### **INSTRUCTIONS FOR FILING A CUSTODY COMPLAINT**

The following documents should be completed and filed with the filing fees, unless waived by the Court, in the Prothonotary's office. All information must be typewritten or neatly printed:

#### INTAKE FORM

Complete this form in its entirety.

#### **COVER SHEET**

Fill in the top part of this form with your name and address and the defendant's name and address. You are the plaintiff. The person you are filing against is the defendant. In the box titled "Statutory Basis for Cause of Action", you should write the word "custody". You must sign and date the form at the bottom.

### ORDER OF COURT FOR CONFERENCE/HEARING

Insert your name on the first line on the left side of the top of the form (This is called the caption). Insert the defendant's name on the second line on the left side of the top of the form. The Court will complete the rest of the form.

### **ORDER OF COURT**

Insert your name on the first line on the left side of the top of the form (This is called the caption). Insert the defendant's name on the second line on the left side of the top of the form. Please complete numbers 1, 5, 6 and 8 with your proposed recommendations for custody.

#### **COMPLAINT FOR CUSTODY**

Insert your name on the first line on the left side of the top of the form (This is called the caption). Insert the defendant's name on the second line on the left side of the top of the form. Answer all the questions on the form completely and sign on both signature lines above the word "Plaintiff". (Current filing fees are \$204.80 plus \$150.00 for custody master. If you are filing an agreement, current filing fee is \$204.80 only.) Complete the Criminal Record/Abuse History Verification regarding criminal offense(s) for all parties and members of the household.

#### **RELOCATION**

No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. §5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

### **PETITION FOR WAIVER OF COSTS (if applicable)**

Complete this form **ONLY** if you cannot afford to pay the initial filling fees and costs. Insert your name on the first line on the left side of the top of the form (This is called the caption). Insert the defendant's name on the second line on the left side of the top of the form. Answer all the questions on the form completely. You must sign and date the form at the bottom. (Current filing fees are \$204.80 plus \$150.00 for custody master.)

### ORDER OF COURT FOR WAIVING PAYMENT OF COSTS (if applicable)

If you complete the Petition for Waiver of Costs, insert your name on the first line on the left side of the top of the form (This is called the caption). Insert the defendant's name on the second line on the left side of the top of the form. The Court will complete the rest of the form.

### PENNSYLVANIA RULE OF CIVIL PROCEDURE 1930.4 SERVICE OF ORIGINAL PROCESS IN DOMESTIC RELATIONS MATTERS

Proper service is required. Kindly review this rule which explains the proper procedure for effecting service.



## APPELLATE/TRIAL COURT CASE RECORDS

Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts 204 Pa. Code § 213.81

www.pacourts.us/public-records

(Party name as displayed in case caption	n) Docket/Case N	No.
Vs.		
(Party name as displayed in case caption	n) Court	
This form is associated with the pleading to	itled	, dated,
Pursuant to the Public Access Policy of the Trial Courts, the Confidential Information law, ordered by the court, or otherwise pages, shall remain confidential, except the custodian. This form, and any additional pages.	n Form shall accompany a filing where conecessary to effect the disposition of a natit shall be available to the parties, co	onfidential information is required by matter. This form, and any additional unsel of record, the court, and the
This Information Pertains to:	Confidential Information:	References in Filing:
(full name of adult)  OR  This information pertains to a minor with the initials of and the full name of  (full name of minor)	Social Security Number (SSN):  Financial Account Number (FAN):  Driver's License Number (DLN):  State of Issuance:	Alternative Reference: SSN 1  Alternative Reference: FAN 1  Alternative Reference: DLN 1
and date of birth:	State of Issuance:  State Identification Number (SID):	Alternative Reference: SID 1
(full name of adult)  OR  This information pertains to a minor with the initials of and the full name of  (full name of minor)	Social Security Number (SSN):  Financial Account Number (FAN):  Driver's License Number (DLN):  State of Issuance:	Alternative Reference: SSN 2 Alternative Reference: FAN 2 Alternative Reference: DLN 2
and date of birth:	State Identification Number (SID):	Alternative Reference: SID 2



## APPELLATE/TRIAL COURT CASE RECORDS

### Additional page (if necessary)

This Information Pertains to:	Confidential Information:	References in Filing:
(full name of adult)	Social Security Number (SSN):	Alternative Reference: SSN
OR This information pertains to a	Financial Account Number (FAN):	Alternative Reference: FAN
minor with the initials of and the full name of	Driver's License Number (DLN):	Alternative Reference: DLN
(full name of minor)	State of Issuance:	
and date of birth:	State Identification Number (SID):	Alternative Reference: SID
	Social Security Number (SSN):	Alternative Reference: SSN
(full name of adult)  OR  This information pertains to a	Financial Account Number (FAN):	Alternative Reference: FAN
minor with the initials of and the full name of	Driver's License Number (DLN):	Alternative Reference:
(full name of minor)	State of Issuance:	
and date of birth:	State Identification Number (SID):	Alternative Reference: SID



## APPELLATE/TRIAL COURT CASE RECORDS

Additional page(s) attached	total pages are attached to this filing.
	of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Public Access Policy of the Unified Judicial System of the Unif
Signature of Attorney or Unrepresented Party	Date
Name:	Attorney Number: (if applicable)
Address:	Telephone:
	Email:

NOTE: Parties and attorney of record in a case will have access to this Confidential Information Form. Confidentiality of this information must be maintained.



## APPELLATE/TRIAL COURT CASE RECORDS

#### Instructions for Completing the Confidential Information Form

The following information is confidential and shall not be included in any document filed with a court or custodian, except on a Confidential Information Form filed contemporaneously with the document:

- 1. Social Security Numbers
- Financial Account Numbers, except an active financial account number may be identified by the last four digits when the financial account is the subject of the case and cannot otherwise be identified. "Financial Account Numbers" include financial institution account numbers, debit and credit card numbers, and methods of authentication used to secure accounts such as personal identification numbers, user names and passwords.
- Driver License Numbers
- 4. State Identification (SID) Numbers
- 5. Minors' names and dates of birth except when a minor is charged as a defendant in a criminal matter (see 42 Pa.C.S. § 6355). "Minor" is a person under the age of eighteen.
- 6. Abuse victim's address and other contact information, including employer's name, address and work schedule, in family court actions as defined by Pa.R.C.P. No. 1931(a), except for victim's name. "Abuse Victim" is a person for whom a protection order has been granted by a court pursuant to Pa.R.C.P. No. 1901 et seq. and 23 Pa.C.S. § 6101 et seq. or Pa.R.C.P. No. 1951 et seq. and 42 Pa.C.S § 62A01 et seq. If necessary, this information must be provided on the separate Abuse Victim Addendum. Please note there are separate instructions for the completion of the Addendum located on the form.

Please note this form does not need to be filed in types of cases that are sealed or exempted from public access pursuant to applicable authority (e.g. juvenile, adoption, etc.).

- The best way to protect confidential information is not to provide it to the court. Therefore, only provide confidential information to the court when it is required by law, ordered by the court or is otherwise necessary to effect the disposition of a matter.
- Do not include confidential information in any other document filed with the court under this
  docket.
- If you need to refer to a piece of confidential information in a document, use the alternate references. If you need to attach additional pages, sequentially number each alternate reference i.e. SSN 3, SSN 4, etc.
- This form, and any additional pages, must be served on all unrepresented parties and counsel of record.

A court or custodian is not required to review or redact any filed document for compliance with *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts.* A party's or attorney's failure to comply with this section shall not affect access to case records that are otherwise accessible.

If a filed document fails to comply with the requirements of the above referenced policy, a court may, upon motion or its own initiative, with or without a hearing, order the filed document sealed, redacted, amended or any combination thereof. A court may impose sanctions, including costs necessary to prepare a compliant document for filing in accordance with applicable authority.

### **CARBON COUNTY CUSTODY** Intake: COMPLAINT/MODIFICATION/CONTEMPT

	Docket Nu	mber:
Plaintiff (MotherF	atherOther)	
Name:	D	Pate of Birth:
Address:		Apt:
City:	State:	Zip:
Home Phone:	Other Phone	
Plaintiff's Attorney:	Attorne	y's Phone:
<b>Defendant</b> (Mother	FatherOther)	
Name:	D	Pate of Birth:
Address:		Apt:
City:	State:	Zip:
Home Phone:	Other Phone	
Defendant's Attorney:	Attorney	y Phone:
Children		
With whom does child(ren) reside	? Mother	Father Other
Has child(ren) and custodian resid	ed in Carbon County fo	or six months?YesNo
<u>Interpreter:</u> Does either party need an Interpre	eter? Yes	No
If Yes, what language?		
<b>Mediation:</b> Are there allegations of domestic v	violence or child abuse	? Yes No
Does either party live more than 7	5 miles from Courthou	se? Yes No
<u>Incarceration:</u> Is a party currently incarcerated?	YesNo	
If yes, what is inmate's identificati	on number, and facility	y address:
(Attorney for Plaintiff) (Plaintiff)		Date

(Attorney for Plaintiff) (Plaintiff) **DELIVER THIS FORM WITH PLEADING TO PROTHONOTARY** 

Court of Common Pleas of Carbon County		
Civil Co	over Sheet	For Prothonotary Use only (Docket Number)
PLAINTIFF'S NAME: Enter names (last, first, middle initial) of plaintiff. If the plaintiff is a government agency or corporation, use the full name of the agency or corporation. In the event there are more than two plaintiffs, list the additional parties on a separate sheet of paper. Husband and wife should be listed as separate parties.		<b>DEFENDANT'S NAME:</b> Enter names (last, first, middle initial) of defendant. If the defendant is a government agency or corporation, use the full name of the agency or corporation. In the event there are more than two defendants, list the additional parties on a separate sheet of paper. Husband and wife should be listed as separate parties.
PLANTIFF'S ADDRESS & TELEPHONE NUMBER: Enter the address and telephone numbers of the parties at the time of filing of the action. If any party is a corporation, enter the address and telephone number of the registered office of the corporation.		<b>DEFENDANT'S ADDRESS AND TELEPHONE NUMBER:</b> Enter the address and telephone numbers of the parties at the time of filing of the action. If any party is a corporation, enter the address and telephone number of the registered office of the corporation.
ADDITIONAL PLAINTIFF'S	NAME:	ADDITIONAL DEFENDANT'S NAME:
ADDITIONAL PLANTIFF'S A	DDRESS/ TELEPHONE NO	: ADDITIONAL DEFENDANT'S ADDRESS /TELEPHONE NO:
TOTAL NUMBER OF PLAIN of plaintiffs and the total number		TOTAL NUMBER OF DEFENDANTS: Indicate the total number plaintiffs and the total number of defendants in the action.
of plantation and the total number of determining in the detion.		planting and the total number of detendants in the action.
STATUTORY BASIS FOR CA specific statute must be cited	USE OF ACTION If the action	on is commenced pursuant to statutory authority ("Petition Action"), the
<b>RELATED PENDING CASES:</b> (All previously filed related consolidated by Court Order or Stipulation.)		ases must be identified by docket number. Indicated whether they have
TO THE PROTHONOTARY:		
Kindly enter my appearance	on behalf of Plaintiff/Petitioner/	Appellant. Papers may be served at the address set forth below.
NAME OF PLAINTIFF'S/APPELLANT'S ATTORNEY: Unrepresented filers must provide their name, address, telephone number and signature.		ADDRESS
PHONE NUMBER	SUPREME COURT IDENTIFICATION NUMBER	E-MAIL ADDRESS:
		FAX NO. (OPTIONAL – FOR SERVICE): Providing the fax number shall authorize the service of legal papers by facsimile transmission. See Pa.R.CP.440(d)
DATE:	SIC	SNATURE:

### IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA CIVIL ACTION - LAW

PLAINTIFF VS.			;	: CUSTODY NO.				
I	DEFEND	ANT			!			
١	You,				_, defenda	ant, have been	sued in c	ourt
to OBT	AIN (sha	ared legal	custody) (so	le leg	al custody	/) (partial phys	sical custo	ody)
(primar	y physica	l custody)	(shared physic	al cust	ody) (sole	physical custod	y) (superv	ised
physica	l custody)	) of the chi	ild(ren):					
	· · · · · · · · · · · · · · · · · · ·							
١	You are o	rdered to	appear in perso	on at t	the First Fl	oor or Third Flo	or Confere	ence
Room,	Carbon	County	Courthouse,	Jim	Thorpe,	Pennsylvania,	18229,	on
			, 20, at _		_M., preva	iling time, for		
_	a c	onciliation	or mediation c	onfere	nce.			
_	а р	retrial con	ference.					
_	a h	earing bef	ore the court.					

Any party to a custody action, who is incarcerated and cannot attend any scheduled proceeding and wishes to participate by electronic means, shall request permission from Court Administration seven (7) days before the scheduled event. Said party shall be responsible for making the arrangements with Court Administration and the Warden of said facility where the party is incarcerated.

If you fail to appear as provided by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.

You must file with the court a verification regarding any criminal

record or abuse history regarding you and anyone living in your household on or before the initial in-person contact with the court (including, but not limited to, a conference with a conference officer or judge or conciliation) but not later than 30 days after service of the complaint or petition.

No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. §5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

North Penn Legal Services 101 West Broad Street, Suite 713 Hazleton, PA 18201 (877) 953-4250

or

Carbon County Lawyer Referral 811 Blakeslee Blvd. Dr. East, Suite 130 Lehighton, PA 18235 Phone 1-610-379-4950 Fax (610) 379-4952

#### **AMERICANS WITH DISABILITIES ACT OF 1990**

The Court of Common Pleas of Carbon County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Office of the District Court Administrator at (570) 325-8556. All arrangements must be made at least seventy-two (72) hours prior to any hearing or business before the court. You must attend the scheduled conference or hearing.

	BY THE COURT:	
Date:		
		J.

#### IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA

### CIVIL ACTION - LAW

	Plaintiff  vs.  Defendant	: : : : : : : : : : : : : : : : : : : :	NO.
	Deferitatit	·  	Counsel for Plaintiff Counsel for Defendant
	ORDER O	F COUR	<u>T</u>
	AND NOW this day of		, 20, it is hereby
	ORDERED and DECREED as foll	ows:	
1.	This Order of Court shall gov children:	ern the	custodial situation of the following

- 2. In accordance with the statutory laws of this Commonwealth, each party shall be provided all access to the medical, dental, religious and school records of the child(ren) involved. Absent an emergency situation, each party shall be informed in regard to the medical and dental needs of the child(ren) involved.
- 3. Jurisdiction of the child(ren) and this matter shall remain with the Court of Common Pleas of Carbon County, Pennsylvania, unless or until jurisdiction would change under the Uniform Child Custody Jurisdiction Act.
- 4. The welfare of the child(ren) shall be the primary consideration of the parties in any application of the terms of this Agreement. The parties shall exert every reasonable effort to foster a feeling of affection between the child(ren) of the other party. Neither party shall do anything to estrange the child(ren) from the other party, to injure the opinion of the child(ren) as to the other party, or to hamper the free and

5		Primary physical custody of the child(ren) shall be as follows:
6 custody		The Plaintiff/Defendant, Father/Mother, shall have partial physical ervised physical custody in accordance with the following schedule:
(6	a)	During the week:
(l	b)	Weekends:;
(0	c)	Major Holidays:;
(0	d)	Minor Holidays:;
(6	e)	Mother's Day and Mother's Birthday shall be with the Mother;
(1	f)	Father's Day and Father's Birthday shall be with the Father.
(9	g)	Child(ren)'s Birthday(s):;
(I	h)	Vacation/Summers:;
(i	i)	Other times:
	by	All other periods of partial physical custody/supervised physical custody mutual agreement of both parties after reasonable request, and such nall not be unreasonable withheld.
		The retrieving party shall provide transportation unless otherwise agreed rties as follows:
9		Each party agrees to keep the other advised of their current residential

address and telephone number. Each party shall be entitled to speak to the child(ren) by telephone at reasonable times and intervals when the child(ren) is/are in the custody

of the other party.

natural development of the child(ren)'s love and respect of the other party.

- 10. Each party agrees to give to the other a general itinerary of all vacations they plan to take with the child(ren).
- 11. Each party shall endeavor to give at least twenty-four (24) hours prior notice to the other in the event that it will not be possible to exercise any of the rights herein identified.

No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. §5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

The attached "Appendix to Order" is incorporated herein and shall be part of this Order.

	1.
BY THE COURT:	

### APPENDIX TO ORDER

Certain rules of conduct generally applicable to custody matters are set forth below and are binding on both parties, the breach of which could become the subject of contempt proceedings before this Court, or could constitute grounds for amendment of our order. If these general rules conflict with the specific requirements of our order, the order shall prevail.

1.

Neither party will undertake nor permit in his or her presence the poisoning of the minor child's mind against the other party by conversation which explicitly or inferentially derides, ridicules, condemns, or in any manner derogates the other party.

2.

The parties shall not conduct arguments or heated conversations when they are together in the presence of their child(ren).

3.

Neither party will question the child(ren) as to the personal lives of the other parent except insofar as necessary to insure the personal safety of the child(ren). By this we mean that the child(ren) will not be used as a spy on the other party. It is harmful to a child to be put in the role of "spy".

4.

Neither party will make extravagant promises to the minor child(ren) for the purposes of ingratiating himself or herself to the minor child(ren) at the expense of the other party; further, any reasonable promise to the child(ren) should be made with the full expectation of carrying it out.

5.

The parties should at all times consider the child(ren)'s best interests, and act accordingly. It is in a child(ren)'s best interests to understand that he or she is trying

desperately to cope with the fact of his parents' separation, and needs help in loving both parents, rather than interference of censure.

6.

The parties should remember that they cannot teach their child(ren) moral conduct by indulging in improper conduct themselves. Children are quick to recognize hypocrisy, and the parent who maintains a double standard will lose the respect of his or her child(ren).

7.

Any period of custody shall be subject to the following rules:

- A. Arrangements will be worked out beforehand between the parties without forcing the child(ren) to make choices and run the risk of parental displeasure. However, the child(ren) shall be consulted as to the child(ren) schedule.
- B. Custodial rights should be exercised at reasonable hours and under circumstances reasonably acceptable to the other party and to the needs and desires of the minor child(ren).
- C. If a party finds him or herself unable to keep an appointment, he or she should give immediate notice to the other party, so as to avoid subjecting the child(ren) to unnecessary apprehension and failure of expectations.
- D. The party having custody of the child(ren) should prepare the child(ren) both physically and mentally for the custody with the other party and have the child(ren) available at the time and place mutually agreed upon.
- E. If either party or the child(ren) has plans which conflict with a scheduled period of custody and wish to adjust such period, the parties should make arrangements for an adjustment acceptable to the schedules of everyone involved. Predetermined schedules are not written in stone, and both parties should be flexible for the sake of the child(ren).
- F. If a party shows up for their partial physical custody/supervised physical custody under the influence of alcohol or drugs, the period of partial physical custody/supervised physical custody may be considered forfeited on those grounds alone.

During the time that the child(ren) is/are living with a party, that party has the responsibility of imposing and enforcing the rules for day-to-day living. However, unless otherwise ordered, both parents should consult with one another on the major decisions affecting the child(ren)'s life, such as education, religious training, medical treatment, and so forth.

### IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA **CIVIL ACTION - LAW** PLAINTIFF **CUSTODY** VS. NO. DEFENDANT **COMPLAINT FOR CUSTODY** 1. The plaintiff is \_\_\_\_\_\_residing (Street) (City) (Zip Code) (County) 2. The defendant is residing (County) (City) (Zip Code) (Street) 3. Plaintiff seeks (shared legal custody) (sole legal custody) (partial physical custody) (primary physical custody) (shared physical custody) (sole physical custody) (supervised physical custody) of the following child(ren): **NAME** PRESENT RESIDENCE **AGE** The child(ren) (was) / (was not) born out of wedlock. The child(ren) is presently in the custody of \_\_\_\_\_\_(Name) who resides at \_\_\_\_\_

(Street)

(City)

(State)

During the past five years, the child(ren) has resided with the following persons and at the following addresses:

A parent of the child(ren) currently residing at This parent is (married) / (divo	is	
currently residing at		
This parent is (married) / (divo		
	orced) / (single).	
A parent of the child(ren) is currently residing at		
This parent is (married) / (divo	orced) / (single).	
The relationship of pl	aintiff to the child(re	en) is that of
<u>NAME</u>	RELATION:	<u> </u>
The relationship of defendant	` '	
The defendant currently reside	s with the following persons:	
NAME	RELATION	SHTP

6.	Plaintiff (has) / (has not) participated as a party or witness, or in another capacity, in other litigation concerning the custody of the child in this or another court. The court, term and number, and its relationship to this action is:						
		nas no) information of in a court of this Cor d number, and its	nmonwealth or		e		
	who has physical o	(does not know) of a custody of the child(ren) d(ren). The name and a	or claims to have	e custodial rights wit			
7.	granting the relief	and permanent welfar requested because (se sted will be in the best	t forth facts show	wing that the grantin	g		
8.	and the person when parties to this action or claim a right to	e parental rights to the no has physical custody on. All other persons, custody of the child(rea the right to intervene:	of the child(ren) named below, w	) have been named a ho are known to hav	s e		
	<u>NAME</u>	<u>ADDRESS</u>		BASIS OF CLAIM			
9. (a	seeking physical ar	grandparent who is not nd/or legal custody purs shing standing pursuant	uant to 23 Pa.C.S	S. §5323, you must			

(b) If the plaintiff is a grandparent or great-grandparent who is seeking partial physical custody or supervised physical custody pursuant to 23 Pa.C.S. §5325, you must plead facts establishing standing pursuant to §5325.
(c)If the plaintiff is a person seeking physical and/or legal custody pursuant to 23
Pa.C.S. §5324(2) as a person who stands in loco parentis to the child, you must
plead facts establishing standing
10. Plaintiff has attached the Criminal Record/Abuse History Verification form required pursuant to Pa.R.C.P. No. 1915.3-2.
Wherefore, Plaintiff requests the court to grant (shared legal custody) (sole legal custody) (partial physical custody) (primary physical custody) (shared physical custody) (sole physical custody) (supervised physical custody) of the child(ren).
(Attorney for Plaintiff) (Plaintiff)
I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.
Plaintiff

### 

		,	:		
	Plaintiff	<i>,</i>	:		
	VS.		: NO.		
	Defendant		:		
	CRIMINAL RECORD/A	BUSE H	HISTORY VER	IFICATION	
	Ι,				, hereby
swear	or affirm, subject to penalties	of law	including 18	3 Pa.C.S. §4904	4 relating to
unswo	orn falsification to authorities that:				
1.	Unless indicated by my checking	the bo	x next to a cr	me below, neitl	her I nor any
	other member of my household	have b	peen convicte	d or plead guilt	y or pled no
	contest or was adjudicated del	inquen	t where the	record is publi	cly available
	pursuant to the Juvenile Act, 42	Pa.C.S	. § 6307 to a	ny of the follow	ing crimes in
	Pennsylvania or a substantially	equi equi	valent crime	in any other	jurisdiction,
	including pending charges:				
Check all that apply	Crime	Self	Other household member	Date of conviction, gu plea, no contest plea pending charges	
	18 Pa.C.S. Ch. 25 (relating to criminal homicide)				
	18 Pa.C.S. § 2702 (relating to aggravated assault)				
	18 Pa.C.S. § 2706 (relating to terroristic threats)				
	18 Pa.C.S. § 2709.1 (relating to stalking)				

Check all that apply	Crime	Self	Other household member	Date of conviction, guilty plea, no contest plea or pending charges Sentence
	18 Pa.C.S. § 2901 (relating to kidnapping)			
	18 Pa.C.S. § 2902 (relating to unlawful restraint)			
	18 Pa.C.S. § 2903 (relating to false imprisonment)			
	18 Pa.C.S. § 2910 (relating to luring a child into a motor vehicle or structure)			
	18 Pa.C.S. § 3121 (relating to rape)			
	18 Pa.C.S. § 3122.1 (relating to statutory sexual assault)			
	18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)			
	18 Pa.C.S. § 3124.1 (relating to sexual assault)			
	18 Pa.C.S. § 3125 (relating to aggravated indecent assault)	□ )		
	18 Pa.C.S. § 3126 (relating to indecent assault)			
	18 Pa.C.S. § 3127 (relating to indecent exposure)			
	18 Pa.C.S. § 3129 (relating to sexual intercourse with anim	□ al)		
	18 Pa.C.S. § 3130 (relating to conduct relating to sex offen	□ ders)		
	18 Pa.C.S. § 3301 (relating to arson and related offenses)			
	18 Pa.C.S. § 4302 (relating to incest)			

Check all that apply	Crime	Self	Other household member	Date of conviction, guilty plea, no contest plea or pending charges Sentence
	18 Pa.C.S. § 4303 (relating to concealing death of child)			
	18 Pa.C.S. § 4304 (relating to endangering welfare of child	☐ dren)		
	18 Pa.C.S. § 4305 (relating to dealing in infant children)			
	18 Pa.C.S. § 5902(b) (relating to prostitution and related offer	nses)		
	18 Pa.C.S. § 5903(c) or (d) (relating to obscene and other sexual materials and performances)			
	18 Pa.C.S. § 6301 (relating to corruption of minors)			
	18 Pa.C.S. § 6312 (relating to sexual abuse of children)			
	18 Pa.C.S. § 6318 (relating to unlawful contact with minor	·)		
	18 Pa.C.S. § 6320 (relating to sexual exploitation of childre	□ en)		
	23 Pa.C.S. § 6114 (relating to contempt for violation of protection order or agreement)			
	Driving under the influence of drugs or alcohol			
	Manufacture, sale delivery, holding, offering for sale or possession of any controlled Substance or other drug or device			

2.	oth	nless indicated by my checking the box ner member of my household have cluding the following:		•	•
Che all to app	hat		Self	Other household member	Date
		A finding of abuse by a Children & Youth Agency or similar agency in Pennsylvania or similar statute in another jurisdiction			
		Abusive conduct as defined under the Protection from Abuse act in Pennsylvania or similar statute in another jurisdiction			
		Involvement with a Children & Youth Agency or similar agency in Pennsylvania or another jurisdiction			
		Other:			
3.		ease list any evaluation, counseling nviction or finding of abuse:			
4.		any conviction above applies to a horself rson's name, date of birth and relations			
5.		you are aware that the other party or r have a criminal/abuse history, please e		the other party's	s household has
sul	ojed	I verify that the information above is edge, information and belief. I unders at to the penalties of 18 Pa. C.S. § rities.	tand that fa	alse statements h	nerein are made
			_	Signature	
			_	Printed Nan	ne

# IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA CIVIL ACTION

Plaintiff	, : :
VS.	: : NO. :
Defendant	
<u>0</u>	RDER OF COURT
AND NOW this	, day of,, it is
hereby	
ORDERED and DECREED the	at the Plaintiff/Defendant, be GRANTED leave to
proceed in forma pauperis in the	above action. At this time, Plaintiff/Defendant is
relieved from paying the initial filing	g fees and sheriff's costs only. Plaintiff/Defendant
shall promptly notify the Court of	any material change in his/her income during the
pendency of this action.	
	BY THE COURT:
	J.

# IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA CIVIL ACTION

Plaint	iff	:		
	VS.	: NO.		
Defer	ndant	: : :		
	PETITION FOR WAIN	<u>/ER OF COSTS</u>		
		ove matter and because of my financial of prosecuting or defending the action or		
	unable to obtain funds from anyon s of litigation.	e, including my family and associates, to		
3. I reproduction of the costs is true		elating to my ability to pay the fees and		
(A) NAME	<b>:</b>			
ADDF	RESS:			
(B)	EMPLOYMENT:			
	If you are presently employed, stat	te:		
	EMPLOYER:			
	ADDRESS:			
	SALARY OR WAGES PER MONTH:_ (Insert amount from pay stub <b>BEF</b>			

SALARY OR WAGES PER MONTH:(Insert amount from pay stub <b>AFTER</b> any taxes or deductions)
TYPE OF WORK:
If you are presently unemployed state:
DATE OF LAST EMPLOYMENT:
SALARY OR WAGES PER MONTH:
(Insert amount from pay stub <b>BEFORE</b> any taxes or deductions)
SALARY OR WAGES PER MONTH:  (Insert amount from pay stub <b>AFTER</b> any taxes or deductions)
TYPE OF WORK:
(C) OTHER INCOME WITHIN THE LAST TWELVE MONTHS:
BUSINESS OR PROFESSIONAL:
OTHER SELF-EMPLOYMENT:
INTEREST:
DIVIDENDS:
PENSION OR ANNUITIES:
SOCIAL SECURITY BENEFITS:
SUPPORT PAYMENTS:
DISABILITY PAYMENTS:
UNEMPLOYMENT COMPENSATION/SUPPLEMENTAL BENEFITS:
WORKERS COMPENSATION:
PUBLIC ASSISTANCE:
OTHER:
(D) OTHER CONTRIBUTIONS TO HOUSEHOLD SUPPORT:
HUSBAND/WIFE - NAME:

	If your (hust	oand/wife) is employed stat	e:	
	EMPLOYER:			<del></del>
		WAGES PER MONTH: unt from pay stub <b>BEFORE</b>		<del></del>
		WAGES PER MONTH: unt from pay stub <b>AFTER</b> a	ny taxes or deductions)	<del>-</del>
	TYPE OF WO	DRK:		
	CONTRIBUT	IONS FROM CHILDREN:		
	CONTRIBUT	IONS FROM PARENTS:		
	OTHER CON	TRIBUTIONS:		
(E)	PROPERTY (	OWNED:		
	CASH:			
	SAVINGS AC	CCOUNT:		
	CERTIFICAT	ES OF DEPOSIT:		<del></del>
	REAL ESTAT	E (INCLUDING HOME):		
	MOTOR VEH	IICLE: MAKE:	YEAR:_	
	COST	S:	AMOUNT OWED:	
	STOCKS, BO	NDS:		
	OTHER:			
(F)	DEBTS AND	OBLIGATIONS PER MONTH	l:	
	MORTGAGE/	RENT:		
	UTILITIES:	ELECTRIC:	WATER/SEWER:	
		OIL/GAS/COAL:	PHONE:	

	CABLE:	
	LOANS:	
	CREDIT CARDS:	
	FOOD:NON FOOD:	
	CHILD SUPPORT:	
	CHILD CARE:	
	TRANSPORTATION COSTS:	
	MEDICAL BILLS:	
	BACK TAXES:	
	MISCELLANEOUS HOUSEHOLD EXPENSES:	· · · · · · · · · · · · · · · · · · ·
(G)	PERSONS DEPENDENT UPON YOU FOR SUPPORT:	
	(WIFE) (HUSBAND) NAME:	
	CHILDREN, IF ANY:	
	NAME:	AGE:
	OTHER PERSONS:	
	NAME:	
	RELATIONSHIP:	

- 4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances, which would permit me to pay the costs incurred herein.
- 5. I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

DATE:	SIGNATURE:
D/ (1 E1	516(1) (10(C)

### Pennsylvania Rule of Civil Procedure 1930.4. Service of Original Process in Domestic Relations Matters.

- (a) *Persons Who May Serve.* Original process in all domestic relations matters may be served by the sheriff or a competent adult:
  - (1) by handing a copy to the defendant; or
  - (2) by handing a copy;
- (i) at the residence of the defendant to an adult member of the family with whom the defendant resides; but if no adult member of the family is found, then to an adult person in charge of such residence; or
- (ii) at the residence of the defendant to the clerk or manager of the hotel, inn, apartment house, boarding house or other place of lodging at which the defendant resides; or
- (iii) at any office or usual place of business of the defendant to the defendant's agent or to the person for the time being in charge thereof.
  - (3) or pursuant to special order of court.

*Note:* See Rule 76 for the definition of "competent adult." Service upon an incarcerated person in a domestic relations action must also include notice of any hearing in such action, and specific notice of the incarcerated individual's right to apply to the court for a writ of habeas corpus ad testificandum to enable him or her to participate in the hearing. The writ is available where an incarcerated individual wishes to testify as provided by statute or rule, as well as where the individual's testimony is sought by another. *Vanaman v. Cowgill*, 363 Pa. Super. 602, 526 A.2d 1226 (1987). See 23 Pa.C.S.A. § 4342(j) and Rule 1930.3. In determining whether a writ of habeas corpus ad testificandum should be issued, a court must weigh the factors set forth in *Salemo v. Salemo*, 381 Pa. Super. 632, 554 A.2d 563 (1989).

- (b) Service in Protection From Abuse Matters. In Protection from Abuse matters only, original process may also be served by an adult using any means set forth in subdivision (a) above. If personal service cannot be completed within forty-eight (48) hours after a Protection From Abuse petition is filed, the court may, by special order as set forth in subdivision (a)(3) above, authorize service by another means including, but not limited to, service by mail pursuant to subdivision (c) of this rule.
- (c) Service by Mail. Except in Protection from Abuse matters unless authorized by special order of court pursuant to subdivision (b) above, original process may also be served by mailing the complaint and order to appear, if required, to the defendant's last known address by both regular and certified mail. Delivery of the certified mail must be restricted to addressee only, and a return receipt must be requested.

- (1) If the certified mail is refused by defendant, but the regular mail is not returned within fifteen (15) days, service may be deemed complete.
- (2) If the mail is returned with notation by the postal authorities that it was unclaimed, service shall be made by another means pursuant to these rules.
- (d) Acceptance of Service. In lieu of service pursuant to this rule, the defendant or the defendant's authorized agent may accept service of original process by filing with the prothonotary a separate document which shall be substantially in the following form:

(Caption)

ACCEPTANCE OF SERVICE	
I accept service of the	(NAME OF DOCUMENT)
I certify that I am authorized	to accept service on behalf of the defendant.
DATE	DEFENDANT OR AUTHORIZED AGENT
	MAILING ADDRESS

*Note:* If defendant accepts service personally, the second sentence should be deleted.

- (e) *Time for Service Within the Commonwealth.* Original process shall be served within the Commonwealth within thirty days of the filing of the petition or complaint.
- (f) Service Outside of the Commonwealth. Original process shall be served outside the Commonwealth within ninety days of the filing of the compliant:
  - (1) by any means authorized by this rule; or
- (2) in the manner provided by the law of the jurisdiction in which defendant will be served; or
  - (3) in the manner provided by treaty; or
  - (4) as directed by the foreign authority in response to a letter rogatory or request.

*Note*: Sections 5323 and 5329(2) of the Judicial Code, 42 Pa.C.S. § § 5323 and 5329(2), provide additional alternative procedures for service outside the

Commonwealth. For Protection from Abuse matters, personal service outside of the Commonwealth must first be attempted before service can be made by certified and regular mail or by any of the other means prescribed in subsection (f) of this Rule for out-of-state service.

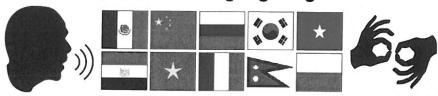
- (g) Reinstatement of Complaint. If service is not made as required by subdivision (e) or (f) of this rule, the prothonotary upon praecipe accompanied by the original process, or praecipe indicating that the original complaint has been lost or destroyed accompanied by a substituted complaint, shall reinstate the complaint.
- (1) A complaint may be reinstated at any time and any number of times. A new party defendant may be named in a reinstated complaint.
- (2) A reinstated complaint shall be served as required by subdivision (e) or (f) of this rule.
- (h) *Proof of Service.* Proof of service shall be made as follows:
- (1) The person making service of original process shall make a return of service forthwith. If service has not been made within the time allowed, a return of no service shall be made upon the expiration of the period allowed for service.
- (2) Proof of service shall set forth the date, time, place and manner of service, the identity of the person served and any other facts necessary for the court to determine whether proper service has been made.
- (3) Proof of service by a person other than the sheriff shall be by affidavit. If a person other than the sheriff makes a return of no service, the affidavit shall set forth with particularity the efforts made to effect service.
- (4) Proof of service by mail shall include a return receipt signed by the defendant or, if the defendant has refused to accept mail service, the returned letter with the notation that the defendant refused to accept delivery, and an affidavit that the regular mail was not returned within fifteen days after mailing.
  - (5) Proof of service or of no service shall be filed with the prothonotary.
- (6) An executed Acceptance of Service shall be filed in lieu of a Proof of Service where defendant accepts service of original process.
- (i) Appearance at Hearing or Conference. Regardless of the method of service, a party who appears for the hearing or conference will be deemed to have been served.

## IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA CIVIL DIVISION

### **ENTRY OF APPEARANCE**

In accordance with Carbon County Rule of a Self-Represented Party:	of Civil Procedure CARB.R.C.P. 1012 governing
Ione)	, Plaintiff or Defendant (circle
other legal papers can be served and a	the following address where pleadings and telephone number through which I can be hall remain in full force and effect unless y an attorney.
Street Address	Telephone Number
City, State, Zip Code	Facsimile Number (Governed by PA Rule of Civil Procedure 440 (d))
In accordance with Carbon County Rule of party is under a continuing obligation to court, to other self-represented parties, and	of Civil Procedure 1012, a self-represented provide current contact information to the to attorneys of record.
Signature	Date

### **Notice of Language Rights**



Language Access Coordinator PO Box 131 Jim Thorpe, PA 18229 570-325-8556 x3201

languageaccesscoordinator@carboncourts.com

**English:** You have the right to an interpreter at no cost to you. To request an interpreter, please inform court staff using the contact information provided at the top of this notice.

<u>Spanish/Español</u>: Usted tiene derecho a un intérprete libre de costo. Para solicitar un intérprete favor de informárselo al personal judicial utilizando la información provista en la parte superior de este aviso.

<u>Mandarin/Cantonese Simplified Chinese/普通话/粤语简体中文</u>: 您有权获得免费的口译员服务。若需要口译员,请使用本通知上方提供的联系信息通知法院工作人员。

Mandarin/Cantonese Traditional Chinese/普通話/廣東話繁體中文: 您有權要求免費傳譯服務。如欲要求傳譯服務、請參閱本通知頂部的聯絡資料、通知法庭職員。

<u>Arabic/العربية</u>: يحق لك الحصول على مترجم دون دفع أي تكلفة من جانبك. لطلب مترجم، يُرجى إعلام موظفي المحكمة باستخدام معلومات الاتصال المقدمة في الجزء العلوى من هذا الإشعار.

<u>Russian/Русский</u>: У вас есть право на бесплатные услуги переводчика. Заявка на переводчика подается в суд по адресу, телефону или эл. почте, указанным выше в заголовке этого уведомления.

<u>Vietnamese/Tiếng Việt:</u> Quý vị có quyền được một thông dịch viên giúp mà không tốn chi phí nào cả, xin hãy báo cho nhân viên tòa án dùng thông tin liên lạc có ở trên đầu thông báo này.

Nepali/नेपाली: तपाईंको निःशुल्क रूपमा भाषा अनुवादक राख्न पाउने अधिकार छ। अनुवादकको लागि अनुरोध गर्न,

यस स्चनाको माथि दिइएको सम्पर्क जानकारी भरेर अदालतका कर्मचारीहरूलाई जानकारी दिन्होस।

Korean/한국어: 귀하는 비용에 대한 부담 없이 통역 서비스를 받을 권리가 있습니다. 통역 서비스를 요청하려면 본 통지서의 상단에 기재된 연락처를 통해 법원 직원에게 알리십시오 .

<u>Polish/Polski</u>: Ma Pan/Pani prawo do nieodpłatnego skorzystania z usług tłumacza ustnego. Aby zwrócić się o wsparcie ze strony tłumacza ustnego, proszę skontaktować się z pracownikami sądu, korzystając z danych znajdujących się w górnej części niniejszego dokumentu.

Punjabi/بنجابی/Pakistan: تہاڈے کول بغیر ادائیگی کیتیاں اک مترجم حاصل کرن دا حق اے۔ مترجم دی درخواست کرن لئی، میربانی کر کے ایس نوٹس دے اوتے فراہم کیتیاں رابطے دیاں معلومات نوں ورتدیاں عدالت دے عملے نوں اطلاع دوو۔

Punjabi/ ਪੰਜਾਬੀ /India: ਤੁਹਾਨੂੰ ਇਕ ਦੁਭਾਸ਼ੀਆ ਹਾਸਲ ਕਰਨ ਦਾ ਹੱਕ ਹੈ, ਜਿਸ ਦੀ ਤੁਹਾਨੂੰ ਕੋਈ ਲਾਗਤ ਨਹੀਂ ਲੱਗੇਗੀ। ਦੁਭਾਸ਼ੀਏ ਲਈ

ਬੇਨਤੀ ਕਰਨ ਵਾਸਤੇ, ਕਿਰਪਾ ਕਰ ਕੇ ਅਦਾਲਤ ਦੇ ਅਮਲੇ ਨੂੰ ਜਾਣੂ ਕਰਵਾਓ ਤੇ ਇਸ ਲਈ ਇਸ ਨੇਟਿਸ ਦੇ ਸਿਖਰ ਉਤੇ ਦਿੱਤੀ ਸੰਪਰਕ

ਜਾਣਕਾਰੀ ਦਾ ਇਸਤੇਮਾਲ ਕਰੋ।

<u>Portuguese/Português:</u> Você tem direito a um intérprete gratuitamente. Para solicitar um intérprete, informe à nossa equipe usando os dados de contato mostrados na parte superior deste aviso.

<u>Somali/Somaali</u>: Waxaad xaq u leedahay in lagu turjumo lacag la'aan ah. Si aad u codsato turjumaanka, fadlan u sheeg maxkamadda shaqaalaha adiga oo isticmaala macluumaadka ciwaanka kor lagu siiyay ee ogeysiiskaan.

<u>Haitian Creole/Kreyòl Avisyen</u>: Ou gen dwa resevwa sèvis yon entèprèt gratis. Pou mande pou yon entèprèt, tanpri fè manm pèsonèl tribinal la konnen lè ou sèvi avèk enfòmasyon an yo te bay ou nan tèt avi sa a.

<u>French/Français</u>: Vous avez le droit de bénéficier gratuitement de l'assistance d'un interprète. Pour en faire la demande, veuillez en informer le personnel du tribunal à l'aide des coordonnées indiquées en haut de page.