

IN THE COURT OF APPEALS OF IOWA

No. 2-724 / 12-0802
Filed September 6, 2012

**IN RE THE MARRIAGE OF STEPHANIE POLICH
AND ERIC POLICH**

**Upon the Petition of
STEPHANIE POLICH,**
Petitioner-Appellant,

**And Concerning
ERIC POLICH,**
Respondent-Appellee.

Appeal from the Iowa District Court for Boone County, Steven J. Oeth,
Judge.

Stephanie Polich appeals the child custody provisions of the decree
dissolving her marriage to Eric Polich. **AFFIRMED.**

Leslie Babich and Kodi A. Brotherson of Babich Goldman, P.C., Des
Moines, for appellant.

John D. Jordan and Meredith C. Mahoney Nerem of Jordan & Mahoney
Law Firm, P.C., Boone, for appellee.

Considered by Eisenhauer, C.J., and Doyle and Tabor, JJ.

DOYLE, J.

In April 2012, the district court entered its decree dissolving Eric and Stephanie Polich's marriage. Among other things, the decree provided for joint legal custody and joint physical care of the parties' children. On appeal, Stephanie challenges the joint physical care placement, asserting the children should have been placed in her primary physical care.¹ We review de novo decisions on child custody. *In re Marriage of Hynick*, 727 N.W.2d 575, 577 (Iowa 2007).

Upon our de novo review, we find the district court's decree identifies and considers all the issues presented concerning shared physical care placement of the parties' children. The district court considered the appropriate factors when it made its physical care determination, and we approve of the reasons and conclusions stated in the decree. We accordingly affirm without opinion. See Iowa R. App. P. 6.1203(a), (d). We decline to award appellate attorney fees. See *In re Marriage of Okland*, 699 N.W.2d 260, 270 (Iowa 2005) ("Appellate attorney fees are not a matter of right, but rather rest in [the appellate] court's discretion."). Costs on appeal are assessed to Stephanie.

AFFIRMED.

¹ "Primary physical care" is not defined in Iowa Code chapter 598 (2011); nevertheless, we recognize the term is commonly used by parties, their counsel, and the courts.