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ORIGINAL FILED

AUG 1 2 2005

MICHAEL J. KILLIAN
FRANKLIN COUNTY CLERK

ms

**SUPERIOR COURT OF WASHINGTON
COUNTY OF FRANKLIN**

In re the Marriage of:

NO. 05-3-50185-1

JENELL ADRIENE GORDON

**PARENTING PLAN
PROPOSED (PPP)**

Petitioner,

and

JERRY LEWIS GORDON

Respondent.

This parenting plan is proposed by Respondent.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

I. GENERAL INFORMATION

This parenting plan applies to the following children:

Name	Age
MJG	16
FLG	12
JRG	11
DBG	7
WMG	5

II. BASIS FOR RESTRICTIONS

PARENTING PLAN (PPP, PPT, PP) Page 1 of 8
WPF DR 01.0400 (7/2003) - RCW 26.09.181; .187; .194

**LAW OFFICES OF SAM
SWANBERG, P.C.**
1715 W. Kennewick Ave., Suite A
Kennewick, WA 99336
Phone: (509) 585-9600; Fax: (509)
585-9617

1 Under certain circumstances, as outlined below, the court may limit or prohibit a parent's
2 contact with the children and the right to make decisions for the children.

3 2.1 PARENTAL CONDUCT (RCW 26.09.191(1), (2)).

4 Does not apply.

5 2.2 OTHER FACTORS (RCW 26.09.191(3)).

6 Does not apply.

7
8 **III. RESIDENTIAL SCHEDULE**

9 *The residential schedule must set forth where the children shall reside each day of the year,*
10 *including provisions for holidays, birthdays of family members, vacations, and other special*
11 *occasions, and what contact the children shall have with each parent. Parents are encouraged*
12 *to create a residential schedule that meets the developmental needs of the children and*
13 *individual needs of their family. Paragraphs 3.1 through 3.9 are one way to write your*
14 *residential schedule. If you do not use these paragraphs, write in your own schedule in*
15 *Paragraph 3.13.*

16 3.1 SCHEDULE FOR CHILDREN UNDER SCHOOL AGE.

17 Prior to enrollment in school, the children shall reside with the mother, except for the
18 following days and times when the children will reside with or be with the other parent:
19 Reasonable visitation as agreed to by parties.

20 From 6:00 p.m. Friday to 6:00 p.m. Sunday every other week

21 3.2 SCHOOL SCHEDULE.

22 Upon enrollment in school, the children shall reside with the mother, except for the
23 following days and times when the children will reside with or be with the other parent:

24 From Friday @6:00 p.m. to Sunday @6:00 p.m. every other week

The school schedule will start when each child begins kindergarten

3.3 SCHEDULE FOR WINTER VACATION.

The children shall reside with the mother during winter vacation, except for the following
days and times when the children will reside with or be with the other parent:

Each parent to share in one half of winter vacation -- as agreed between parties.

3.4 SCHEDULE FOR OTHER SCHOOL BREAKS.

The children shall reside with the mother during other school breaks, except for the following days and times when the children will reside with or be with the other parent:

Each to have one half of the time, as agreed by parties.

3.5 SUMMER SCHEDULE.

Upon completion of the school year, the children shall reside with the mother, except for the following days and times when the children will reside with or be with the other parent:

Other:

Each parent to have 1/2 of summer visitation -- as agreed by parties.

3.6 VACATION WITH PARENTS.

Does not apply.

3.7 SCHEDULE FOR HOLIDAYS.

The residential schedule for the children for the holidays listed below is as follows:

	With Mother (Specify Year Odd/Even/Every)	With Father (Specify Year Odd/Even/Every)
New Year's Day	Odd	Even
Martin Luther King Day	Even	Odd
Presidents' Day	Odd	Even
Memorial Day	Even	Odd
July 4th	Odd	Even
Labor Day	Even	Odd
Veterans' Day	Odd	Even
Thanksgiving Day	Even	Odd
Christmas Eve	Odd	Even
Christmas Day	Even	Odd
Easter	Odd	Even
Halloween	Even	Odd

For purposes of this parenting plan, a holiday shall begin and end as follows (set forth times):

9:00 a.m. to 6:00 p.m.

Holidays which fall on a Friday or a Monday shall include Saturday and Sunday.

3.8 SCHEDULE FOR SPECIAL OCCASIONS.

The residential schedule for the children for the following special occasions (for example, birthdays) is as follows:

	With Mother (Specify Year Odd/Even/Every)	With Father (Specify Year Odd/Even/Every)
Mother's Day	Every	
Father's Day		Every
Children's birthdays	1/2	1/2
Mother's Birthday	Every	
Father's Birthday		Every

3.9 PRIORITIES UNDER THE RESIDENTIAL SCHEDULE.

If the residential schedule, paragraphs 3.1 - 3.8, results in a conflict where the children are scheduled to be with both parents at the same time, the conflict shall be resolved by priority being given as follows:

Rank the order of priority, with 1 being given the highest priority:

- School schedule (3.1, 3.2)
- 3 Winter vacation (3.3)
- Spring vacation (3.4)
- 2 Summer schedule (3.5)
- Vacation with parents (3.6)
- Holidays (3.7)
- 1 Special occasions (3.8)

3.10 RESTRICTIONS.

Does not apply because there are no limiting factors in paragraphs 2.1 or 2.2.

3.11 TRANSPORTATION ARRANGEMENTS.

Transportation costs are included in the Child Support Worksheets and/or the Order of Child Support and should not be included here.

Transportation arrangements for the children between parents shall be as follows:

Father will transport the children to and from visitation.

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3.12 DESIGNATION OF CUSTODIAN.

3 The children named in this parenting plan are scheduled to reside the majority of the
4 time with the mother. This parent is designated the custodian of the children solely for
5 purposes of all other state and federal statutes which require a designation or
6 determination of custody. This designation shall not affect either parent's rights and
7 responsibilities under this parenting plan.

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3.13 OTHER.

3.14 SUMMARY OF RCW 26.09.430 - .480, REGARDING RELOCATION OF A CHILD.

This is a summary only. For the full text, please see RCW 26.09.430 through 26.09.480.

If the person with whom the child resides a majority of the time plans to move, that person shall give notice to every person entitled to court ordered time with the child.

If the move is outside the child's school district, the relocating person must give notice by personal service or by mail requiring a return receipt. This notice must be at least 60 days before the intended move. If the relocating person could not have known about the move in time to give 60 days' notice, that person must give notice within 5 days after learning of the move. The notice must contain the information required in RCW 26.09.440. See also form DRPSCU 07.0500, (Notice of Intended Relocation of A Child).

If the move is within the same school district, the relocating person must provide actual notice by any reasonable means. A person entitled to time with the child may not object to the move but may ask for modification under RCW 26.09.260.

Notice may be delayed for 21 days if the relocating person is entering a domestic violence shelter or is moving to avoid a clear, immediate and unreasonable risk to health and safety.

If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.

A relocating person may ask the court to waive any notice requirements that may put the health and safety of a person or a child at risk.

Failure to give the required notice may be grounds for sanctions, including contempt.

If no objection is filed within 30 days after service of the notice of intended relocation, the relocation will be permitted and the proposed revised residential schedule may be confirmed.

1 A person entitled to time with a child under a court order can file an objection to the
2 child's relocation whether or not he or she received proper notice.

3 An objection may be filed by using the mandatory pattern form WPF DRPSCU 07.0700,
4 (Objection to Relocation/Petition for Modification of Custody Decree/Parenting
Plan/Residential Schedule). The objection must be served on all persons entitled to time
with the child.

5 The relocating person shall not move the child during the time for objection unless: (a)
6 the delayed notice provisions apply; or (b) a court order allows the move.

7 If the objecting person schedules a hearing for a date within 15 days of timely service of
8 the objection, the relocating person shall not move the child before the hearing unless
there is a clear, immediate and unreasonable risk to the health or safety of a person or a
child.

9 IV. DECISION MAKING

10 4.1 DAY-TO-DAY DECISIONS.

11 Each parent shall make decisions regarding the day-to-day care and control of each
12 child while the children are residing with that parent. Regardless of the allocation of
13 decision making in this parenting plan, either parent may make emergency decisions
affecting the health or safety of the children.

14 4.2 MAJOR DECISIONS.

15 Major decisions regarding each child shall be made as follows:

16 Education decisions: joint

17 Non-emergency health care: joint

18 Religious upbringing: joint

19 4.3 RESTRICTIONS IN DECISION MAKING.

20 Does not apply because there are no limiting factors in paragraphs 2.1 and 2.2 above.

21 V. DISPUTE RESOLUTION

22 *The purpose of this dispute resolution process is to resolve disagreements about carrying out*
23 *this parenting plan. This dispute resolution process may, and under some local court rules or*
24 *the provisions of this plan must, be used before filing a petition to modify the plan or a motion*
for contempt for failing to follow the plan.

Disputes between the parties, other than child support disputes, shall be submitted to (list person or agency):

counseling by Cindy Preszler's Office, or

The cost of this process shall be allocated between the parties as follows:

50% mother 50% father.

The counseling, mediation or arbitration process shall be commenced by notifying the other party by

In the dispute resolution process:

- (a) Preference shall be given to carrying out this Parenting Plan.
- (b) Unless an emergency exists, the parents shall use the designated process to resolve disputes relating to implementation of the plan, except those related to financial support.
- (c) A written record shall be prepared of any agreement reached in counseling or mediation and of each arbitration award and shall be provided to each party.
- (d) If the court finds that a parent has used or frustrated the dispute resolution process without good reason, the court shall award attorneys' fees and financial sanctions to the other parent.
- (e) The parties have the right of review from the dispute resolution process to the superior court.

VI. OTHER PROVISIONS

There are no other provisions.

VII. DECLARATION FOR PROPOSED PARENTING PLAN

(Only sign if this is a proposed parenting plan.) I declare under penalty of perjury under the laws of the State of Washington that this plan has been proposed in good faith and that the statements in Part II of this Plan are true and correct.

Jenell Gordon
Mother

Date and Place of
Signature

1 Jerry L. Gordon
2 Jerry Gordon
3 Father

8-12-05
Dated this date
Kennewick, WA

4 **VIII. ORDER BY THE COURT**

5 It is ordered, adjudged and decreed that the parenting plan set forth above is adopted and
6 approved as an order of this court.

7 **WARNING:** Violation of residential provisions of this order with actual knowledge of its terms is
8 punishable by contempt of court and may be a criminal offense under RCW 9A.040.060(2) or
9 9A.40.070(2). Violation of this order may subject a violator to arrest.

10 When mutual decision making is designated but cannot be achieved, the parties shall make a
11 good faith effort to resolve the issue through the dispute resolution process.

12 If a parent fails to comply with a provision of this plan, the other parent's obligations under the
13 plan are not affected.

14 Dated: _____

Judge/Commissioner

15 Presented by:

Approved for entry:

16 SAM SWANBERG
17 W.S.B.A. #22352
Attorney for Respondent

Allison M. King
W.S.B.A. #35391
Attorney for Petitioner