Nebraska State Court Form DC 6:15.3 Rev. 06/19 Neb. Rev. Stat. §§ 42-364(6) and 43-2920 – 43-2943	**COMPLAINT FOR MODIFICATION OF CUSTODY OR PARENTING PLAN**	☑ Printing the form and handwriting the answers. ☐ Completing the form electronically. See Self-help Page

IN THE DISTRICT COURT OF _____ COUNTY, NEBRASKA
Choose the county (county where the original action was filed)

_____
(name of plaintiff in original action)
Plaintiff

vs.

_____
(name of defendant in original action)
Defendant

Case No. CI_____
(case number in original action)

COMPLAINT FOR MODIFICATION OF CUSTODY OR PARENTING PLAN

I, _____, without the assistance of an attorney, ask this court
(your full name)
for an Order of Modification of Parenting Plan. In support of my Complaint, I state that the following is true:

1. I live at _____,
(your street address: if confidential under Nebraska or Federal law, enter county and state only and provide an alternative address for mailing of notice)
in _____.
(city, county, and state where you live)

2. The other party's address is: _____,
(street address)
in _____.
(city, county and state where the other party lives)

3. The minor child(ren) has/have lived in the state of Nebraska for at least 6 months or since birth prior to the filing of the Complaint for Modification.

4. Neither I nor the other party is a member of the Armed Forces of the United States or its allies.

5. I am the biological parent of the following child(ren) whose custody and welfare will be affected by this proceeding. Their name(s) and year(s) of birth are:

_____ (name of child)	_____ (child's year of birth)
_____ (name of child)	_____ (child's year of birth)
_____ (name of child)	_____ (child's year of birth)
_____ (name of child)	_____ (child's year of birth)

6. ☐ I am a, ☐ Both parents are fit and proper person(s) to have the care, custody, and control of our minor child(ren) subject to the other party's right of parenting time.

7. The following information is provided because of the requirements of the Uniform Child Custody Jurisdiction and Enforcement Act:

(a) For the last five years, the child(ren)'s addresses and the persons they have lived with are:

DATES:	ADDRESS:	NAME and *CURRENT* ADDRESS OF PERSON(S) WITH WHOM THE CHILD(REN) HAVE LIVED:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(b) Check the box that applies:

☐ I have not been a party or a witness in any other proceeding concerning the custody of or parenting time with the child(ren).

OR

☐ I have been a party or a witness in another proceeding concerning the custody of or parenting time with the child(ren), as follows:

_____
(name of court)

_____
(case number)

_____
(date of child custody determination, if any)

(c) Check the box that applies:

☐ I know of no other actions or proceedings that could affect this action. This includes actions or proceedings about domestic violence, protection orders, termination of parental rights, and adoptions.

OR

☐ There is currently a proceeding which could affect this action.

_____
(name of court)

_____
(case number)

_____
(date determination, if any)

(d) Check the box that applies:

☐ I do not know the names and addresses of any persons other than the other party and myself who have physical custody of the child(ren) or claim to have custody or parenting time rights with the child(ren).

OR

☐ The following is a list of the names and addresses of persons other than the other party and myself who have physical custody of the child(ren) or claim to have custody or parenting time rights with the child(ren):

NAME:	ADDRESS:
_____	_____
_____	_____

8. _____ able to provide support for the child(ren).
("**I am**" or "**The other party is**")

9. Check the box that applies:

☐ There are no existing restraining orders, protection orders, or criminal no-contact orders regarding either party.

OR

☐ There are one or more existing restraining orders, protection orders, or criminal no-contact orders regarding one or more of the parties. Details are as follows:

(a) Type(s) of order(s): ☐ restraining; ☐ protection; ☐ criminal no-contact.

(b) Name of court, case number, and date of order for each order:

_____
(name of court, case number and date of each order)

_____

_____

10. A modified parenting plan ☐ has ☐ has not been developed.

11. Child custody ☐ is ☐ is not contested.
Parenting time ☐ is ☐ is not contested.
Child support ☐ is ☐ is not contested.

12. On _____ this court entered a ☐ decree of dissolution,(date of the most recent decree or order that included a parenting plan) ☐ order of modification OR ☐ order establishing paternity, a parenting plan, and child support. As part of that decree or order, the court ordered a parenting plan.

13. This court has jurisdiction over the parties to this proceeding and over the issue pending before it as part of its ongoing jurisdiction in family law matters.

14. There has been a material change in circumstances since the date the decree or order was entered. Specifically, the following change(s) has (have) occurred:

_____
_____
_____
_____
_____
_____

15. It is in the best interests of the minor child(ren) that the parenting plan previously entered by this court be modified.

WHEREFORE, I ask that this court modify the parenting plan entered on

_____, and:
(date of the most recent order that included a parenting plan)

A. (If you are requesting a modification of custody, check the box that applies):

☐ Award _____sole legal and sole physical custody of the child(ren).
(name of party)

☐ Award plaintiff and defendant joint legal custody of the child(ren) and award sole physical custody of the child(ren) to _____.
(name of party)

☐ Award plaintiff and defendant joint legal and joint physical custody of the child(ren).

B. Order a modified parenting plan that sets forth parenting time with each parent.

C. Award child support in a manner consistent with the Nebraska Child Support Guidelines;

and

D. Grant any further relief that may be just.

_____ Date _____
Signature (DO NOT SIGN UNTIL YOU ARE IN THE PRESENCE OF A NOTARY.)

_____ _____
Name Street Address/P.O. Box

_____
City/State/ZIP Code

_____ _____
Phone Email Address

VERIFICATION

STATE OF NEBRASKA)
) ss
COUNTY OF _____)
(county where signed)

I, _____, first being sworn upon oath, depose
(your full name)
and say that I am the ☐ plaintiff ☐ defendant in the above-entitled matter and have read the foregoing Complaint for the Modification of Custody or Parenting Plan and state that the facts contained therein are true.

_____
(Your Signature. **DO NOT SIGN UNTIL YOU ARE IN FRONT OF THE NOTARY**)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.

_____
Notary Public