

1 Case No.

2 Dept. No.

3 The undersigned hereby affirms that
4 this document does not contain the
5 social security number of any person

6 IN THE TENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF CHURCHILL

8
9 _____,
10 Plaintiff,

11 v.

**COMPLAINT TO ESTABLISH/
CONFIRM PATERNITY, CUSTODY,
VISITATION, AND CHILD SUPPORT**

12 _____,
13 Defendant.
14 _____/

15 COMES NOW, Plaintiff, _____, in Proper
16 (Your Name)
17 Person and here by files this Complaint to Establish/Confirm Paternity, Custody, Visitation, and
18 Child Support against Defendant, and alleges as follows:

- 19 1. That the Plaintiff or the Defendant, for a period of more than six (6) weeks immediately
20 preceding the filing of this action, has been and now is an actual, bona fide resident of the
21 State of Nevada, County of Churchill, and has been actually physically present and
22 domiciled in Nevada for more than six (6) weeks prior to the filing of this action.
- 23 2. That the Defendant if a resident of the State of _____,
- 24 3. That the Plaintiff and Defendant have/ have not been married.
- 25 4. That a court has/ has not entered an order regarding custody, visitation, and/or
26 child support.
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1 **5. Paternity.**

2 **a.** Plaintiff requests that the Plaintiff/ Defendant be **established** as the father
3 of the child(ren) listed in Paragraph 6 because: (*check all that apply, if no*
4 *statements apply go to Question B)*

5 The Plaintiff and Defendant filed an Affidavit of Paternity with the Office of
6 Vital Statistics more than six (6) months before the filing of this case and it has
7 not been revoked.

8 The alleged father is named on the minor child(ren)'s birth certificate.

9 Paternity was established by a court order filed with (*name of court*)
10 _____ case number _____ on (*date*) _____.

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13 **b.** Plaintiff requests that the Plaintiff/ Defendant be **confirmed** as the father
14 of the child(ren) listed in Paragraph 6 because: (*check all that apply*)

15 The Plaintiff and Defendant lived together at least six (6) months before the
16 child(ren) was/were born and continued to live together after the child(ren)
17 was/were born.

18 The child(ren) was/were born within 285 days after the Plaintiff and
19 Defendant were divorced or separated.

20 The alleged father has acted and presented himself to be the child(ren)'s
21 father.

22 Genetic tests were completed to determine the biological father of the
23 child(ren), a copy of which is/are attached.

24 Other: _____
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1 **6. Child Information.** The minor child(ren)'s name(s), date(s) of birth, state(s) and
2 length(s) of residence is/are as follows:

3

Child's Name:	Child's Date of Birth:	Length of time child has lived in the State:	State of Residence:

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9 **7. Child Residence: (check one)**

10 The children are residents of Nevada and have lived here for at least the past six (6)
11 months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders
12 regarding custody.

13
14 The children are not residents of Nevada and have not lived here for at least the past
15 six (6) months and, as such, this Court does NOT have the necessary UCCJEA
16 jurisdiction to enter orders regarding custody.

17
18 **8. Legal Custody.** Legal Custody involves having basic legal responsibility for a child and
19 making major decisions about the child like the child's health, education and religious
20 upbringing. *(check one)*

21 The children are not residents of the State of Nevada.

22 The Plaintiff and Defendant should be granted joint legal custody of the minor
23 child(ren)

24 The Plaintiff should be granted sole legal custody of the minor child(ren).

25 The Defendant should be granted sole legal custody of the minor child(ren).
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1 9. **Physical Custody.** Physical custody refers to the amount of time the child spends in the
2 care of each parent (*check one*)

3 Joint physical custody exists when each parent has physical custody of the children
4 at least 40% (146 days) of the time calculated over a one year period.

5 Primary physical custody exists when one parent has physical custody of the
6 children more than 60% (219 days) of the time calculated over a one year period.

- 7 The child(ren) is/are not residents of Nevada.
- 8 The Plaintiff and Defendant should be granted joint physical custody of the minor
9 child(ren) with a timeshare as outlined in Exhibit 1.
- 10 The Plaintiff should be awarded primary physical custody of the minor child(ren)
11 with the Defendant having visitation as proposed in Exhibit 1.
- 12 The Defendant should be awarded primary physical custody of the minor
13 child(ren) with the Plaintiff having visitation as proposed in Exhibit 1.
- 14 The Defendant should be awarded primary physical custody of the minor
15 child(ren) with the Plaintiff having visitation as proposed in Exhibit 1.

16 10. **Holiday Visitation.** (*check one*)

- 17 The child(ren) is/are not (a) resident(s) of Nevada.
- 18 A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
19 should take precedence when in conflict with the regular visitation schedule.
- 20 A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
21 should NOT take precedence when in conflict with the regular visitation schedule.
- 22

23 11. **Health Insurance** (*check one*)

- 24 The Plaintiff should maintain medical and dental insurance for the minor
25 child(ren), if available. Any deductibles and expenses not covered by insurance
26 should be paid equally by both parties.
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1 The Defendant should maintain medical and dental insurance for the minor
2 child(ren), if available. Any deductibles and expenses not covered by insurance
3 should be paid equally by both parties.

4 The Plaintiff and Defendant should both maintain medical and dental insurance
5 for the minor child(ren) if available. Any deductibles and expenses not covered
6 by insurance should be paid equally by both parties.
7

8 **12. Unreimbursed Medical Expenses. (*check one*)**

9 **30/30 Rule:** Any parent incurring an out-of-pocket medical expense relating to the
10 minor child will provide to the other parent a copy of all paperwork relating to that
11 expense within thirty (30) days of incurring said expense, along with a request for
12 contribution for one-half ½ of the out-of-pocket expense actually incurred. Upon
13 receipt of a request for contribution for one-half ½ of an out-of-pocket expense
14 incurred by a parent on behalf of the minor child, the other parent will reimburse the
15 requesting parent in the amount requested within thirty (30) days of receipt of said
16 request for contribution. Upon receipt of reimbursement from any insurance carrier by
17 either parent, and if the other parent previously paid a portion of the payment resulting
18 in that reimbursement, the parent receiving the reimbursement shall equally divide
19 said reimbursement with the other parent within seven (7) days of receipt of same.
20 Both parents have the authority to contact the insurance provider directly in order to
21 determine the status of any individual claim.

18 The Plaintiff asks the court to adopt the 30/30 Rule.

19 The Plaintiff asks the court to NOT adopt the 30/30 Rule.

20 **13. Child Support Amount. (*Complete the Child Support Worksheet (Worksheet A or B)***

21 *that applies to your custody arrangement BEFORE you complete this question.)*

22 Bases upon the proposed physical custody arrangement, (*check one*) Plaintiff/

23 Defendant should pay \$ _____ dollars per month for support of the parties'
24 minor child(ren).
25

26 **14. Child Support Calculation.** The amount of child support requested was calculated based
27 upon the following: (*check one*)
28

1 The statutory minimum of \$100 per month, per child.

2 The calculation for a primary physical custody arrangement as shown on the
3 attached Worksheet A.

4 The calculation for a joint physical custody arrangement as shown on the attached
5 Worksheet B.

6 Other: _____
7 _____
8 _____

9 **15. Wage withholding Order. (check one)**

10 The Plaintiff asks that the court order a wage withholding against the obligor
11 parent (parent who owes child/spousal support) to secure payment of child
12 support and spousal support, if any.

13 Good cause exists to postpone the withholding of income from the obligor parent
14 to pay child support and spousal support, if any.

15 **16. Child Support Arrear. (check one)**

16 The Plaintiff is not asking for back child support and waives his/her right to child
17 support arrears.

18 The Plaintiff is the noncustodial parent and therefore is not entitled to back child
19 support.

20 The Plaintiff asks the court to award the Plaintiff back child support from (date)
21 _____ to (date) _____ (max. 4 years) and certifies that during that
22 time period, the Defendant gave the Plaintiff a total of \$ _____ for child
23 support.
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EXHIBIT 1

Week	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
<i>Sample</i>	Mom Pick up at 11 a.m.	Mom	Dad Pick up after school at 3 p.m.	Dad	Dad	Mom Pick up after school at 3 p.m.	Mom
Week #1							
Week #2							
Week #3							
Week #4							

EXHIBIT 2

Check box if this holiday applies:	Holiday	Time (Circle a.m. or p.m.):	Every Year	Even Years	Odd Years
	New Year's Eve	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	New Year's Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Martin Luther King, Jr. Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Presidents' Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Passover	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Easter	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Memorial day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Mother's Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Father's Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	4 th of July	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Labor day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Rosh Hashanah	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Yom Kippur	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Nevada Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Halloween	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Veterans Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Thanksgiving Day	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Chanukkah (days):	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Chanukkah (Days)	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad
	Christmas Eve	From: _____ a.m./p.m. To: _____ a.m./p.m.	__ Mom __ Dad	__ Mom __ Dad	__ Mom __ Dad

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	Christmas	From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad
	Father's Birthday	From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad
	Mother's Birthday	From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad
	Child's Birthday	From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad
		From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad
		From: _____ a.m./p.m. To: _____ a.m./p.m.	___ Mom ___ Dad	___ Mom ___ Dad	___ Mom ___ Dad