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TIMOTHY W. FITZGERALD
SPOKANE COUNTY CLERK

Superior Court of Washington, County SPOKANE

In re: Petitioner: SIRINIYA POLRAJ SURINA And Respondent: AARON MICHAEL SURINA	No. 17-3-01817-0 Parenting Plan (PPP/PPT/PP) [X] Clerk's action required: 1.
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Parenting Plan

1. This parenting plan is a **Court Order** signed by a judge or commissioner. This is a:
Temporary order (PPT)
2. **Children** - This parenting plan is for the following children:

<u>Child's name</u>	<u>Age</u>
1. David Michael Surina	5
2. Andrew Alex Surina	1
3. **Reasons for putting limitations on a parent** (under RCW 26.09.191)
 - a. Abandonment, neglect, child abuse, domestic violence, assault, or sex offense.
 - b. Other problems that may harm the children's best interests:

Domestic Violence – There are allegations of domestic violence by both parties toward the other party. *Court has not made finding of DV.*

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4. Limitations on a parent

No limitations despite reasons: Reasonable civil restraints of both parties have been entered with the court to keep the parties from making contact with the other party except for the purposes of making arrangements to exchange the children.

5. Decision-making

When the children are with you, you are responsible for them. You can make day-to-day decisions for the children when they are with you, including decisions about safety and emergency health care. Major decisions must be made as follows.

a. Who can make major decisions about the children?

<u>Type of Major Decision</u>	<u>Joint</u> <i>(parents make these decisions together)</i>
School / Educational	[X]
Health care (not emergency)	[X]

b. Reasons for limits on major decision-making, if any:

There are no reasons to limit major decision-making.

6. Dispute Resolution - If you and the other parent disagree

From time to time, the parents may have disagreements about shared decisions or about what parts of this parenting plan mean.

a. To solve disagreements about this parenting plan, the parents will go to the dispute resolution provider below:

Mediation: James Hatch or other qualified mediator
If there are domestic violence issues, you may only use mediation if the victim asks for mediation, mediation is a good fit for the situation, and the victim can bring a support person to mediation.

b. If mediation, arbitration, or counseling is required, one parent must notify the other parent by: written correspondence to include email, but not by texting. The parents will pay for the mediation, arbitration, or counseling services as follows: based on each parents' Proportional Share of Income from line 6 of the *Child Support Worksheet*.

What to expect in the dispute resolution process

- Preference shall be given to carrying out the parenting plan.
- If you reach an agreement, it must be put into writing, signed, and both parents must get a copy.

- If the court finds that you have used or frustrated the dispute resolution process without a good reason, the court can order you to pay financial sanctions (penalties) including the other parent's legal fees.
- You may go back to court if the dispute resolution process doesn't solve the disagreement or if you disagree with the arbitrator's decision.

7. Custodian

The custodian is SIRINIYA SURINA solely for the purpose of all state and federal statutes which require a designation of determination of custody. Even though one parent is called the custodian, this does not change the parenting rights and responsibilities described in this plan.

(Washington law generally refers to parenting time and decision-making, rather than custody. However, some state and federal laws require that one person be named the custodian. The custodian is the person with whom the children are scheduled to spend more of their time.)

Parenting Time Schedule (Residential Provisions)

8. School Schedule

a. Children under School-Age

The schedule for children under school-age is the same as for school-age children.

b. School-Age Children

This schedule will apply immediately.

The children are scheduled to live with SIRINIYA SURINA except when they are scheduled to live with Aaron M. Surina on:

WEEKENDS: David's school is released on Friday at 3:15 p.m. Andrew is 14 months old and is not enrolled in school or daycare. The children will reside with their father every other weekend from Friday after school to Sunday at 5:30 pm. Please see Section 12 for exchange details

WEEKDAYS: Every week

From Wednesday at 3:30 p.m. to Wednesday at 7:00 p.m. with both children.

9. Summer Schedule

Summer begins and ends according to the school calendar.

The Summer Schedule is the **same** as the School Schedule **except** that each parent shall spend 2 weeks of uninterrupted vacation time with the children each summer. The parents shall confirm their vacation schedules in writing by April 15th each year. *(Skip to 10.)*

10. Holiday Schedule (includes school breaks)

This is the Holiday Schedule for all children:

Holiday	Child with: Sirinya Surina	Child with: Aaron Surina
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Martin Luther King, Jr. Day	With the parent who is exercising residential time for the weekend	
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Presidents' Day	With the parent who is exercising residential time for the weekend	
Spring Break	Reserved.	

Mother's Day	Every Year Begin day/time: 9:00 AM End day/time: 5:00 PM	
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Mother's Day	Begin day/time at 9:00 am - 5:00 pm	
Memorial Day	With the parent who is exercising residential time for the weekend	

Father's Day		Every Year Begin day/time: 9:00 AM End day/time: 5:00 PM
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Veteran's Day	Even	From Thursday at 3:30 p.m. until Sunday at 5:30 p.m.
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Fourth of July	Odd Years	Even Years
Labor Day	Even Years Inclusive of the entire weekend.	Odd Years

Thanksgiving Day/Break	Odd Years Begin day/time: Wednesday 3:30 p.m. End day/time: Sunday/5:30 pm	Even Years Begin: Wednesday 3:30 p.m. End day/time: Sunday/5:30 pm
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Winter Break	Same as School Year	
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Christmas Eve	Odd Years Begin: December 23 at 5:30 p.m. End: December 24 at 9:00 p.m.	Even Year Begin: 12-23 at 5:30 p.m. End: 12- 24 at 9:00 p.m.
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Christmas Day	Even Years Begin: 9:00 pm Christmas Eve End: 12:00 am December 26th	Odd Years Begin: 9:00 pm Christmas Eve End: 12:00 am December 26th
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New Year's Eve/ New Years Day	Odd Years	Even Years
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Father to start every other weekend schedule 12-29-2017

* Monday holidays attached to weekend and on Monday at 5:30 pm.

1 **11. Conflicts in Scheduling**

2 The Holiday Schedule must be observed over all other schedules. If there are conflicts
3 within the Holiday Schedule: Named holidays shall be followed before school breaks.

4 **12. Transportation Arrangements**

5 The children will be exchanged for parenting time (picked up and dropped off) at Who is
6 responsible for arranging transportation?

7 Weekend: David will be picked up at school by father at 3:15 p.m. (after school).
8 Andrew will be picked up between 3:30 p.m. to 3:45 p.m. at mother's residence.

9 When David is not in school on Friday, the exchange for both children shall be at
10 3:30 p.m. at mother's residence.

11 The children shall be brought curbside to the father's car. The father shall place the
12 children into his vehicle. When returning the children the father shall take the children
13 from the car to be placed at the curb to be exchanged by maternal grandmother or
14 other person agreed upon by the parents.

15 Other details: Exchanges shall all be curbside

16 **13. Moving with the Children (Relocation)**

17 If the custodian plans to move, s/he **must notify** every person who has court-ordered time
18 with the children.

19 **Move to a different school district**

20 If the move is to a different school district, the custodian must complete the form *Notice of*
21 *Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days** before the
22 intended move.

23 **Exceptions:**

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 - If the custodian could not reasonably have known enough information to complete the form in time to give 60 days' notice, the custodian must give notice within **5 days** after learning the information.
 - If the custodian is relocating to a domestic violence shelter or moving to avoid a clear, immediate and unreasonable risk to health or safety, notice may be delayed **21 days**.
 - If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.
 - A custodian who believes that giving notice would put her/himself or a child at unreasonable risk of harm, may ask the court for permission to leave things out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

1 The *Notice of Intent to Move with Children* can be delivered by having someone
2 personally serve the other party or by any form of mail that requires a return receipt.

3 If the custodian wants to change the *Parenting Plan* because of the move, s/he must
4 deliver a proposed *Parenting Plan* together with the *Notice*.

Move within the same school district

5 If the move is within the *same* school district, the custodian still has to let the other
6 parent know. However, the notice does not have to be served personally or by mail
7 with a return receipt. Notice to the other party can be made in any reasonable way. No
8 specific form is required.

Warning! If you do not notify...

9 A custodian who does not give the required notice may be found in contempt of court.
10 If that happens the court can impose sanctions. Sanctions can include requiring the
11 custodian to bring the children back if the move has already happened, and ordering
12 the custodian to pay the other side's costs and lawyer's fees.

Right to object

13 A person who has court-ordered time with the children can object to a move to a
14 different school district and/or to the custodian's proposed *Parenting Plan*. If the move
15 is within the same school district, the other party doesn't have the right to object to the
16 move but s/he may ask to change the *Parenting Plan* if there are adequate reasons
17 under the modification law (RCW 26.09.260).

18 An objection is made by filing the *Objection about Moving with children and Petition*
19 *about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File
20 your Objection with the court and serve a copy on the custodian and anyone else who
21 has court-ordered time with the children. Service of the *Objection* must be by personal
22 service or by mailing a copy to each person by any form of mail that requires a return
23 receipt. The *Objection* must be filed and served no later than **30 days** after the *Notice*
24 *of intent to Move with Children* was received.

Right to move

During the 30 days after the *Notice* was served, the custodian may not move to a
different school district with the children unless s/he has a court order allowing the
move.

After the 30 days, if no *Objection* is filed, the custodian may move with the children
without getting a court order allowing the move.

After the 30 days, if an *Objection* has been filed, the custodian may move with the
children **pending** the final hearing on the *Objection unless*:

- The other party gets a court order saying the children cannot move, or
- The other party has scheduled a hearing to take place no more than 15 days after the date the *Objection* was served on the custodian. (However, the custodian may ask the court for an order allowing the move even though a hearing is pending if the custodian believes that s/he or a child is at unreasonable risk of harm.)
- the court may make a different decision about the move at a final hearing on the *Objection*.

Parenting Plan after move

If the custodian served a proposed *Parenting Plan* with the *Notice*, **and** if no *Objection* is filed within 30 days after the *Notice* was served (or if the parties agree):

- Both parties may follow that proposed plan without being held in contempt of the *Parenting Plan* that was in place before the move. However, the proposed plan cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed plan. Use form *Ex Parte Motion for Final Order Changing Parenting Plan – No Objection to Moving with Children* (FL Relocate 706).

Forms

You can find forms about moving with children at:

- The Washington State Courts' website: www.courts.wa.gov/forms,
- The Administrative Office of the Courts - call: (360) 705-5328,
- Washington LawHelp: www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

14. Other

1. Neither Parent shall make derogatory or disparaging remarks about the other parent in the presence of the children or to another person within the children's hearing range and they shall not allow others to do so.
2. The parents shall keep the other party advised at all times of their current telephone number and residence address; a post office box number does not satisfy this requirement. In the event of a change, the respective party shall notify the other party in writing and post marked within two days of said change.

15. Proposal

Does not apply. This is a court order.

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16. Court Order

This is a court order.

Findings of Fact - Based on the pleadings and any other evidence considered:

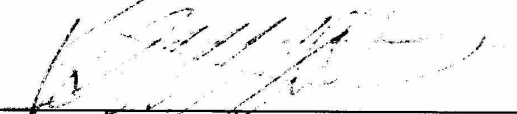
The Court adopts the statements in section 3. as its findings.

Conclusions of Law - This *Parenting Plan* is in the best interest of the children.

Order - The parties must follow this *Parenting Plan*.

11/8/17 
Date Nicole Swennumson, Court Commissioner
Nichore

Warning! If you don't follow this *Parenting Plan*, the court may find you in contempt (RCW 26.09.160). You still have to follow this *Parenting Plan* even if the other parent doesn't.
Violation of **residential** provisions of this order with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense under RCW 9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to arrest.

Presented by:

KEITH A. GLANZER, WSBA No. 20424
Attorney for Petitioner

Approved for entry:
Notice of Presentation waived:

HEATHER HOOVER, WSBA No. 43184
Attorney for Respondent