Sex		Phone #	Race		Sex		Phone #
Employer					Employer				
Emp Add1					Emp Add1				
Emp Add2					Emp Add2				
City					City				
State		Zip Code			State		Zip Code		
Insured?		Insurance available?			Insured?		Insurance available?		
Begin Date:		Plan Type	Group	Indiv	Begin Date:		Plan Type	Group	Indiv
Insurance Co					Insurance Co				
Ins Addr1					Ins Addr1				
City/State/Zip					City/State/Zip				
Plan Type	Plan Name	Group #	Policy #		Plan Type	Plan Name	Group #	Policy #	
Medical					Medical				
Dental					Dental				
Drug					Drug				
Emp Assistance					Emp Assistance				
Uninsured Expenses		Obligee Percentage: %			Obligor Percentage: %				
Child Information:									
First Name	Middle Name	Last Name		Birthdate	Social Security Number		Disabled?	Pat Est?	BOW?

Date entered into SETS: _____ Date Skeleton on COS-E: _____ DEO Initials: _____
Remember: You only need to build one case in SETS if the order is for both Child and Spousal Support. Therefore only one SEA Number is needed. Make sure you comment the COS-E IM Screen with the SETS Case Number and close it properly on the IG screen.

STANDARD ORDER OF PARENTING TIME MONTGOMERY COUNTY DOMESTIC RELATIONS COURT

Parents are encouraged to agree on a fair written parenting time schedule that fits their circumstances and their children's lives, with the following serving as a schedule when the parents cannot agree. The parents may change this schedule by agreement. In the event of conflicting dates and times, the following is the order of priority: Children's Birthdays; Parent's Day; Holidays; Summer/Breaks; Weekends; then Weekdays. If the parents have more than one child, the parenting time will be exercised with all children together. Each parent has a duty to facilitate and encourage the other parent's parenting time with the children.

1. **WEEKENDS:** The non-residential parent shall have parenting time on alternate weekends from Friday at 6:00 p.m. to Sunday at 6:00 p.m. (Exception – not applicable during summer vacation)
2. **WEEKDAY:** The non-residential parent shall have parenting time from 6:00 p.m. to 9:00 p.m. each Wednesday evening or another weekday evening by agreement. (Exception – not applicable during summer vacation)
3. **HOLIDAYS:** The non-residential parent shall have the children on the holidays in Column 1 in odd-numbered years and the holidays in Column 2 in the even-numbered years. The residential parent shall have the children on the holidays in Column 1 in even-numbered years and the holidays in Column 2 in odd-numbered years:

COLUMN 1

Martin Luther King, Jr. Day
Easter Sunday
Fourth of July
Beggar's Night (6:00 to 9:00 p.m.)

COLUMN 2

Presidents Day
Memorial Day
Labor Day
Thanksgiving Day

Parenting time shall be from 9:00 a.m. the day of the holiday until 9:00 p.m., except for Beggar's Night as observed in that parent's community. When the holiday falls on a Monday immediately following a non-residential parenting time weekend, the non-residential parent shall be entitled to keep the children continuously from 6:00 p.m. Friday to 6:00 p.m. Monday.

4. **MOTHER'S/FATHER'S DAY:** On Mother's Day (the 2nd Sunday in May) and Father's Day (the 3rd Sunday in June), the parties shall agree in writing which parent shall have the child(ren) from 9:00 a.m. until 9:00 p.m. In the absence of a written agreement, in all even-numbered years the residential parent is awarded the 2nd Sunday in May and the non-residential parent is awarded the 3rd Sunday in June. In all odd-numbered years, the reverse shall apply.
5. **CHRISTMAS BREAK:** In all even-numbered years, the residential parent shall have the children from 9:00 a.m. the day after school recesses (or 9:00 a.m. on December 20 if the children are not in school), until 9:00 p.m. December 24 and the non-residential parent shall have the children from 9:00 p.m. December 24 through 6:00 p.m. January 1. In all odd-numbered years the reverse shall apply.
6. **BIRTHDAYS:** In odd-numbered years, the non-residential parent shall have all the children on each child's birthday from 6:00 p.m. until 9:00 p.m. In even-numbered years, residential parent shall have all the children on each child's birthday from 6:00 p.m. until 9:00 p.m.
7. **SPRING BREAKS:** In odd-numbered years the non-residential parent shall have all the children for the spring break from school, starting at 9:00 a.m. the day after school recesses to 6:00 p.m. the Sunday before school resumes. The residential parent shall have the children for spring break in the even-numbered years. If all the children are not of school age, the Saturday before Easter through the Friday after Easter shall be substituted.
8. **SUMMER VACATION:** The parties shall exercise summer parenting time in alternating one week increments beginning the first Friday after the last day of school. Each period shall begin on Friday at 6:00 p.m. until the following Friday at 6:00 p.m. The alternate parenting week schedule shall continue until the children are scheduled to return to school. In the odd numbered years, the non-residential parent shall start the first week. In the even numbered years, the residential parent shall start the first week.

If either party is employed by an employer that has an annual mandatory shut-down, that party shall have priority for parenting time during that period. If both parents have an identical shut-down period, the non-residential parent shall have priority. If the mandatory shut-down period creates a conflict with the alternating week schedule, the parties shall trade an equal amount of time as make-up for the lost shut-down parenting time.

Mid weekday and alternating weekend parenting time shall be suspended during summer vacation parenting time. Child support will not be reduced during summer parenting time.

Each parent shall provide the other parent with destination, time of departure and arrival, phone number for emergency purposes, and mode of travel and flight numbers.

In all cases, this summer vacation schedule ends at 6:00 p.m. the Friday before classes resume. That Friday the children shall be returned to the residential parent. Effective that Friday, the weekend and weekday parenting times pursuant to paragraphs 1 and 2 above shall resume. The non-residential parent's first alternating weekend shall begin the following weekend.

9. **LATE PICK-UP:** The residential parent shall have the children ready for pick-up at the start of all parenting time. The children and the residential parent have no duty to wait for the non-residential parent to arrive for parenting time more than thirty (30) minutes, unless notified. The non-residential parent who arrives more than thirty minutes late without prior notification for a particular parenting time forfeits that parenting time, unless the residential parent agrees otherwise.

10. **DROP-OFF:** The non-residential parent will not return the children early from parenting time unless the parents agree to a different drop-off time in advance. The residential parent or other adult well-known to the children must be present when the children are returned from parenting time.

11. **CANCELING NON-RESIDENTIAL PARENTING TIME:** Except in emergency situations, the non-residential parent must give at least 24 hours advance notice when canceling any parenting time.

12. **MAKE-UP NON-RESIDENTIAL PARENTING TIME:** Make-up days shall be given if an emergency prevents scheduled parenting time. When requested by non-residential parent, all make-up parenting time shall be rescheduled and exercised within sixty (60) days of that emergency.

13. **MEDICAL TREATMENT AND EMERGENCIES:** If the children become seriously ill or injured, each parent shall notify the other parent as soon as practicable. If the children become ill or injured during their time with the non-residential parent, said parent, shall contact the residential parent to secure treatment unless the situation is a medical emergency.

14. **TELEPHONE/MAIL OR ELECTRONIC:** Neither parent shall interfere with written, voice, or electronic communications between the children and the other parent. Long-distance calls from an out of town parent shall be at that parent's expense. Non-emergency phone calls should be limited to one per day before 8:00 p.m. EST.

15. **TRANSPORTATION:** The non-residential parent has responsibility for transportation of the children to and from their home for parenting time with them and may use another adult well-known to the children for picking up or dropping off the children when necessary. Any person transporting the children may not be under the influence of alcohol or drugs, and must be a licensed, insured driver. All child restraint and seat-belt laws must be observed by the driver. Car seats should be exchanged when required.

16. **SCHOOL WORK:** Parents shall provide time for children to study and complete homework assignments, even if the completion of work interferes with the parent's plans for the children. The residential parent is responsible for providing the non-residential parent all of the school assignments and books. Summer school which is necessary for a child must be attended, regardless of which parent has the child during the summer school period.

17. **EXTRACURRICULAR ACTIVITIES:** Regardless of where the children are living, their continued participation in extracurricular activities, school related or otherwise, should not be interrupted. It shall be the responsibility of the parent with whom the children are residing at the time to discuss the scheduling of such activities with the children and to provide transportation to the activities. Each parent shall provide the other parent with notice of all extracurricular activities, complete with schedules and the name, address and telephone number of the activity leader, if available.

18. **OUT-OF-STATE RELOCATION:** Neither parent shall relocate the children out of state without first obtaining a modified non-residential parenting time order. The parties may submit an agreed order modifying parenting time, with a provision for allocation of transportation expenses, to the court for adoption by the court as an order. If the parents are unable to agree, the moving parent shall, prior to relocation, 1) file a motion asking the court to modify the parenting time schedule, 2) set a hearing, and 3) obtain a modified parenting time order. No continuances of the hearing will be granted without written permission of the assigned judge.

19. **ACCESS TO RECORDS:** The non-residential parent shall have access to the same records, same school activities and to any day-care center which the children attend on the same basis that said records or access is legally permitted to the residential parent, unless a restrictive order has been obtained from the court. It is the responsibility of the parent obtaining a restrictive order to serve it on the appropriate organization.

20. **NOTICE OF CHANGE OF ADDRESS:** Both parents shall give written notice to the other parent immediately upon any change of address and/or phone number, unless a restrictive order has been obtained from the court. A copy of the notice, including the parties' name and case number, shall also be provided to the Domestic Relations Court, P.O. Box 972, 301 W. Third Street, Second Floor, Dayton, Ohio 45422-2160, Attention: Assignment Commissioner.

MONTGOMERY COUNTY DOMESTIC RELATIONS COURT

STANDARD ORDER OF HEALTH CARE NEEDS FOR DEPENDENT CHILDREN

Notification Pursuant to Chapter 3119, Ohio Rev. Code

Obligor and Obligee shall take notice of the statutory requirements for assuring that health care needs for dependent children (hereinafter "children") are provided. The parties may reach agreement accordingly, or the court will order as appropriate to the facts introduced as testimony. Unless the facts indicate a reason to order otherwise, health care needs of the children will be provided for as set out below. Once the health insurance coverage for children becomes the order of the court, the parties have thirty (30) days to comply with all provisions.

1. The child support obligee is rebuttably presumed to be the appropriate parent to provide health care coverage for the child(ren) subject to the child support order. The obligee must provide the health care coverage unless rebutted pursuant to division (B)(1) of section 3119.30. If the party responsible for health care coverage cannot obtain coverage at a reasonable cost, the Court orders that public health care will satisfy this coverage requirement.
2. Health insurance coverage shall be provided through a group health insurance policy (i) offered by the employer of the obligor, (ii) through another group health insurance plan available to the obligor, (iii) offered by the employer of the obligee, or (iv) through another group health insurance plan available to the obligee, whichever group policy is available for the most reasonable cost.
3. When the obligor is providing the health insurance coverage, obligor shall supply obligee with (i) information regarding the benefits, limitations, and exclusions of the coverage, (ii) insurance forms necessary to receive payment reimbursement, or other benefits, (iii) with necessary insurance cards, and (iv) obligor shall notify the insurer that all reimbursement for expenses covered under the policy and paid for by obligee on behalf of insured children, shall be paid to obligee upon filing of necessary insurance or claim forms.
4. Obligor and obligee shall designate the children as covered dependents on any health insurance plan for which they contract.
5. Each parent (obligor and obligee) shall share responsibility in uninsured medical expenses incurred for a child during a calendar year that exceed the total cash medical support amount (\$388.70 per child) owed by the parents during that year in amounts equal to that parent's percentage of income percentage of total income found on Line 17 of the Child Support Computation Worksheet.
6. If obligor is ordered (i) to provide health insurance coverage and (ii) to assure access to insurance forms, cards and reimbursement to obligee, and **fails to comply**, the court shall order obligor's employer to enroll the obligor and children in available group health insurance and to deduct from obligor's earnings, the amount necessary to pay for the coverage.
7. While a medical insurance order is in effect, obligor's employer shall comply with Chapter 3119 Ohio Revised Code and with court orders and shall release to obligee or the Montgomery County Support Enforcement Agency information on the health insurance coverage, including, but not limited to, the name and address of the insurance company and policy number.

OBLIGEE'S RIGHTS AND REMEDIES FOR ENFORCEMENT OF SUPPORT

Upon Obligor's failure to pay child support and/or spousal support or to provide medical insurance as ordered, the Obligee has the right to apply to the Montgomery County Support Enforcement Agency for assistance on obtaining any of the following:

- A. An order for:
 - 1. withholding of spousal support and/or child support from the personal earnings or bank accounts of the Obligor under Chapter 3121 of the Ohio Revised Code;
 - 2. the assignment of the wages of the Obligor under Section 1321.33 of the Ohio Revised Code;
 - 3. the enforcement of medical insurance support for the children.
- B. A judgment, and then execution on that judgment through any available procedure, including but not limited to:
 - 1. an execution against the property of the judgment debtor under Chapter 2329 of the Ohio Revised Code;
 - 2. an execution against the person of the judgment debtor under Chapter 2331 of the Ohio Revised Code;
 - 3. a proceeding in aid of execution under Chapter 2333 of the Ohio Revised Code, including:
 - a. a proceeding for the examination of the judgment debtor under Sections 2333.09 to 2333.12, and 2333.15 to 2333.27 of the Ohio Revised Code;
 - b. a proceeding for examination of the person holding property, money, or credits of the judgment debtor which is in the nature of garnishment or attachment by notice under Sections 2333.13 to 2333.27 of the Ohio Revised Code;
 - c. a proceeding for attachment of the person of the judgment debtor under Section 2333.28 of the Ohio Revised Code;
 - d. a creditor's suit under Section 2333.01 of the Ohio Revised Code;
 - 4. the attachment of the property of the judgment debtor under Chapter 2715 of the Ohio Revised Code.

Failure of an Obligee to request the Montgomery County Support Enforcement Agency to maintain an action under Section 2301.38 of the Ohio Revised Code shall not operate as a waiver of any right of the Obligee to seek enforcement of a support order, including medical insurance. Upon receipt of support payments, the Support Enforcement Agency will pay out these support payments within two business days.

**MONTGOMERY COUNTY SUPPORT ENFORCEMENT AGENCY
1111 S. EDWIN C. MOSES BLVD
P.O. BOX 8744
DAYTON, OHIO 45422**