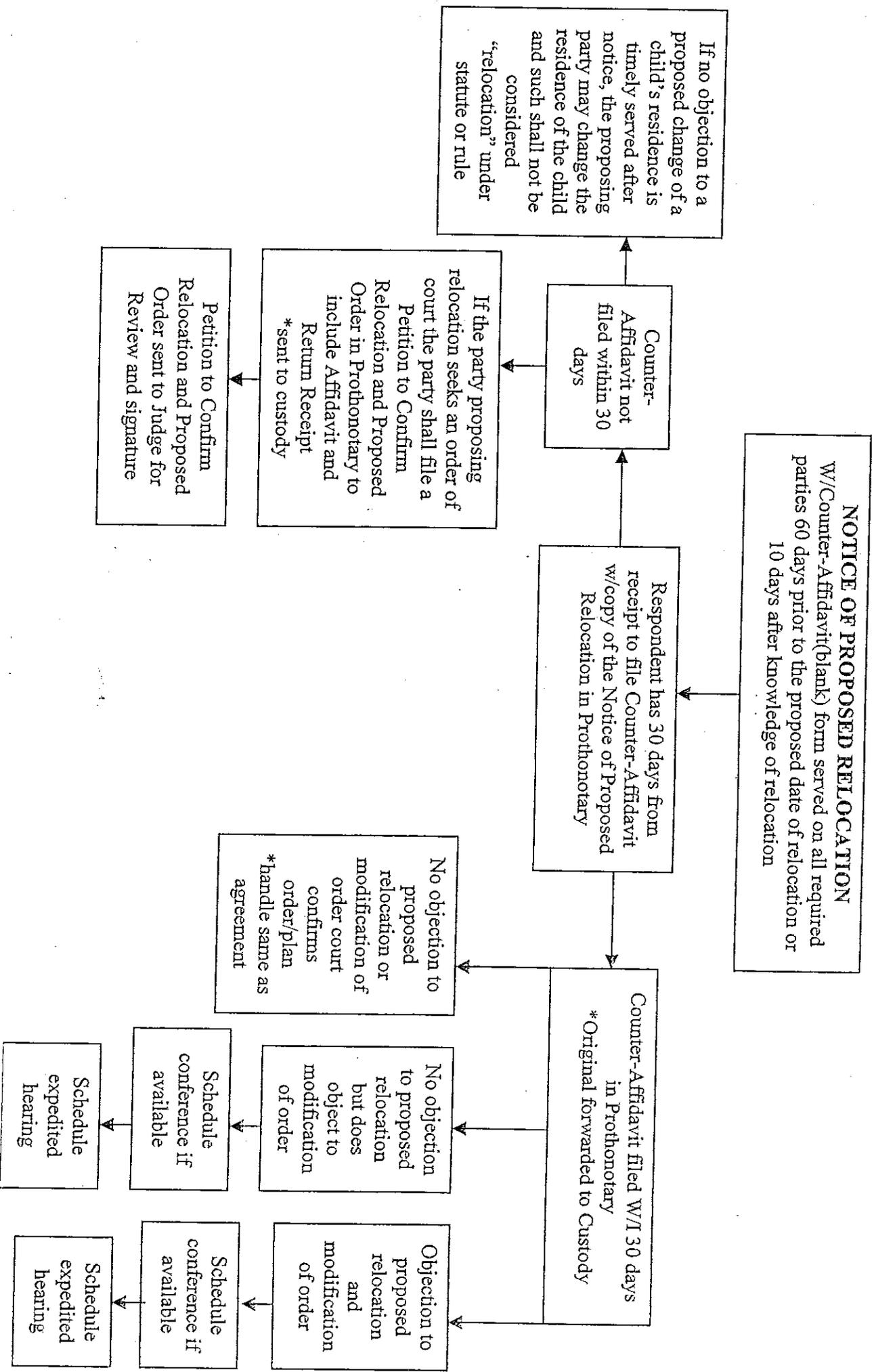


# BLAIR COUNTY RELOCATION PROCESS

“Relocation” means a change in a residence of the child which significantly impairs the ability of the non-relocating party to exercise custodial rights



**INSTRUCTIONS FOR COMPLETING THE NOTICE OF PROPOSED  
RELOCATION AND COUNTER-AFFIDAVIT**

TYPE OR PRINT NEATLY

**STEP 1-The Caption**

1. Fill in the names of the parties and the docket number exactly how they appear on the custody order.

**STEP 2-The Notice**

1. You are the Petitioner. Put your name on the line above "Petitioner"
2. The Respondent is the other party or parties in the case. Put their name on the line above "Respondent"
3. List all children in the case that you are asking to relocate.
4. List the address of the proposed new residence (where you would like to relocate to).
5. List the mailing address (if it is not the same as above).
6. On the lines provided, list the names and ages of the individuals who intend to reside at the new residence.
7. List the home telephone number of the new residence.
8. List the name of the new school district and the school the child(ren) will attend after relocation.
9. List the date of the proposed relocation.
10. On the lines provided list the reasons for the proposed relocation.
11. On the lines provided list the proposed modification of the custody schedule following relocation.
12. List any other information that you feel may be important concerning this proposed relocation.
13. Sign and date this form.
14. Sign and date the Affidavit Regarding Relocation

**STEP 3-The Counter-Affidavit**

1. You must notify the other party or parties of the proposed relocation by supplying them with a copy of your notice and the Counter-Affidavit
2. You must send copies of your paperwork no later than the 60<sup>th</sup> day before the date of the proposed relocation or the tenth day after the date that you know of the relocation, if:
  - a. You did not know and could not reasonably have known of the relocation in sufficient time to comply with the 60-day notice; and
  - b. It is not reasonably possible to delay the date of relocation so as to comply with the 60-day notice.

3. You must send the copies by **certified mail, return receipt requested, addressee only.**
4. The Respondent will be responsible for completing the counter affidavit and notifying you and the courts of their agreement or objection to the move. They must notify you within **30 days of their receiving** the Notice and counter-affidavit.
5. If the Respondent does not serve you with a copy of the Counter-Affidavit and does not file the Counter-Affidavit with the court within 30 days of his/her receipt of the documents you will need to file a Petition to Confirm Relocation and Proposed Order

IN THE COURT OF COMMON PLEAS OF BLAIR COUNTY, PENNSYLVANIA

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff  
vs.  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant

:  
:  
:  
:  
:  
:  
:

NO. \_\_\_\_\_ GN \_\_\_\_\_  
CIVIL ACTION-CUSTODY

NOTICE OF PROPOSED RELOCATION

You, \_\_\_\_\_, are hereby notified that  
Respondent  
\_\_\_\_\_ proposes to relocate with the following minor child(ren):  
Petitioner  
\_\_\_\_\_

To Object to the proposed relocation, you must complete the attached counter-affidavit and serve it on the other party by certified mail, return receipt requested, addressee only, or pursuant to Pa.R.C.P. No. 1930.4 within 30 days of the receipt of this notice. If there is an existing child custody case, you also must file the counter-affidavit with the court. If you do not object to the proposed relocation within 30 days, the party proposing relocation has the right to relocate and may petition the court to approve the proposed relocation and to modify any effective custody orders or agreements. FAILURE TO OBJECT WITHIN 30 DAYS WILL PREVENT YOU FROM OBJECTING TO THE RELOCATION ABSENT EXIGENT CIRCUMSTANCES.

Address of the proposed new residence: \_\_\_\_\_

Check here if the address is confidential pursuant to 23 Pa.C.S. §5336(b).

Mailing address of intended new residence(if not the same as above) \_\_\_\_\_

Check here if the address is confidential pursuant to 23 Pa.C.S. §5336(b)



IN THE COURT OF COMMON PLEAS OF BLAIR COUNTY, PENNSYLVANIA

\_\_\_\_\_  
Plaintiff

\_\_\_\_\_ GN \_\_\_\_\_

CUSTODY

Vs.

\_\_\_\_\_  
Defendant

**PROPOSED ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, upon consideration of the  
Petition to Confirm Relocation, IT IS HEREBY ORDERED, DIRECTED AND DECREED:

Petitioner's, \_\_\_\_\_ Relocation to \_\_\_\_\_, is confirmed.

The information required pursuant to 23 Pa.C.S. § 5337(e)(4) and (c)(3) is as follows:

(i) Address of intended new residence:

\_\_\_\_\_

(ii) Individuals who intend to live in residence:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(v) Phone number: (\_\_\_\_) \_\_\_\_\_

(iv) School District and School: \_\_\_\_\_

\_\_\_\_\_

(v) Date of proposed relocation: \_\_\_\_\_

(vi) Reasons for Relocation: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(vii) Proposed revised custody schedule:

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(ix) The counter affidavit and objection to proposed relocation provided  
\_\_\_\_\_ was not filed within thirty (30) days  
(Respondent)  
after receipt of the Notice of Proposed Relocation.

(x) The Notice of Proposed Relocation was timely given in accordance with the  
provisions of 23 Pa.C.S. § 5337.

BY THE COURT:

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J.

Names and ages of the individuals who intend to reside at the new residence:

Name

Age

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Check here if the information is confidential pursuant to 23 Pa.C.S. §5336(b) or (c).

Home telephone number of the new residence:

Check here if the information is confidential pursuant to 23 Pa.C.S. §5336(b) or (c).

Name of the new school district and the school the child(ren) will attend after relocation:

Check here if the information is confidential pursuant to 23 Pa.C.S. §5336(b) or (c).

Date of proposed relocation:

Check here if the information is confidential pursuant to 23 Pa.C.S. §5336(b) or (c).

Reasons for the proposed relocation:

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Check here if the information is confidential pursuant to 23 Pa.C.S. §5336(b) or (c).

Proposed modification of custody schedule following relocation:

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Other information: \_\_\_\_\_  
\_\_\_\_\_

I verify that the statements made in this notice of proposed relocation are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to sworn falsification to authorities).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Petitioner or Petitioner's Attorney

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.**

**IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.**

**BLAIR COUNTY LAWYER REFERRAL LAW LIBRARY**

Second Floor, New Wing  
Blair County Court House  
Hollidaysburg, Pa 16648  
(814) 639-3090

**MIDPENN LEGAL SERVICES**

205 Lakemont Park BLVD  
Altoona, Pa 16602  
(800) 326-9177



I understand that in addition to objecting to the relocation or modification of the custody order above, I must also serve this counter-affidavit on the other party by certified mail, return receipt requested, addressee only, or pursuant to Pa.R.C.P No. 1930.4, and, if there is an existing custody case, I must file this counter-affidavit with the court. If I fail to do so within 30 days of my receipt of the proposed relocation notice, I understand that I will not be able to object to the relocation at a later time.

I verify that the statements made in this counter-affidavit 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: \_\_\_\_\_  
Respondant

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**INSTRUCTIONS FOR COMPLETING THE PETITION TO CONFIRM  
RELOCATION AND PROPOSED ORDER**

TYPE OR PRINT NEATLY

**STEP 1-The Caption**

1. Fill in the names of the parties and the docket number exactly how they appear on the custody order.

**STEP 2-The Petition**

1. You are the Petitioner. Put your name on the line and indicate whether you are the Plaintiff or Defendant in the case by circling the correct term.
2. The Respondent is the other party or parties in the case. Put their name on the line and indicate whether they are the Plaintiff or Defendant in the case by circling the correct term.
3. List your relationship to the child(ren) on the line. List all children in the case that you are asking to relocate.
4. Put the relationship(s) of the other parties to the children.
5. Put the date of the current custody order in the lines provided and state what the current order says. You may attach a copy of the order to your paperwork.
6. On the lines provided, list exactly where you are petitioning to relocate and the date of the proposed relocation.
7. Attach a copy of proof of service of the Notice of Proposed Relocation and Counter-Affidavit.
8. List the date that Respondent received and signed for the Proposed Relocation Notice and Counter-Affidavit
9. List the date the 30 days for objection expired on.
10. Sign and Date the Petition and the verification..

**STEP 3-Proposed Order**

1. Fill in the names of the parties and the docket number exactly how they appear on the custody order.
2. **Do not** fill in the information in the first paragraph of the proposed order! This paragraph will be completed by the court.
3. List the address of the new residence .
4. List the individuals who intend to live in the new residence.
5. List the phone number for the new residence.
6. List the new school district and name of school that child(ren) will attend after relocation.
7. Date of the proposed relocation.
8. List the reasons for relocation.

9. List the proposed revisions to the current custody schedule.(If no change please list "No Changes to Current custody").
10. List Respondent's name on the line above (Respondent).
11. **DO NOT sign this order. Only a Judge can sign this order.**
12. File the Petition to Confirm Relocation with Proposed Order attached with the Prothonotary Department at the Blair County Court House.
13. This information will be sent to a Judge and you will be notified by mail that the Proposed order has been signed and the Proposed Relocation confirmed or you will be notified of a hearing date for the Proposed Relocation.

IN THE COURT OF COMMON PLEAS OF BLAIR COUNTY, PENNSYLVANIA

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff  
vs. \_\_\_\_\_  
\_\_\_\_\_  
Defendant

: IN THE COURT OF COMMON PLEAS OF  
: BLAIR COUNTY, PENNSYLVANIA  
:  
: NO. \_\_\_\_\_ GN \_\_\_\_\_  
: CIVIL ACTION-CUSTODY  
:

PETITION TO CONFIRM RELOCATION PURSUANT TO 23 Pa.C.S. § 5337

1. The Petitioner is (name) \_\_\_\_\_ is (circle one) **Plaintiff** or **Defendant** in the Custody Complaint, and resides at (street, city, state, zip):  
\_\_\_\_\_
2. The Respondent is (name) \_\_\_\_\_ is (circle one) **Plaintiff** or **Defendant** in the Custody Complaint, and resides at (street, city, state, zip):  
\_\_\_\_\_
3. The Petitioner's relationship to the following child(ren) is that of \_\_\_\_\_  
Name: \_\_\_\_\_ DOB: \_\_\_\_\_  
Name: \_\_\_\_\_ DOB: \_\_\_\_\_  
Name: \_\_\_\_\_ DOB: \_\_\_\_\_
4. The relationship of Respondent to the child(ren) is that of \_\_\_\_\_
5. A Custody Order was entered on (date) \_\_\_\_\_, that states the following:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
6. Petitioner intends to relocate with the child(ren) to (street, city, state, zip):  
\_\_\_\_\_. Petitioner would like to relocate on or about (date of  
planned move) \_\_\_\_\_.

7. Pursuant to PA.C.S. §5337(e)(1), Petitioner's Affidavit as to notice provided with a copy of said notice to Respondent is attached.

8. The Relocation notice was sent by certified mail, return receipt requested, addressee only, to

Respondent at \_\_\_\_\_  
Respondent's address

9. The Proposed Relocation Notice w/Counter-Affidavit was received on \_\_\_\_\_ and signed for by \_\_\_\_\_  
Date Respondent

10. The thirty days to file an objection to the proposed relocation expired on \_\_\_\_\_  
\_\_\_\_\_. No objection has been filed.

WHEREFORE, Petitioner requests the relocation be confirmed in accordance with 23 Pa.C.S. § 5337.

Date: \_\_\_\_\_,  
Petitioner

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

Date: \_\_\_\_\_

\_\_\_\_\_  
Petitioner or Petitioner's Attorney

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