

This form is attached to DV-100, Item 9.

1 Your name: Michelle C Wilcox Mom Dad Other

2 Other parent's name: Alexander D Wilcox Mom Dad Other

3 Change of Current Court Orders

I want to change a current child custody or visitation court order.

Explain your current order and why you want a change. Then skip to 5 and finish the form. If you do not want a change, skip to 4 and finish the form.

Please see attachment, DV-105 Item 3- Change of Current Orders.

4 I want to keep my current child custody court order without any changes. If there are no court orders for custody, you cannot check this box. If you check this box, skip the rest of this form. If you have a copy of the current court order, attach it.

5 Child Custody

I ask the court for custody as follows:

Legal Custody to: (Person who makes decisions about health, education, etc. Check at least one.) Physical Custody to: (Person the child lives with. Check at least one.)

Child's Name	Date of Birth	Mom	Dad	Other*	Mom	Dad	Other*
a. <u>Grace B Wilcox</u>	<u>05/23/2004</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If more children, check here. Attach a sheet of paper and write "DV-105, Item 5 — Child Custody" by your request.

*If Other, specify relationship to child and name of person: _____

6 Child's Address

Where has the child in 5a lived for the last 5 years? Give each address unless it is private. Start with where the child lives now and work backwards in time.

Child 5a lived with:

Child 5a's addresses:

Mom Dad Other* Dates lived there:

<u>430 Enclave Cir Apt 207 Costa Mesa, CA 92626</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>10/2009</u>	to present
<u>1216 England St. Huntington Bch, CA 92648</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>7/2007</u>	to <u>10/2009</u>
<u>202 Las Palmas Dr. Irvine, CA 92602</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>7/2006</u>	to <u>7/2007</u>
<u>31 E MacArthur Cres. Santa Ana, CA 92707</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>10/2005</u>	to <u>7/2006</u>

*If Other, specify relationship to child and name of person: _____

7 Other Children's Addresses

Check here if the other child's (or children's) address information is the same as listed in 6.

If it is different, check here. Attach a sheet of paper and write "DV-105, Item 7 — Other Children's Addresses" by your list. List other children's address information, including dates, and name of person child lived with.

This is not a Court Order.

Case Number:

04D006334

Your name: Michelle C Wilcox

8 Other custody case?

Were you involved in, or do you know of, any other custody case for any child listed in this form?

No Yes If yes, fill out below:

a. Name of each child in other custody case: Grace B Wilcox

b. Type of case: Divorce Guardianship Adoption Juvenile Other (specify):

c. I was a Witness Party Other (specify):

d. Court (name): Lamoreaux Justice Center

Address: 341 The City Drive City: Orange State: California

e. Date of court order: 8/22/06, 11/2/09, 3/11/10

9 Other people claim to have custody?

Do you know of anyone who is not involved in this case who has or claims to have custody or visitation rights with any child listed on this form? No Yes If yes, fill out below:

Name and address of that person:

Has custody Claims custody rights Claims visitation rights

For these children (name of each child):

Check here if you need more space. Attach a sheet of paper and write "DV-105, Item 9" by your statement.

10 Visitation

I ask the court to order that the person in 2 have the following temporary visitation rights:

(Check all that apply)

a. No visitation until the hearing

b. No visitation after the hearing

c. The following visitation until the hearing after the hearing

(1) Weekends (starting): (The 1st weekend of the month is the 1st weekend with a Saturday.)

1st 2nd 3rd 4th 5th weekend of month

from at a.m. p.m. to at a.m. p.m.

(2) Weekdays (starting):

from at a.m. p.m. to at a.m. p.m.

(3) Other Visitation

Attach a sheet of paper with other visitation days and times, like holidays, birthdays, sports events. List dates and times. Write "DV-105, Item 10 - Visitation" by your statement.

This is not a Court Order.

Case Number:

04D006334

Your name: Michelle C Wilcox

11 **Supervised Visitation**

a. I ask that the visitation in **10** be supervised by (write name and telephone number):

b. I ask that any costs for supervision be paid as follows:

Mom _____ % Dad 100 % Other (name) _____ %

12 **Responsibility for Transportation for Visitation**

"Responsibility for transportation" means the parent will take or pick up the child or make arrangements for someone else to do so.

a. Mom Dad Other (name): _____ to the visits.

b. Mom Dad Other (name): _____ from the visits.

c. Drop-off / pick-up of children will be at (address): Costa Mesa Police Department
99 Fair Dr. Costa Mesa, CA 92626

13 **Travel With Children**

Mom Dad Other (name): _____ MUST have written permission from the other parent, or a court order, to take the children outside of:

a. The State of California.

b. Other place(s) (list): the seven (7) Southern California Counties.

14 **Child Abduction**

I believe that there is a risk the other parent will take our child out of California without my permission.
If you check this box you must fill out and attach form DV-108.

15 **Child Support**

a. I ask the court for child support. *You must fill out and file FL-150 or FL-155 before your hearing.*

b. I now receive or have applied for TANF, Welfare, CalWORKS, or Medi-Cal.

c. I already have a child support order, but I want it changed.

16 **Important!**

You must tell the court if you find out any other information about a custody case in any court for the children listed on this form.

This is not a Court Order.

1 Current orders provide for joint legal and physical custody of Grace. I request that the court grant me sole
2 legal and physical custody, based on the following facts.

3 I strongly believe, and it has been recommended by the school psychologist that Grace would benefit from
4 meeting with a child psychologist. She has repeatedly been the witness and victim of Alex's abusive
5 behavior, and has expressed that she'd like to have a safe place to talk about her feelings. Despite repeated
6 requests, Alex has refused to give the permission necessary to allow Grace this opportunity. Having sole
7 custody would allow me to get Grace the help she deserves.

7 Alex regularly threatens, both to me and directly to Grace, to withdraw her from the school she currently
8 attends, and in fact, attempted to do so without my knowledge. In 2009, he wrote and mailed a letter to
9 The Pegasus School notifying them of her withdrawal, despite explicit orders that all decisions regarding
10 Grace's education are to be made jointly. Grace loves her school, and Alex knows how important her
11 education is to me. He should not be allowed to use Grace's education as a means to manipulate and assert
12 control.

11 In regards to Grace's extracurricular activities, Alex has been extremely uncooperative, often refusing for
12 months at a time to respond to requests for his input and permission.

13 Alex is currently employed as CEO of a private jet company, which requires working long hours,
14 including many weekends, and extensive travel, both domestic and international. Under the current
15 visitation schedule, as determined by temporary custody orders dated 3/11/2010, Alex has physical
16 custody on alternate weekends and two additional weeknights per month. In recent months, he has
17 cancelled or cut short approximately 50% of his scheduled custodial periods, often with less than 24 hours
18 notice, causing much disruption and frustration to Grace and myself .At times, and most recently in April
19 of this year, he has been unreachable by phone or email for up to a week. It's unfair that Grace and I are
20 subject to the whims of his chosen chaotic lifestyle. Primary custody would enable me to provide Grace
21 the stability and security that a 6 year old girl needs.

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(Required for verified pleading) The items on this page stated on information and belief are (specify item numbers, not line numbers):

This page may be used with any Judicial Council form or any other paper filed with the court.

1 I ask the court to order the following visitation rights until respondent successfully completes a 52 week
2 Batterer Intervention Program.

3 Respondent shall have visitation rights of a supervised visit on alternate Saturdays, scheduled between
4 10am and 6pm. Weeknights, overnights and vacation will be not be allowed. Holiday and other special
5 event custodial dates will remain as ordered in judgement dated August 22, 2006, but petitioners holiday
6 time will be limited to supervised visitation without overnight visits.

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