

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

COMPLAINT FOR CUSTODY

1. The plaintiff is _____ residing at _____
(entire street address, city, state & zip code)
2. The defendant is _____ residing at _____
(entire street address, city, state & zip code)
3. The plaintiff seeks (*shared legal custody*) (*sole legal custody*) (*partial physical custody*)
(primary physical custody) (*shared physical custody*) (*sole physical custody*)
(supervised physical custody) of the following child/ren:

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

- a) The child/ren (was) (was not) born out of wedlock.
- b) The child/ren is presently in the custody of _____ who
resides at _____
- c) During the past five (5) years, the child/ren has resided with the following
persons and at the following addresses:

<u>List the Persons</u>	<u>List the Addresses</u>	<u>Dates</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

d) The mother of the child/ren is _____, currently residing at _____.

e) She is (married) (divorced) or (single).

f) The father of the child/ren is _____, currently residing at _____.

g) He is (married) (divorced) or (single).

4. The relationship of the plaintiff to the child/ren is that of _____. The plaintiff currently resides with the following persons:

Name of Persons

Relationship to Plaintiff

5. The relationship of the defendant to the child/ren is that of _____. The defendant currently resides with the following persons:

Name of Persons

Relationship to Defendant

6. The plaintiff (has) (has not) participated as a party or witness, or in another capacity, in other litigation (*court case*) concerning the custody of the child/ren in this or another Court. The Court term and number and its relationship to this action is:

a) The plaintiff (has) (has no) information of a Custody proceeding concerning the child/ren pending in a Court of this Commonwealth or any other state. The Court term and number and its relationship to this action is:

b) The plaintiff (knows) (does not know) of a person, not a party to the proceedings, who has physical custody of the child/ren or claims to have custody or visitation rights with respect to the child/ren. The name and address of such as person is:

7. The best interest and permanent welfare of the child/ren will be served by granting the relief requested because: _____

8. Each parent whose parental rights to the child/ren have not been terminated and the person who has physical custody of the child/ren have been named as parties to this action. All other persons, named below, who are known to have or claim a right to custody or visitation with the child/ren will be given notice of the pendency of this action and the right to intervene: _____

9. I am not a parent of the child/ren, nevertheless, I have standing for the following reason:
a) If the plaintiff 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 plaintiff 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 plaintiff 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/ren, you must plead facts establishing standing. _____

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

Wherefore, the plaintiff requests the Court to grant (*shared legal custody*) (*sole legal custody*) (*partial physical custody*) (*primary physical custody*) (*shared physical custody*) (*sole physical custody*) (*supervised physical custody*) of the child. (***circle all that apply***).

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