



Rule 17.400—Form 427: Request for Relief in a Custody and Visitation Case

Use this form only if you have filed a Petition for Custody and Visitation (form 401) and:

- The other parent (Respondent) did not file an Answer, or
- The other parent will not work with you to prepare a Settlement Agreement (form 428).

Caution: This form may require you to provide protected or sensitive information.

 If filing electronically and you include protected information on this form, fill out or update the Protected Information Disclosure form (411) if you have not already done so.

 If filing in paper, you may use form 411 to provide any protected information in full if you have not already done so.

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. _____

**Request for Relief in a
Custody and Visitation Case**

Check one

- Petitioner
 Respondent

1. Personal Information Fill in all information that you know. If you have been assaulted by the other parent and you fear for your safety, you may leave your address, phone number, and email blank.

I am

Check A or B and fill in C and D.

A. Petitioner

B. Respondent

C. Petitioner's birth year and present residence: _____
Birth year

Petitioner's present street address City State ZIP code

County Phone number Email address

D. Respondent's birth year and present residence: _____
Birth year

Respondent's present street address City State ZIP code

County Phone number Email address

2. Request for Relief

A. Children *Check all that are true*

- (1) Petitioner and Respondent **agree** to the custody and visitation set out in the Agreed Parenting Plan (form 429). *A parenting plan must be provided to the court with the Request for Relief.*
- (2) Petitioner and Respondent do **not** agree about custody and visitation. I filed a Proposed Parenting Plan (form 430). *A parenting plan must be provided to the court with the Request for Relief.*
- (3) Petitioner and Respondent **agree** that they are the parents of the following children.

First, middle, & last initials of each child	Birth year	First, middle, & last initials of each child	Birth year
(1)		(4)	
(2)		(5)	
(3)		(6)	

Check this box if you are attaching a separate sheet listing additional children.

- (4) Petitioner and Respondent do **not** agree that they are the parents of the following children.

Check this box if there is a disagreement about who the parents of the children are.

First, middle, & last initials of each child	Birth year	First, middle, & last initials of each child	Birth year
(1)		(4)	
(2)		(5)	
(3)		(6)	

Check this box if you are attaching a separate sheet listing additional children.

Explain who are the parents of the children listed in (4) above:

- (5) Petitioner has taken the children in the middle course. *Attach certificate*
- (6) Respondent has taken the children in the middle course. *Attach certificate*

B. Financial affidavits *Check one*

- (1) I filed a Financial Affidavit (form 424). I certify that I have fully disclosed all income and the identity and value of all assets and debts.
- (2) I am asking that the court not require me to file a Financial Affidavit because:

E. Tax exemption

(1) I ask the court to set the tax deduction as follows: *Check one for each child*

First, middle, & last initials of each child	Birth year	Parent who should now claim child for tax deduction	Every Year	Even Years	Odd Years
(1)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(6)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Check this box if you are attaching a separate sheet listing additional children.

(2) The deduction will start in tax year _____.
Year

Note: The parent with custody must sign IRS Form 8332 before the noncustodial parent can take the deduction. Tax forms are available from the IRS website: <http://www.irs.gov>. The earned income tax credit is not the same as the tax exemption.

F. Health care expenses

I ask the court to set the health care expenses as follows: *Check all that apply*
Petitioner Respondent

- (1) will provide medical support (health insurance).
- (2) will pay the first \$_____ of uncovered medical expenses for the children. After that amount is spent, then uncovered medical expenses will be paid _____% by Petitioner and _____% by Respondent.
- (3) will pay cash medical support in the amount of \$_____ per month.

G. Court fees

Check one

I ask that

- (1) Petitioner pay all court fees.
- (2) Respondent pay all court fees.
- (3) Petitioner and Respondent each pay one-half of the remaining court fees.
- (4) Petitioner and Respondent each pay one-half of the total court fees.

H. Attorney's fees

Check one

- (1) I have no attorney's fees.
- (2) I will pay my own attorney's fees.
- (3) I ask that my spouse pay me \$_____ for attorney's fees.

I. Necessary documents

I ask that the court require each of us to sign and deliver to each other any papers that may be needed to carry out the terms of the Custody and Visitation case.

J. Other request for relief

Check this box if you have attached a separate sheet listing additional requests for relief.

3. Statements of Understanding and Fact

Check all that apply

- A. I have made a full disclosure of my property and debts to the court.
- B. This request for relief addresses all issues in my Custody and Visitation case.
- C. I want the court to approve this request for relief and make it part of the final order.

Continued on next page

4. 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

5. Certification of Service by Mailing or Delivery

Section 5 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

6. Oath and Signature

I, _____, certify under penalty of perjury and pursuant
Print your name

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.

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.