

FILED
FEB 13 2024
KITSAP COUNTY CLERK
DAVID T. LEWIS III

Superior Court of Washington, County of Kitsap

In re:

Petitioner:

HEATHER WOOD

And Respondent:

LENARD FEULNER

No. 07-3-01713-1

Summons: Notice about Changing a
Custody Order
(SM)

Summons: Notice about Petition to Change a Custody Order

To: HEATHER WOOD

(name/s of the party/parties who did **not** file this Summons and Petition)

Important! The person filing this Summons **must** complete the address boxes below. If the person filing this Summons does not give a service address and the court's address, **this Summons will be invalid.**

☒ Person filing this Summons ☐ Lawyer (name):

Address for Service: (This does **not** have to be a home address.)

Lenard Feulner

4101 Anderson Hill Rd SW Port Orchard, WA 98367

You may **only** serve by email if an email address is provided below or the person filing this Summons otherwise agrees in writing. See *All Civil 006 Agreement re: Service by Email*.

☐ Email (optional) – The person filing this Summons agrees to accept service of legal papers for this case at this email address:

Superior Court of Washington, County of Kitsap

Court's Address:

MS-34, County Courthouse, 614 Division St.
Port Orchard, WA, 98366

RCW 26.09.270, 26.10.020, CR 4.1
Mandatory Form (01/2022)
FL Modify 600

Summons: Notice about Petition to
Change a Parenting/Custody Order
p. 1 of 3

07-3-01713-1
SMPM 178
Summons and Petition for Modification
16123155



The person filing this *Summons* and *Petition* asked the court to change a *Parenting Plan*, *Residential Schedule*, or custody order. You must respond in writing for the court to consider your side.

Deadline! Your *Response* must be served on the other party within **20 days** of the date you were served this *Summons* (60 days if you were served outside of Washington State). If the case has been filed in court, you must also file your *Response* by the same deadline.

If you do not serve and file your *Response* or a *Notice of Appearance* by the deadline:

- No one has to notify you about other hearings in this case, and
- The court may approve the requests in the *Petition* without hearing your side. (This is called a *default judgement*.)

Lawyer not required. It is a good idea to talk to a lawyer, but you may file and serve your *Response* without one.

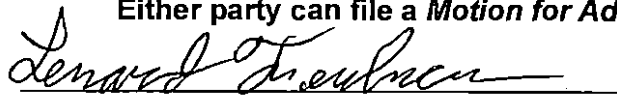
Follow these steps:

1. **Read** the *Petition* and any other documents you receive with this *Summons*. These documents explain what the other party is asking for.
2. **Fill out** the *Response to Petition to Change a Parenting Plan or Residential Schedule* (FL Modify 602).

You can get the *Response* and other forms at:

- The Washington State Courts' website: www.courts.wa.gov/forms
- Washington LawHelp: www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

3. **Serve** (give) a copy of your *Response* to the person who filed this *Summons* at their service address listed on page 1. **4. File** your original *Response* with the clerk of the court at the court's filing address listed on page 1. **5. Adequate Cause: Before the court will have a full hearing or trial about the *Petition*, one of the parties must ask the court to decide whether there are valid reasons to allow the case to move forward (adequate cause). If there are no valid reasons, the court will dismiss the *Petition*. Either party can file a *Motion for Adequate Cause Decision* (form FL Modify 603).**


Signature of person filing this *Summons* or lawyer

02-13-2024
Date

Lenard Feulner
Print name of person filing this *Summons* or lawyer and WSBA No.

If there is no "Case No." listed on page 1, this case may not have been filed and you will not be able to file a *Response*. Contact the Superior Court Clerk or check www.courts.wa.gov to find out.

If the case was **not** filed, you must still serve your *Response*, and you may demand that the other party file this case

1 with the court. Your demand must be in writing and must be served on the other party or their lawyer (whoever signed
2 this Summons). If the other party does not file papers for this case within 14 days of being served with your demand,
3 this service on you of the Summons and Petition will not be valid. If the other party does file, then you must file your
4 original Response with the court clerk at the address above.

5 This summons is issued pursuant to RCW 4.28.180 and Superior Court Civil Rule 4.1 of the State of Washington.
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KITSAP COUNTY CLERK
DAVID T. LEWIS III

Superior Court of Washington, County of Kitsap

In re:

HEATHER WOOD

And Respondent:

LENARD FEULNER

No. 07-3-01713-1

Petition to Change a Custody Order
(PTMD)

Petition to Change a Custody Order

If you're filing this Petition in:

- the **same** case number as the current custody order, the person who is listed as the Petitioner in the current order will stay Petitioner, even if s/he is not the person asking for the change now.
- a **different** case number or county from where the current parenting/custody order was issued, the person asking for the change may be the Petitioner.

To modify a custody order from a sealed Parentage case, contact the Superior Court Clerk's office about who to list as Petitioner and if there is a new case number.

*Do **not** use this form if you want to terminate or change a non-parent custody order. Use form GDN M 502 instead.*

1. Who is asking to change the parenting/custody order?

Lenard Feulner
I live in Kitsap County, WA

2. Who is the other parent involved in this case?

Heather Wood
who lives in Thurston County, WA

3. Who are the children involved in this case?

Child's name	Age
1. ADELINE MARYLYNN FEULNER	16

4. Describe the parenting/custody order you have now:

My current parenting/custody order is a *Final Parentage Order* signed by a court on December 24, 2007 in Kitsap County, WA

Important! Attach or file a certified copy of the current parenting/custody order that you want to change if it was issued in a different county or state.

5. Explain why you are filing your request for change with this court:

I ask the court to make the changes requested in sections 6 through 12 below, and to approve my proposed *Parenting Plan* or *Residential Schedule* that is filed with this *Petition*. This *Petition* shows that I have valid reasons to ask for these changes. The changes are in the child's best interest.

I am filing this *Petition* in this county court because:

I live in this county.

the child lives in this county.

the custody order that I want to change is from this county.

Note – If you need more space to explain in any of the sections below, you may add more pages to this *Petition*. Number, date, and sign each page that you add.

6. Request for major change (RCW 26.09.260(1) and (2)).

I ask the court to make a major change in the parenting schedule or to change the person the child lives with most of the time. The situation of the child or the *other* parent has changed substantially.

Reason for major change

Note – Your reasons must be based on information that you learned about **after** the current parenting/custody order was issued, or if the order was uncontested (issued by default or agreement), your reasons may be based on information that was unknown to the court when the order was issued.

the child is living in my home now with the other parent's permission. This is very different than what was ordered in the current order.

The mother's outburst in the court room resulted in the court ordering that Adeline remain in my care until further order of the court.

1
2 the child's current living situation is harmful to their physical, mental, or emotional
3 health. It would be better for the child if the order is changed.

4 *The mother has failed to meet the educational and emotional needs of our teenage*
5 *daughter.*

6 Include any limitations requested under RCW 26.09.191 in your proposed *Parenting*
7 *Plan or Residential Schedule.*

8
9 **7. Request for minor change (RCW 26.09.260(5), (7), and (9)).**

10 No request.

11 **8. Request for restrictions on the parent with less parenting time (RCW**
12 **26.09.260(4) and (8))**

13 **Limit** – The child already lives with me the majority of the time. To protect the child, I ask
14 the court to limit the other parent's parenting time and participation. The reasons for
15 limitation are listed in my proposed *Parenting Plan or Residential Schedule.* (RCW
16 26.09.260(4))

17 **9. Request for other changes (RCW 26.09.260(10)).**

18 Because of a substantial change in one parent's/child's situation, I ask the court to adjust
19 the following:

20 Dispute resolution

21 Decision-making

22 Transportation arrangements

23 **10. Child Support (RCW 26.09.170).**

24 My request to change the parenting schedule affects child support because:

- I'm asking to change the parent the children live with most of the time, or
- I'm asking for a substantial change in the amount of time the children spend with the parent who pays child support.

If the court makes my requested changes, I also ask the court to set or change child support. I will file a *Financial Declaration* and proposed *Child Support Worksheets*.

Warning! If the court does not change the parenting/custody order, your request to change child support may be denied. If you have other reasons to change child support, you may file separate forms to make that request (use form FL Modify 501 or 521).

1 **11. Protection Order**

2 Do you want the court to issue a *Protection Order* as part of the final orders in this case?

3 No. I do not want a *Protection Order*.

4 **12. Restraining Order**

5 Do you want the court to issue a *Restraining Order* as part of the final orders in this case?

6 No. I do not want a *Restraining Order*.

7 **13. Children's Home/s**

8 During the past 5 years have any of the children lived:

- 9 • on an Indian reservation,
10 • outside Washington state,
11 • in a foreign country, or
12 • with anyone who is not a party to this case?

11 No.

12 **14. Other people with a legal right to spend time with a child**

13 Do you know of anyone besides the Petitioner and Respondent who has or claims to have
14 a legal right to spend time with a child?

15 No.

16 **15. Other court cases involving a child**

17 Do you know of any court cases involving any of the children?

18 Yes.

19 Kind of case	County and State	Case number	Children
20 Emancipation	Kitsap County,	and year	Adeline Feulner
	WA	23-2-01534-18	

21 **16. Jurisdiction over children** (RCW 26.27.201–.231, .261, .271)

22 The court can change a parenting/custody order for the child because:

23 **Washington order/exclusive, continuing jurisdiction** – The custody order I want to
24 change was made by a Washington State court, and the court still has authority to make
orders for child.

1
2 **AND:**

3 **Home state jurisdiction** – Washington is the child's home state because :

4 Adeline Feulner lived in Washington with a parent or someone acting as a
5 parent for at least the 6 months just before this case was filed or, if the child is
6 less than 6 months old, they have lived in Washington with a parent or
someone acting as a parent since birth.

7 **17. Summary of requests**

8 I ask the court to find that I have valid reasons for my *Petition* (adequate cause), and to
9 approve the following orders:

my proposed *Parenting Plan* or *Residential Schedule*

10 **Person filing this *Petition* fills out below:**

11 I declare under penalty of perjury under the laws of the State of Washington that the facts I have
12 provided on this form are true.

13 Signed at: Port Orchard
Lenard Feulner
14 Person filing *Petition* signs here

Date: 02-13-2024
Lenard Feulner
15 Print name

16 **Warning!** Documents filed with the court are available for anyone to see unless they are sealed.
17 Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can
18 only be seen by the court, the other parties, and the lawyers in your case. Seal those documents by filing
them separately, using a *Sealed* cover sheet (form FL All Family 011, 012, or 013). You may ask for an
order to seal other documents.

19 **The other parent fills out below if they agree to join this *Petition*:**

20 I, Heather Wood, agree to join this *Petition*. I understand that if I fill out and sign below,
21 the court may approve the requests listed in this *Petition* including the proposed *Parenting*
Plan unless I file and serve a *Response* before the court signs final orders. CHECK ONE

22 ☐ I do not need to be notified about the court's hearings or decisions in this case.

23 ☐ The person who filed this *Petition* must notify me about any hearings in this case.

24 _____
Street Number or P.O. Box

City

State

Zip

(If this address changes before the case ends, you **must** notify all parties and the court clerk in writing. You may use the Notice of Address Change form (FL All Family 120). You must also update your Confidential Information Form (FL All Family 001) if this case involves parentage or child support.)

Person joining Petition signs here

Print name

Date

Email:

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sum