

Plaintiff/Petitioner, Pro Se Defendant/Respondent, Pro Se
 Attorney for Plaintiff/Petitioner Defendant/Respondent

**IN THE FAMILY COURT OF THE SECOND CIRCUIT
STATE OF HAWAII**

)	FC-_____ NO. _____
)	
)	MOTION AND AFFIDAVIT FOR
)	PRE-DECREE RELIEF; SCHEDULING
Plaintiff/Petitioner,)	ORDER FOR PRE-DECREE RELIEF
)	
vs.)	ATTACHMENTS:
)	<input type="checkbox"/> Income and Expense Statement
)	<input type="checkbox"/> Asset and Debt Statement
)	<input type="checkbox"/> Child Support Guidelines Worksheet
)	<input type="checkbox"/> Custody/Visitation Statement
)	<input type="checkbox"/> Proposed Parenting Plan
Defendant/Respondent.)	<input type="checkbox"/> _____

**MOTION AND AFFIDAVIT FOR PRE-DECREE RELIEF
SCHEDULING ORDER FOR PRE-DECREE RELIEF**

I am the Plaintiff/Petitioner Defendant/Respondent in this case. I am referred to as the Movant in this motion. The other party is referred to as the Respondent in this motion.

Pursuant to the Hawai'i Family Court Rule 10, I seek the following relief:

1. An order which awards the temporary legal custody, physical custody and visitation of the parties' child(ren) as follows:

This arrangement is best for the parties' child(ren) because:

NOTE: If custody and visitation orders are requested, the attached Custody/Visitation Statement **must** be completed and the Movant's Income and Expense and Asset and Debt Statement **must** be attached.

2. An order requiring the Respondent to pay monthly child support of \$_____.

NOTE: If child support is requested, the Movant's Income and Expense and Asset and Debt Statement **must** be attached.

3. An order requiring the Respondent to pay monthly alimony of \$_____.

NOTE: If alimony is requested, the Movant's Income and Expense and Asset and Debt Statement **must** be attached.

4. An order requiring the Respondent to pay \$_____ toward my legal expenses.

NOTE: If contribution to legal expenses is requested, the Movant's Income and Expense and Asset and Debt Statement **must** be attached.

5. An order requiring the Respondent to make the following other payments:

NOTE: If such an order is requested, the Movant's Income and Expense and Asset and Debt Statement **must** be attached.

6. An order which enjoins and restrains either party from transferring, encumbering, wasting, or otherwise disposing of any of his/her real or personal property, except as necessary, over and above current income, for the ordinary course of business or for usual living expenses. Such a restraining order is necessary because:

7. An order which enjoins and restrains either party from removing the parties' child(ren) from the Island of Maui Molokai Lana'i. Such a restraining order is necessary because:

8. An order which enjoins and restrains the Respondent from:
- threatening or physically abusing me or any of my relatives who live with me
 - contacting me
 - residing, continuing to remain at, or going within 50 yards of my residence at:

having any contact with the minor child(ren):

in this case except he/she may have contact with the minor child(ren) as follows:

harassing me.

These orders are necessary because:

- a. The Respondent has physically abused me in the past as follows (state nature and date of most recent incident of abuse):

- b. The Respondent has threatened to abuse me in the past as follows (state nature and date of most recent threat of abuse):

- c. The Respondent has used weapons against me or threatened to use weapons in the following incidents:

- d. The Respondent owns, intends to obtain, or possesses a firearm and the firearm may be used to threaten, injure or abuse any person as follows:

- i. Respondent owns possesses the following types of firearms:

As of _____(date), the firearm(s) was/were located at (state address and specific location therein):

ii. I believe the Respondent intends to obtain firearms because:

iii. In the past, the Respondent has used threatened to use (a) firearm(s) against me and or the parties' child(ren) as follows (state nature and date of the last such use and/or threatened use):

iv. I believe that the Respondent may in the future use (a) firearm(s) to threaten, injure and/or abuse me, the parties child(ren) and/or someone else because:

e. I am concerned about Respondent having contact with the minor child(ren) because:

f. I am concerned about Respondent having contact with:

who are my relatives and who live with me, because:

g. I am concerned the Respondent may harass me because:

h. _____

9. I am requesting that the orders I am seeking in Paragraph(s) 6, 7 and/or 8 be granted ex parte. In other words, that they become effective before we have a court hearing on this case.

10. The Respondent's name, address, telephone number, year of birth, and last four of social security number are:

Name: _____

Address: _____

Telephone No: _____

Year of Birth: _____ Social Security Number: XXX-XX- _____

11. Other relief sought:

[] 12. In further support of this motion I also affirm that I am not now, nor have I been in the past, a party to a legal proceeding other than this case involving the Respondent.

[] 13. My participation as a party in other legal proceedings involving the Respondent is/has been as follows:

(Case Name)

(Case Number) (Location of Court)

(Date Filed) (Date Concluded)

(Type of Case)

(Case Name)

(Case Number) (Location of Court)

(Date Filed) (Date Concluded)

(Type of Case)

I hereby declare under penalty of perjury that the information in this motion and all of the attachments to it is true, correct and complete to the best of my knowledge and belief.

Date

Signature of Movant

Printed Name of Movant

Date

Signature of Movant's Attorney

Printed Name of Movant's Attorney

Americans with Disabilities Act Notice



If you need an accommodation for a disability when participating in a court program, service, or activity, please contact the ADA Coordinator as soon as possible to allow the court time to provide an accommodation:

Call (808) 244-2855 FAX (808) 244-2932 OR Send an e-mail to: adarequest@courts.hawaii.gov. The court will try to provide, but cannot guarantee, your requested auxiliary aid, service or accommodation.