

_____ : **IN THE COURT OF COMMON PLEAS**
Plaintiff :
VS. : **OF ERIE COUNTY, PENNSYLVANIA**
_____ :
Defendant : **NO.**

**NOTICE OF INTENT TO PRESENT A
CUSTODY SPECIAL RELIEF PETITION**

You, _____, are hereby notified that the attached Special Relief petition
(Responding party/(ies))

will be presented by _____ on _____ at
(Petitioning party) (Date)

9:00 a.m. (it is recommended you arrive 10 minutes prior) in **Family Motion Court** on the 2nd
floor of the Erie County Courthouse 140 West 6th Street Erie, Pennsylvania.

CERTIFICATE OF NOTICE

I certify that on _____ (Date of Notice) I gave notice to all counsel of record and
unrepresented parties of my intention to present the within Petition/Motion to the Court on
_____ (Date of Presentation) by¹:

(a) First class mail (list name of each person with address where service was sent)

(b) Hand delivery (address) _____

(c) Other (explain) _____

I verify that the statements made above are true and correct. I understand that any false
statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to
unsworn falsification to authorities. Sign and print your name below

Name: _____ Date: _____

¹ Pursuant to Erie County Rule of Civil Procedure 440, opposing counsel and unrepresented parties must be given two (2) full business days' notice by personal delivery to each party or their counsel's office, or five (5) full business days' notice if by mail. For example, if a motion is to be presented on Thursday at 9:00 a.m., the notice of intent to present the motion must be delivered before 9:00 a.m. on the preceding Tuesday. If notice is given by mail, it must be postmarked no later than the Wednesday of the preceding week.

_____ : **IN THE COURT OF COMMON PLEAS**
Plaintiff :
VS. : **OF ERIE COUNTY, PENNSYLVANIA**
 _____ :
Defendant : **NO.**

PETITION FOR SPECIAL RELIEF

1. The Petitioner(s) is/are _____ residing at _____
(entire street address, city, state & zip code)

2. The Respondent(s) (*list all other parties to the custody action*) is/are _____ residing at _____

(entire street address, city state & zip code)

3. The Petitioner seeks special relief regarding the following child/ren:

<u>Name (of Child/ren)</u>	<u>Present Address (of Child/ren)</u>	<u>Birth Date (of Child/ren)</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

4. The child/ren is/are presently in the custody of _____ who has custody as the result of (*you must set forth facts regarding the current custody arrangement and whether or not an agreement and/or a court order exists governing custody of the children. If an order governs custody of the children you must attach a copy of the order to this Petition*)

10. a) If the Petitioner is a grandparent who is not in loco parentis to the child and is seeking physical and/or legal custody pursuant to 23 Pa.C.S. § 5323, you must plead facts establishing standing pursuant to 23 Pa.C.S. § 5324(3).

(b) If the Petitioner is a grandparent or great-grandparent who is seeking partial physical custody or supervised physical custody pursuant to 23 Pa.C.S. § 5325, you must plead facts establishing standing pursuant to § 5325.

(c) If the Petitioner is a person seeking physical and/or legal custody pursuant to 23 Pa.C.S. § 5324(2) as a person who stands in loco parentis to the child, you must plead facts establishing standing.

11. I have attached the Criminal Record/Abuse History Verification form required pursuant to Pa.R.C.P. 1915.3-2.

Wherefore, the Petitioner requests the Court to grant special relief regarding the child/ren.

I verify that the statements made in this petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904 relating to unsworn falsification to authorities.

Date

Signature

