

SPIRIT LAKE TRIBAL COURT)
SPIRIT LAKE NATION)ss
SPIRIT LAKE RESERVATION)

TRIBAL/FAMILY COURT

_____)	
)	
PLAINTIFF,)	MOTION TO MODIFY
)	<input type="checkbox"/> Child Support Only
VS.)	
)	
_____)	CASE NO:_____
DEFENDANT,)	

1. Circumstances have changed substantially since the Court's Judgment or Order in this case, dated _____. The changes concern the following issues (Check ✓ the boxes that apply:

- ☐ Parental Rights and Responsibilities
- ☐ Primary Physical Residence of minor child(ren)
- ☐ Rights of contact or visitation with minor child(ren)
- ☐ Child Support
- ☐ Spousal Support (Alimony)
- ☐ Other:_____

2. (If this Motion involves any children in this case, complete subparagraphs A thru E. If not, go on to paragraph 3.)

A. Plaintiff and Defendant are the parents of the following child(ren):

Name	Date of Birth	Present Address
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

B. List below where and with whom the child(ren) have lived within the past 5 years.

Name and present address of Person child(ren) lived with	Dates child(ren) lived with that person	Town and State where child(ren) lived with that person
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

C. Plaintiff has not been involved in any way in, and has no information about, another court case in any state/tribe concerning custody of the child(ren), except as follows:

- ☐ Protection from Abuse
- ☐ Protective Custody
- ☐ Other (describe what kind of other case)

D. No one other than the parties has physical custody of the child(ren), or claims to have custody or visitation rights with respect to the child(ren) except as follows: _____

E. (Check ☒ all of the boxes that apply)

- ☐ No public assistance benefits have been received for the child(ren).
- ☐ Public assistance benefits have been, are now, or will be received for the child(ren).
- ☐ Tribal or State Social Services has been contacted to review, change or enforce a child support order regarding the child(ren).

3. The changes in circumstances are: (Describe the substantial changes that have occurred since the Judgment or Order and why you want the court to change the judgment or order.)

(If more room is needed, you may continue this statement on a separate sheet of paper which should be signed under oath and attached to this motion.)

4. I ask the Court to review the Judgment or Order and make the following changes:

(If you ask for a change in the primary residence of any child or a change in the amount of child support, you must attach a completed child support affidavit & child support worksheet and proposed child support order.)

WHEREFORE, I ask the Court to modify those portions of the judgment or order as requested in paragraph 4, order other party to pay my court costs in this case, including reasonable attorney's fees, and grant such other relief as the Court may deem just and proper.

Date

Signature of ☐ Plaintiff ☐ Defendant

Address of Attorney:

Address:

Phone:

**SPIRIT LAKE RESERVATION
STATE OF NORTH DAKOTA**

_____ County

Personally appeared the above named ☐ Plaintiff ☐ Defendant _____
And made Oath that the foregoing statements, including those in any attached sheet(s), are true.

Date: _____

NOTARY PUBLIC

My Commission Expires: _____

(SEAL)

IMPORTANT WARNING TO RESPONDING PARTY

If this motion asks the Court to modify (change) a child support order and you object to the motion, you must request a hearing within **30 days** from the date the motion was served on you. To do this, send a written request to the Court Clerk. You must also file with the Court Clerk a completed child support affidavit and child support worksheet. These forms are available at the Clerk's office. You must send copies of your request for hearing, affidavit and worksheet to the other party's attorney or, if the other party does not have an attorney, directly to the other party.

If this motion does not involve child support, you must file a written objection to the motion within **21 days** from the date it was served upon you. You must also send a copy of your objection to the other party's attorney or, if the other party does not have any attorney, directly to the other party.

Your failure to respond to the motion within the time limits will be considered a waiver by you of all objections to the motion and may result in the Court entering a default judgment or order granting some or all of the relief requested in the motion.