

Rule 17.400—Form 423: Response to a Motion in a Custody and Visitation Case

Use this form if the other parent has filed a Motion (most likely form 422) and you disagree with what the other parent is asking the court to do in that Motion.

If you do not understand how to use this form, or if you should use this form, talk to an attorney.

In the Iowa District Court for _____ County
County where your case is filed

Upon the Petition of

Petitioner *Full name: first, middle, last*

and concerning

Respondent *Full name: first, middle, last*

Equity case no. _____

Response to a Motion in a Custody and Visitation Case

I am

Check one

- A. Petitioner
- B. Respondent

1. Motion

The other party filed a Motion on _____, 20_____.
Month Day Year

2. Response

Check A or B.

- A. I agree with the Motion.
- B. I disagree with the request(s) in the Motion to:

If you check B, check all of the following that apply. If you check any box in B, you must tell the court in C why you disagree with the request.

- (1) Change the hearing date that has been set for _____, 20_____.
Month Day Year
- (2) Order temporary custody and visitation.
- (3) Order temporary child support and medical support.
- (4) Set a hearing date for a custody and visitation order by default.
- (5) Award attorney's fees before the custody and visitation case is final.

(6) Order genetic testing to decide paternity and require that Petitioner, Respondent, and child appear for testing.

(7) Other request *Explain*

C. I disagree with the Motion because:

Continued on next page

3. Attorney Help

Check one

- A. An attorney did not help me prepare or fill in this paper.
- B. An attorney helped me prepare or fill in this paper.

If you check B, you must fill in the following information:

Name of attorney or organization, if any Attorney's PIN – Ask the attorney

Business address of attorney or organization City State ZIP code

(____) _____ (____) _____
Attorney's phone no. Attorney's fax no. – optional Attorney's email address – optional

4. Certification of Service by Mailing or Delivery

Section 3 to be completed only if filing in paper or if the other party is exempt from electronic filing.

This document, if filed electronically, will automatically be served on registered parties.

I, _____, certify that on _____, _____, 20____
Print your name Month Day Year

I mailed or gave a copy of this Motion to the other party or the other party's attorney at this address:

Name of person to whom I delivered or mailed it

Party's or attorney's mailing address City State ZIP code

5. Oath and Signature

I, _____, certify under penalty of perjury and pursuant to the laws of the State of Iowa that I have read this Motion and that the information I have provided in this Motion is true and correct. I ask the court to grant this Motion.

laws of the State of Iowa that I have read this Motion and that the information I have provided in this Motion is true and correct. I ask the court to grant this Motion.

Signed on: _____, 20____
Month Day Year Your signature*

Mailing address City State ZIP code

(____) _____
Phone number Email address Additional email address – if available

* Whether filing electronically or in paper, you must *handwrite* your signature on this form. If you are filing electronically, scan the form after signing it and then file electronically.