

CMW
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IN OPEN COURT
JUL 16 2008
DAVID W. PETERSON
KITSAP COUNTY CLERK

**Superior Court of Washington
County of Kitsap**

In re the Parenting and Support of:

Adeline Marylynn Feulner

Child(ren)

Petitioner

and Heather Lynn Wood

Respondent. Lenard Ray

Feulner

No. 07-3-01713-1

**Summons (Petition for
Residential Schedule/ Parenting
Plan or Child Support)
(SM)**

To the Respondent

1. The petitioner has started an action in the above court requesting that the court establish a Residential Schedule/Parenting Plan or an Order of Child Support. Additional requests, if any, are stated in the petition, a copy of which is attached.
2. You must respond to this summons and petition by filing a written response with the clerk of the court and by serving a copy of your response on the person signing this summons.

If you do not file and serve your written response within 20 days (60 days if you are served outside of the state of Washington) after the date this summons was served on you, exclusive of the date of service, the court may, without further notice to you, enter a default judgment against you ordering the relief requested in the petition. If you serve a notice of appearance on the undersigned person, you are entitled to notice before an order of default may be entered.

3. Your written response to the summons and petition must be on form WPF PS 15.0300, Response to Petition for Residential Schedule/Parenting Plan or Child Support (RSP). Information about how to get this form may be obtained by contacting the clerk of the court, by contacting the Administrative Office of the Courts at (360) 705-5328, or from the Internet at the Washington State Courts homepage:

<http://www.courts.wa.gov/forms>

4. If this action has not been filed with the court, you may demand that the petitioner file this action with the court. If you do so, the demand must be in writing and must be served upon the person signing this summons. Within 14 days after you serve the demand, the petitioner must file this action with the court, or the service on you of this summons and petition will be void.
5. If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your written response, if any, may be served on time.
6. One method of serving a copy of your response on the petitioner is to send it by certified mail with return receipt requested.

This summons is issued pursuant to RCW 4.28.100 and Superior Court Civil Rule 4.1 of the state of Washington.

Dated: 7/16/08
Heather Wood

Signature of Petitioner or Lawyer/WSBA No.

HEATHER WOOD

Print or Type Name

**File Original of your Response with
the Clerk of the Court at:**

Serve a Copy of your Response on:

☒ Petitioner [You may list an address that is not your residential address where you agree to accept legal documents. Any time this address changes while this action is pending, you must notify the opposing parties in writing and file an updated Confidential Information Form (WPF DRPSCU 09.0200) with the court clerk.]

☐ Petitioner's Lawyer

Kitsap County Superior Court

[Name of Court]

614 Division Street Room 202

[Address]

Port Orchard, WA 98366

[Name] Heather Lynn Wood

[Address]

285 5th St #316

Bremerton, WA 98337

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**Superior Court of Washington
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In re the Parenting and Support of:

Adeline Marylynn Feulner
Child(ren),

Petitioner,

and Heather Wood

Respondent.

Lenard Feulner

No. 07-3-01713-1

Petition for (07-5-00352-8)

☒ Residential Schedule/
Parenting Plan

☐ Child Support
(PT)

Para.1.10: check box if petition is
attached for:

☐ Order for protection DV (PTORPRT)

☐ Order for protection UH (PTORAH)

I. Basis

1.1 Cause of Action

This action is brought pursuant to RCW 26.26.375 by (name) _____ Heather
Wood _____, petitioner, for a

☒ residential schedule/parenting plan

☐ child support order

for

(Name) Adeline Marylynn Feulner, (age) 13
months , residing with
(name) Heather Wood in Kitsap
County, Washington.

(Name) , (age) , residing with
(name) in County, Washington.

(Name) , (age) , residing with
(name) in County, Washington.

1.2 Acknowledgment of Paternity and Denial of Paternity

(Name) Lenard Feulner is the child's
acknowledged father and (name) Heathr Wood is the
mother of the child. Both parents signed the Acknowledgment of Paternity, which was
filed with the Washington State Registrar of Vital Statistics on (date) Paternity was
established by court order under Kitsap County Cause
07-5-00352-8

A copy of the Acknowledgment of Paternity is filed with this petition.

☐ (Name) signed a Denial of Paternity, which was filed
with the Washington State Registrar of Vital Statistics on (date) .

A copy of the Denial of Paternity is filed with this petition.

1.3 Jurisdiction

The court has jurisdiction over the parties because more than 60 days have passed since the
effective date of the acknowledgment of paternity and (check all that apply):

- ☒ The mother and acknowledged father engaged in sexual intercourse in the state of
Washington as a result of which the child was conceived.
☒ Respondent was personally served with summons and petition within this state.
☐ Respondent submits to jurisdiction of this state by consent as evidenced by joinder or
consent to jurisdiction signed by respondent.
☐ Respondent resided with the child in this state.
☐ Respondent resided in this state and provided prenatal expenses or support for the child.
☐ The child resides in this state as a result of the acts or directives of the respondent.
☐ Other:

and the following parties are presently residing in the state of Washington:

- ☒ Mother
☒ Acknowledged Father

1.4 Period for Challenge to the Acknowledgment or Denial of Paternity (Pick only one)

- ☐ A period of two years or more has passed since the date the acknowledgment ☐ and
denial of paternity was filed with the Washington State Registrar of Vital Statistics.

☒ Less than two years has passed since the date the acknowledgment ☐ or denial of paternity was filed with the Washington State Registrar of Vital Statistics, and petitioner specifically alleges:

- a) No man other than the acknowledged father is the father of the child; and
- b) No proceeding to adjudicate the parentage of the child is currently pending; and
- c) No other man is an adjudicated father of the child; and
- d) Notice of this proceeding has been provided to all other men who have claimed parentage of the child.

1.5 Jurisdiction Over the Child

This court has jurisdiction over the child for the reasons set forth below.

☐ This court has exclusive continuing jurisdiction. The court has previously made a child custody, parenting plan, residential schedule or visitation determination in this matter and retains jurisdiction under RCW 26.27.211.

☒ This state is the home state of the child because

☒ the child lived in Washington with a parent or person acting as a parent for at least six consecutive months immediately preceding the commencement of this proceeding.

☐ the child is less than six months old and has lived in Washington with a parent or a person acting as parent since birth.

☐ any absences from Washington have only been temporary.

☐ Washington was the home state of the child within six months before the commencement of this proceeding and the child is absent from the state but a parent or person acting as a parent continues to live in this state.

☒ The child and the parent or the child and at least one parent or person acting as a parent have significant connection with the state other than mere physical presence, and substantial evidence is available in this state concerning the child's care, protection, training and personal relationships, and

☒ the child has no home state elsewhere.

☐ the child's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or .271.

☐ All courts in the child's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the child under RCW 26.27.261 or .271.

☒ No other state has jurisdiction.

☐ This court has temporary emergency jurisdiction over this proceeding because the child is present in this state and the child has been abandoned or it is necessary in an emergency to protect the child because the child, or a sibling or parent of the child is subjected to or threatened with abuse. RCW 26.27.231.

☐ There is a previous custody determination that is entitled to be enforced under this chapter or a child custody proceeding has been commenced in a court of a state having jurisdiction under RCW 26.27.201 through 26.27.221. The requirements of RCW 26.27.231(3) apply to this matter. This state's jurisdiction over the children shall last until (date) _____.

☐ There is no previous custody determination that is entitled to be enforced under this chapter and a child custody proceeding has not been commenced in a court of a state having jurisdiction under RCW 26.27.201 through 26.27.221. If an action is not filed in (potential home state) _____ by the time the child has been in Washington for six months, (date) _____

_____, then Washington's jurisdiction will be final
and continuing.

☐ Other:

1.6 Child Support

Support and health insurance coverage for the minor child:

- ☒ has been determined administratively by the Division of Child Support and the petitioner ☐ does ☒ does not want the court to address child support.
- ☐ has not been determined administratively by the Division of Child Support and the petitioner ☐ does ☐ does not want the court to address child support.

1.7 Residential Placement

- ☐ Does not apply.
- ☒ It is in the child's best interests to enter the residential schedule/parenting plan proposed by (name) HEATHER WOOD.

If residential placement is requested:

During the last five years, the child has lived:

- ☒ in no place other than the state of Washington and with no person other than the declarant or a named party.
- ☐ in the following places with the following persons (list each place the child lived, including the state of Washington, the dates the child lived there and the names of the persons with whom the child lived. The present addresses of those persons must be listed in the required Confidential Information form.):

Claims to custody or visitation:

- ☒ I do not know of any person other than a named party who has physical custody of, or claims to have custody or visitation rights to the child.
- ☐ The following persons have physical custody of, or claim to have custody or visitation rights to the child (list their names and the child(ren) concerned below and list their present addresses in the Confidential Information Form. Do not list the responding party.):

Involvement in any other proceeding concerning the child:

- ☐ I have not been involved in any other proceeding regarding the child.
- ☒ I have been involved in the following proceedings regarding the child (list the court, the case number, and the date of the judgment or order):

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Other legal proceedings concerning the child:

- ☐ I do not know of any other legal proceedings concerning the child.
- ☐ I know of the following legal proceedings that concern the child (list the child concerned, the court, case number and the kind of proceeding):

1.8 Reimbursement

- ☒ Does not apply.
- ☐ The state of Washington or (name) _____ is entitled to reimbursement for support or assistance provided to the child, for expenses incurred on behalf of the child.

1.9 Continuing Restraining Order

- ☒ Does not apply.
- ☐ A continuing restraining order should be entered which restrains or enjoins (name) _____ from disturbing the peace of (name) _____.
- ☐ A continuing restraining order should be entered which restrains or enjoins (name) _____ from going onto the grounds of or entering the home, work place or school of (name) _____ or the day care or school of the child.
- ☐ A continuing restraining order should be entered which restrains or enjoins (name) _____ from knowingly coming within or knowingly remaining within (distance) _____ of the home, work place or school of (name) _____ or the day care or school of the child.
Other: _____.
- ☐ A continuing restraining order should be entered which restrains or enjoins (name) _____ from molesting, assaulting, harassing, or stalking (name) _____. (If the court orders this relief, the restrained person will be prohibited from possessing a firearm or ammunition under federal law for the duration of the order. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1).)

1.10 Protection Order

- ☒ Does not apply.
- ☐ There is a protection order between the parties filed in case number _____, court _____, which expires on (date) _____.
- ☐ The court should grant the ☐ domestic violence ☐ antiharassment petition for order for protection:
 - ☐ attached to this petition.
 - ☐ filed separately under ☐ this case number ☐ case number _____.

If you need immediate protection, contact the clerk/court for RCW 26.50 Domestic Violence forms or RCW 10.14 Antiharassment forms.

1.11 Other

II. Relief Requested

The court is requested to enter an order that:

- ☐ determines support for the dependent child pursuant to the Washington State Support Schedule and either or both parents be ordered to maintain or provide health insurance coverage for the child and pay extraordinary uninsured costs proportionate to their income.
- ☐ orders the ☐ acknowledged father ☐ mother to pay past support, medical, and other expenses incurred on behalf of the child.
- ☒ adopts the residential schedule/parenting plan for the child as proposed by petitioner.
- ☐ awards court costs, guardian ad litem, attorney, and other reasonable fees.
- ☐ makes provision for a domestic violence protection order.
- ☐ makes provision for an antiharassment protection order.
- ☐ makes provision for a continuing restraining order.
- ☐ other:

Dated: 7/18/08

Heather Wood

Signature of Petitioner or Lawyer/WSBA No.

III. Declaration

I declare under penalty of perjury under the laws of the state of Washington that I am the petitioner hereinabove named, that I have made the allegations contained in this petition based upon my first hand knowledge, and therefore believe that they are true.

Signed at (city) Bremerton, (state) WA on (date) 7/18/08.

Heather Wood
Signature of Petitioner

Heather Wood
Print or Type Name