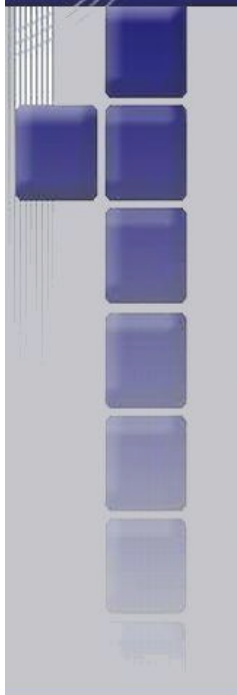




FLORIDA COURT FORMS



# Self Help Guides

## Family Law

# Temporary Custody By Extended Family

**2011 Forms & Instructions**

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IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

\_\_\_\_\_, Case No. \_\_\_\_\_  
Petitioner

and

\_\_\_\_\_,  
Mother,

\_\_\_\_\_,  
Father.

\_\_\_\_\_ /

**PETITION FOR TEMPORARY CUSTODY BY EXTENDED FAMILY**

1. Pursuant to Ch. 751, Fla. Stat., Petitioner requests temporary custody of the following minor child(ren):

Name	Birth Date	Current Address
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. Petitioner is an extended family member who is related to the child(ren) within the third degree by blood or marriage. Petitioner's relationship to the child(ren) is \_\_\_\_\_.

3. Petitioner is qualified to seek custody because:

[ one only]

Petitioner has the signed, notarized consent from **both** of the child(ren)'s legal parents;

Petitioner is caring full time for the child(ren) in the role of substitute parent.

**If petitioner does not have the signed consent from both parents and is not caring for the child(ren) full time as a substitute parent, petitioner cannot obtain temporary custody under ch. 751. Petitioner should consult an attorney about other options.**

4. The legal mother of the child(ren) is \_\_\_\_\_, whose current address is:

\_\_\_\_\_.

5. The legal father of the child(ren) is \_\_\_\_\_, whose current address is:

\_\_\_\_\_.

6. Petitioner completed a **Uniform Child Custody Jurisdiction and Enforcement Act Affidavit**, Florida Family Law Form 12.902(d), that was filed with this petition. The affidavit includes the names

Sample Interactive Form

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

IN THE INTEREST OF :

CASE NO.: \_\_\_\_\_

DIVISION \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MINOR CHILD(REN).

\_\_\_\_\_/

**WAIVER AND CONSENT**

I, \_\_\_\_\_, the biological [  one only ]  
\_\_\_\_\_ mother \_\_\_\_\_ father of {*child(s) name*} \_\_\_\_\_, having received  
a copy of the Petition for Temporary Legal Custody of Minor Child(ren) filed herein, do freely  
and voluntarily consent to the Petition filed by {*Petitioner(s)name*} \_\_\_\_\_

\_\_\_\_\_

I realize that by signing this document, I am consenting to the Petitioner(s) having legal custody  
of my child(ren). I realize that the custody of my child(ren) by the Petitioner(s) is temporary, and  
that I may, at any time, petition the court to return legal custody to me.

\_\_\_\_\_  
Mother/Father/Legal Custodian/Guardian

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone Number

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

IN RE: THE INTEREST OF:

CASE NO.: \_\_\_\_\_

DIVISION \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MINOR CHILD(REN)

\_\_\_\_\_ /

**ORDER GRANTING TEMPORARY LEGAL CUSTODY OF MINOR CHILD(REN)**

**THIS CAUSE** came before this Court on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
upon the Petition for Temporary Legal Custody of Minor Child(ren), filed by Petitioner(s),

\_\_\_\_\_.

The Court, having reviewed the Petition, finding that those entitled to notice have been properly noticed, having heard from the parties present at this hearing and being otherwise advised, hereby

**ORDERS AND ADJUDGES that:**

1. The Petition is **GRANTED**. The Court finds it is in the best interests of the below named minor child(ren) that temporary legal custody be given to the Petitioner(s).

2. The name(s) and date(s) of birth of the minor children affected by this Order is/are:

a. \_\_\_\_\_

b. \_\_\_\_\_

c. \_\_\_\_\_

d. \_\_\_\_\_

8. The father of \_\_\_\_\_ shall have visitation with the child(ren) as follows: \_\_\_\_\_

**OR**

The Court finds that it is not in the best interest of the child(ren) to grant the father visitation at this time because: \_\_\_\_\_

9. The mother \_\_\_\_\_ **is** \_\_\_\_\_ **is not** ordered to pay child support in the amount of \_\_\_\_\_ per week.

10. The father of \_\_\_\_\_  
\_\_\_\_\_ **is** \_\_\_\_\_ **is not** ordered to pay child support in the amount of \_\_\_\_\_ per week.

11. The father of \_\_\_\_\_  
\_\_\_\_\_ **is** \_\_\_\_\_ **is not** ordered to pay child support in the amount of \_\_\_\_\_ per week.

12. Temporary legal custody of the child(ren) named herein shall not be modified without further Order of the court.

13. By virtue of this Order, the Petitioner(s) shall have the authority to obtain and consent to all necessary and reasonable medical and dental care for the child(ren), including nonemergency surgery and psychiatric care; the ability to secure copies of the child's or children's records, held by third parties, that are necessary to the care of the child, including, but not limited to, medical, dental, and psychiatric records, birth certificates, educational and other records; the ability to enroll the child or children in

## Florida's 20 Judicial Circuits

<b>Circuit</b>	<b>Counties</b>
First Circuit	Escambia, Okaloosa, Santa Rosa and Walton
Second Circuit	Franklin, Gadsden, Jefferson, Leon, Liberty, and Wakulla
Third Circuit	Columbia, Dixie, Hamilton, Lafayette, Madison, Suwannee and Taylor
Fourth Circuit	Clay, Duval and Nassau
Fifth Circuit	Citrus, Hernando, Lake, Marion and Sumter
Sixth Circuit	Pasco and Pinellas
Seventh Circuit	Flagler, Putnam, St. Johns and Volusia,
Eighth Circuit	Alachua, Baker, Bradford, Gilchrist, Levy, and Union
Ninth Circuit	Orange and Osceola
Tenth Circuit	Hardee, Highlands, and Polk
Eleventh Circuit	Dade
Twelfth Circuit	DeSoto, Manatee, and Sarasota
Thirteenth Circuit	Hillsborough
Fourteenth Circuit	Bay, Calhoun, Gulf, Holmes, Jackson and Washington
Fifteenth Circuit	Palm Beach
Sixteenth Circuit	Monroe
Seventeenth Circuit	Broward
Eighteenth Circuit	Brevard and Seminole
Nineteenth Circuit	Indian River, Martin, Okeechobee and St. Lucie
Twentieth Circuit	Charlotte, Collier, Glades, Hendry and Lee