

Wednesday, July 13, 2016
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COMMON PLEAS COURT
NOBLE COUNTY, OHIO
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IN THE COURT OF COMMON PLEAS
NOBLE COUNTY, OHIO
DOMESTIC AND JUVENILE DIVISIONS

COMMON PLEAS COURT
JUVENILE DIVISION
NOBLE COUNTY
FILED

JUN 11 2015

JOHN W. NAU
JUDGE

John W. Nau

IN THE MATTER OF
STANDARD ORDERS OF PARENTING TIME
DOMESTIC AND JUVENILE DIVISION

Juvenile No. 20405004

JOURNAL ENTRY

Effective June 9, 2015, the following standard orders of visitation are hereby adopted for all cases involving visitation orders entered after said date in the Noble County Common Pleas Court, Domestic and Juvenile Divisions.

In those cases where a dispute develops between parties as to "reasonable" parenting time, where the child or children are two years of age, or older, and in the absence of facts rendering such an order unjust or not in the best interest of the child or children, the Court may, and as a general rule, will order standard orders of parenting time.

These standard orders shall constitute guidelines in all such domestic relations cases involving minor children, unless the parties agree to a different specific schedule or the parties requesting a deviation from the Standard Orders of Parenting time show good cause for the requested deviation. These guideline are an order of the Court, however, they are a minimum and the parties may agree to expand the parenting time. Children need continued meaningful exposure to both parents and need the continuing and regular involvement of both parents to feel loved. It is hoped that each parent will be flexible based upon the changing needs of the child as that child grows older.

STANDARD ORDER OF PARENTING TIME

1. The non-residential parent shall have parenting time on alternate weekends from Friday evening at 6:00 pm to Sunday evenings at 6:00 pm. Additionally, if practicable, there shall be one week-day parenting time and experience with the non-residential parent each week, taking into account the parents' work schedules, the child(ren)'s school schedule and the distance between the parents' homes. This parenting time shall be Wednesday from 5:30 pm until 8:00 pm unless otherwise agree to by the parties.

2. The children and/or the residential parent have no duty to await the visiting parent for more than thirty (30) minutes of the parenting time. A parent later more than thirty (30) minutes shall forfeit that parenting time period. If the non-residential parent cannot exercise parenting time, 24 hours notice must be given to the residential parent and the child(ren).

3. For the purpose of parenting time, there are eight (8) holidays to be divided between the parents and take precedent over the parenting time schedule of paragraph one (1) herein:

- | | |
|----------------------------|--|
| (1) Martin Luther King Day | (2) Easter |
| 9:00 am to 7:00 pm | Saturday 6:00 pm to Sunday 6:00 pm |
| (3) Memorial Day | (4) July Fourth |
| 9:00 am to 7:00 pm | 9:00 am on 4 th to 9:00 am on 5 th |
| (5) Labor Day | (6) Halloween (Beggar's Night) |

9:00 am to 7:00 pm

4:30 pm to 7:00 pm

(7) President's Day

(8) Thanksgiving

9:00 am to 7:00 pm

Wednesday 6:00 pm to Friday 6:00 pm

In the odd numbered years the residential parent shall have the child(ren) in Group A (left column) and the non-residential parent shall have parenting time in Group B (right column). In the even numbered years, the none-residential parent shall have the Group A holidays and the residential parent, the Group B holidays.

If the parent with the Monday holiday has the weekend prior, the children do not need to be returned home on Sunday night but may remain with that parents until Monday night at 7:00 pm. (See paragraph 8.)

4. Winter/Christmas Vacation: the Winter/Christmas break will be divided and alternated annually between the parents. Said time periods shall be determined by the school district which the child attends, or if the children are not of school age, the district of the residential parent and the residential parent shall have the child(ren), in even years, from the day school is out until December 25 at 10:00 am. In even years the non-residential parent shall have parenting time with the child(ren) from December 25 at 10:00 am until 6:00 pm the day before school reconvenes. In the odd numbered years, the non-residential parent shall have extended Christmas/winter parenting time from 6:00 pm from the day school is out to December 25 at 10:00 am and the residential parent beginning December 25 at 10:00 am.

5. On Mother's day and Father's day, no matter whose turn for parenting time, the child(ren) shall be with the appropriate parent on those holidays.

6. The child may celebrate its birthday in the house of the residential parent in odd numbered years and in the house of the non-residential parent in even numbered years. The parent not having parenting time on the child's birthday may have a separate birthday party if desired.

7. The non-residential parent shall have two (2) separate two (2) week periods of parenting time each summer. The residential parent must have at least one (1) weekend of parenting time prior to the non-residential parent exercising his/her second two (2) week period.

The residential parent shall have one (1) two (2) week period and one (1) week period of parenting time each summer. The non-residential parent shall have at least one (1) weekend of parenting time prior to the residential parenting exercising the second part of his/her vacation period.

A week for parenting time during the summer vacation period shall be defined as Friday at 6:00 pm to Friday at 6:00 pm, unless otherwise agreed to by the parties, and these periods shall take the place of the regular schedule in paragraph 1 of this Standard Order of Parenting Time as set forth above; i.e. these summer vacation weeks are uninterrupted by the other parents' weekends.

Parents must submit their vacation dates to the other parent in writing not less than 60 days prior to the school break. If there is a conflict, the opposing party shall notify the other parent within seven days. If the conflict

cannot be resolved between the parties, they must submit the matter in writing to the court within 45 days prior to the summer break. If the parties fail to submit the matter to the Court in a timely manner, the parent who first submitted the requested dates to the other party shall receive those date for vacation. Failure to comply with this provision will not result in a forfeiture of summer parenting time, but may result in summer parenting times other than requested.

Summer vacation period is determined by the school district which the children attend, or if the children are not of school age, the vacation period is determined by the school district of the residential parent. The summer vacation shall run from the day after the last day of school until one week prior to school starting.

Child support does not abate for any period of parenting time.

8. Unless otherwise stated all holidays, Mother's Day, Father's Day, extended summer visitation and birthday visitations shall be from 9:00 am until 7:00 pm where the day after the visitation is a school day or from 9:00 am until 9:00 pm where the day after the visitation is a non-school day.

9. In the event that a regularly scheduled weekend parenting time period is canceled because of the child's illness, the parenting time shall be made up the next weekend. Any holiday parenting time canceled because of a child's illness shall be made up within two (2) weeks.

10. The non-residential parent shall bear the transportation expense

necessary for exercising parenting time.

11. Parenting time does not mean picking up the child(ren) and then leaving them with someone else. If circumstances so require, however, another responsible adult, such as a grandparent, may pickup the child(ren) for parenting time and/or watch the child(ren) for a short period of time. One example of a situation requiring such an arrangement is where the parent exercising parenting time cannot get off work in time to pick up the child(ren).

12. The residential parent shall send with the child(ren) on parenting time clean clothing appropriate to the season and sufficient to last the entire visitation period. The residential parent shall send sufficient bottles, car seat, formula, diapers and all prescription or non-prescription medication taken by the children with written instructions for the administration of the same and the name and telephone number of the physician. All bottles and unused supplies sent by the residential parent shall be returned with the child(ren) as well as all clothing, which shall be cleaned by the non-residential parent.

13. If the residential parent intends to move his/her residence, the residential parent shall immediately file a written notice with the Clerk of Courts. The written notice shall include the following:

a.) The case number under which the original visitation order was issued;

b.) The residential parent's name, old address, and new address;
and,

c.) The non-residential parent's name and present address. Upon

receipt of this notice, the Clerk shall file the original and send the non-residential parent a copy of the notice.

14. Notwithstanding paragraph 13, the residential parent shall not remove the child(ren)'s residence from the State of Ohio without first obtaining a modified visitation order from the Court.

15. Subject to Ohio Revised Code Section 3319.321 (F), the non-residential parent shall be entitled access to any record related to the child(ren) under the same terms and conditions that access is provided to the residential parent.

NOTICE TO KEEPER OF RECORDS: Knowingly failing to comply with this order and with Section 3109.051 (H) of the Ohio Revised Code may be punishable as Contempt of Court.

16. The non-residential parent shall have access, in accordance with Ohio Revised Code Section 5104.011, to any child day care center attended by the child(ren) under the same terms and conditions that access is provided to the residential parent.

17. Subject to Ohio Revised Code Section 3319.051 (J) the non-residential parents shall have access to any student activity involving the child(ren) under the same terms and conditions that access is provided to the residential parent.

NOTICE TO SCHOOL OFFICIALS AND EMPLOYEES: Knowingly failing to comply with this order or Section 3109.051 (J) of the Ohio Revised Code subjects you to a possible Contempt of Court.

STANDARD ORDER FOR LONG DISTANCE VISITATION

(A) (1) Children Under Two Years of Age

Visitation with Children under the age of Two will be determined on a case by case basis, having in mind the need for contact between the very young children and the non-residential parent and the practical difficulties posed by geographical distance and the particular circumstances and financial position of the parties.

(A) (2) Children Two Years of Age and Older

Where minor children are two years of age or older and one or both parents live outside Noble County, Ohio and more than 150 miles (as determined by the most practical driving route) apart the following visitation schedule shall apply:

(a) School Vacation periods

The non-residential parent is entitled every year to one-half of the Christmas School Vacation, the Spring School Vacation, and two-thirds (either of the first two-thirds or last two-thirds) of the summer vacation, and Thanksgiving vacation.

The Christmas school Vacation shall be divided in half and the parents shall have the first or last half of he school vacation so that Christmas Day is alternated annually.

(b) Transportation Costs

Unless otherwise agreed, the non-residential parent shall arrange for and pay the cost of transportation for the children to the non-

residential parent's home at the commencement of visitation. Unless otherwise agreed, the residential parent shall arrange for and pay the cost to transport the children home at the end of the visitation.

(c) Scheduling Summer Vacation

Each parent shall notify the other of the making of summer plans for the children involving either the Scheduling of vacation time from work or the planning of any lengthy or important summer event or the payment of significant non-refundable, non-transferable vacation travel expenditures. Plans shall not be made that make it almost impossible for the other party to have the children for his/her part of the summer. The non-residential parent shall notify the Residential Parent of the proposed vacation schedule at least 60 days before the end of the school year. The residential parent shall notify the non-residential parent of any conflict between the proposed schedule and the Residential parent's summer vacation plans within 7 days. If the conflicts cannot be resolved by voluntary adjustment of their summer vacation schedules, the following shall have precedence in the following order provided the parent has notified the other parent of the plan: non-modifiable summer vacation time from work; payment of substantial non-refundable, non-transferable travel expenses; participation in important family celebrations or events; other travel plans with substantial prepayment; other parental vacation time. The party who has scheduled and notified the other parent of such an event shall have the child for the part of the summer in which that event occurs. If there is no priority scheduling event then the non-

residential parent may select the first or last two-thirds of the summer. If the visitation occurs in the second half of the summer vacation then the children shall be returned at least three days prior to the commencement of the next school year.

(d) Notification

At the commencement of the school year the residential parent shall notify the non-residential parent of the schedule for the Spring, Christmas, Summer, and Thanksgiving Vacation for the school district where the child lives, and shall timely supplement this information in the event there are changes that effect the dates of school vacations. The non-residential parent shall notify the residential parent at least 30 days before the commencement of Christmas, Spring and Thanksgiving vacations of the travel arrangements for the children for those vacations (date, time, and mode of travel).

(e) Additional Visitation - Residential Parents Area

The residential parent, upon getting one weeks notice from the other parent, shall give the non-residential parent reasonable visitation when the non-residential parent is in the area of the residential parent's home.

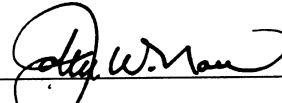
(f) Additional Visitation - Non-Residential Parent's Area

The residential parent upon getting one week's notice from the non-residential parent shall give the non-residential parent visitation in the

area of the home of the non-residential parent one weekend a month,
provided that transportation distance shall not exceed 150 miles each way.
Transportation to be provided by the non-residential parent.

These are the Standard Visitation Rules of this Court, and they will be
changed or modified by the Court if it is shown that there is good cause for
such change or if the parties agree to another parenting time schedule.

THEREFORE, IT IS ORDERED, that this visitation schedule is the
order of each domestic relations case involving minor children, unless
otherwise agreed by the parties or unless good cause is shown for a variance
from the Order. This Order shall be referred to as the "**STANDARD ORDER
OF PARENTING TIME**".



JOHN W. NAU, JUDGE