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IN OPEN COURT

JUN 21 2024

KITSAP COUNTY CLERK
DAVID T. LEWIS III

Superior Court of Washington, County of Kitsap

In re: Parenting of Adeline Feulner

Petitioner/s (person/s who started this case):

Heather Wood

And Respondent/s (other party/parties):

Lenard Feulner

No. 07-3-01713-1

Parenting Plan
(PPP/PPT/PP)

Clerk's Action Required: 1

Parenting Plan

1. This parenting plan is a (check one):

Court order signed by a judge or commissioner. This is a (check one):

Final order. (PP)

This final parenting plan changes the custodial arrangements set forth in the Order Granting Motion for Summary Judgment entered on December 24, 2007. The Court finds adequate cause for the modification of the parenting arrangements set forth in that order.

2. Children – This parenting plan is for the following children:

Child's name	Age	Child's name	Age
1. Adeline Feulner	17	2.	
3.		4.	
5.		6.	

3. Reasons for putting limitations on a parent (under RCW 26.09.191)

a. Abandonment, neglect, child abuse, domestic violence, assault, or sex offense. (If a parent has any of these problems, the court **must** limit that parent's contact with the children and that parent's right to make decisions for the children, and may not require dispute resolution other than court.)

Neither parent has any of these problems. (Skip to 3.b.) The Court considered Ms. Wood's request for findings under this provision. Insufficient evidence was presented to establish .191 factors.



b. Other problems that may harm the children's best interests. (If a parent has any of these problems, the court **may** limit that parent's contact with the children and that parent's right to make decisions for the children.)

Neither parent has any of these problems at this time. (Skip to 4.) The court considered the request of the parties to include the factors in this provision. The Court find that insufficient evidence was presented to establish the factors. However, the Court retains jurisdiction to readdress the issue of abusive use of conflict at the next hearing.

A parent has one or more of these problems as follows (check all that apply):

Neglect – (Parent's name): _____ neglected his/her parental duties towards a child listed in 2.

Emotional or physical problem – (Parent's name): _____ has a long-term emotional or physical problem that gets in the way of his/her ability to parent.

Substance Abuse – (Parent's name): _____ has a long-term problem with drugs, alcohol, or other substances that gets in the way of his/her ability to parent.

Lack of emotional ties – (Parent's name): _____ has few or no emotional ties with a child listed in 2.

Abusive use of conflict – (Parent's name): _____ uses conflict in a way that may cause serious damage to the psychological development of a child listed in 2.

Withholding the child – (Parent's name): _____ has kept the other parent away from a child listed in 2 for a long time, without a good reason.

Other (specify): _____

4. Limitations on a parent

Does not apply. There are no reasons for limitations checked in 3.a. or 3.b. above. (Skip to 5.)

5. Decision-making

When the children are with you, you are responsible for them. You can make day-to-day decisions for the children when they are with you, including decisions about safety and emergency healthcare. Major decisions must be made as follows:

a. Who can make major decisions about the children?

Type of Major Decision	Joint (parents make these decisions together)	Limited (only the parent named below has authority to make these decisions)
School/Educational	<input type="checkbox"/>	<input checked="" type="checkbox"/> (Name): Lenard Feulner
Healthcare (not emergency)	<input type="checkbox"/>	<input checked="" type="checkbox"/> (Name): Lenard Feulner

The following provisions apply to any decision made under this section. Mr. Feulner shall notify Ms. Wood of any decision made under this section with 48 hours of notice of

the need to make a decision. Notice shall be made in writing and will include the contact information for the medical provider or school official. The parties acknowledge and will respect Adeline's right to control disclosure of medical information under Washington State law.

Ms. Wood may consult with treatment providers and give any historical medical info. for maternal side of family.

Important! Parenting involves decision-making in many areas. If you believe there are other decisions that are important to your family, list them under "Other" above. Some examples include: extracurricular activities, international travel, cell phones, driver's licenses, tattoos, and haircuts.

b. Reasons for limits on major decision-making, if any:

Major decision-making **should** be limited because (check all that apply):

One of the parents does not want to share decision-making and this is reasonable because of the fractured relationship between Ms. Wood and Adeline. All parties agreed it was appropriate to limit decision making at this time.

6. Dispute Resolution

Important! After this parenting plan is signed by a judge or commissioner, if you and the other parent disagree about shared decisions or what parts of this plan mean, the court may require you to use a dispute resolution provider before going back to court. The court may only require a dispute resolution provider if there are **no** limitations in **3.a.** above. If a dispute resolution provider is checked below, the parents may, and sometimes must, use this provider before filing a Petition to Change a Parenting Plan or a Motion for Contempt for not following the plan. Check your county's Local Court Rules.

a. The parents will go to (check one):

The dispute resolution provider below (before they may go to court):

Mediation (mediator or agency name): Kitsap County Dispute Resolution Center

If a dispute resolution provider is not named above or if the named provider is no longer available, the parents may agree on a provider or ask the court to name one.

Important! Unless there is an emergency, the parents must participate in the dispute resolution process listed above in good faith, before going to court for disagreements about joint decisions or what parts of this plan mean. This section does **not** apply to disagreements about money or support.

b. If mediation, arbitration, or counseling is required, one parent must notify the other parent by (check one): certified mail other (specify): *in writing through email or parent communication app.*

The parents will pay for the mediation, arbitration, or counseling services as follows (check one):

(Name): Ms. Wood _____ will pay 50 _____%,
(Name): Mr. Feulner _____ will pay 50 _____%.

What to expect in the dispute resolution process:

- Preference shall be given to carrying out the parenting plan.

- If you reach an agreement, it must be put into writing, signed, and both parents must get a copy.
- If the court finds that you have used or frustrated the dispute resolution process without a good reason, the court can order you to pay financial sanctions (penalties) including the other parent's legal fees.
- You may go back to court if the dispute resolution process doesn't solve the disagreement or if you disagree with the arbitrator's decision.

7. Custodian

The custodian is (*name*): Lenard Feulner solely for the purpose of all state and federal statutes which require a designation or determination of custody. Even though one parent is called the custodian, this does not change the parenting rights and responsibilities described in this plan.

(Washington law generally refers to parenting time and decision-making, rather than custody. However, some state and federal laws require that one person be named the custodian. The custodian is the person with whom the children are scheduled to reside a majority of their time.)

➤ **Parenting Time Schedule (Residential Provisions)**

Check one:

Complete the parenting time schedule in sections **8 – 11**.

8. School Schedule

a. Children under school-age

Does not apply. All children are school-age.

b. School-age children

This schedule will apply (*check one*):

immediately.

The parties agree it is in the best interest of Adeline to allow her wishes to determine the schedule combined with participation in reunification therapy in good faith with Ms. Dircks. Mr. Feulner has an affirmative obligation to encourage Adeline to freely participate in reunification therapy and will provide transportation for Adeline to attend therapy sessions.

Communication between Adeline and Ms. Wood will be directed by Ms. Dircks. Ms. Wood may communicate with Adeline when Ms. Dircks determines such communication is appropriate in the reunification process. Communication and parenting time will increase as determined by Ms. Dircks. Both Ms. Wood and Adeline will continue in their individual therapy until their provide determines services are no longer necessary.

While Ms. Wood has concerns about the level of supervision and care of Adeline in Mr. Feulner's care, she is not seeking to ordering Adeline to spend time with her if Adeline does not wish to do so. It is anticipated the reunification counseling will heal the fractures in the relationship and a review hearing is set to discuss the progress of therapy.

9. Summer Schedule

Summer begins and ends according to the school calendar. as follows: _____

The Summer Schedule is the **same** as the School Schedule. *(Skip to 10.)*

10. Holiday Schedule (includes school breaks and special occasions)

The Holiday Schedule is the **same** as the School and Summer Schedules above for all holidays, school breaks, and special occasions. Designation of parenting time for specific holidays is reserved for the review hearing. Parenting time on holidays shall follow the recommendation of Ms. Dircks unless otherwise ordered by the Court., *(Skip to 11.)*

11. Conflicts in Scheduling

The Holiday Schedule must be observed over all other schedules. If there are conflicts within the Holiday Schedule *(check all that apply)*:

Other *(specify)*: Does not apply at this time. _____

12. Transportation Arrangements

The children will be exchanged for parenting time (picked up and dropped off) at:

each parent's home

school or daycare, when in session

other location *(specify)*: _____

Who is responsible for arranging transportation?

The **picking up** parent – The parent who is about to **start** parenting time with the children must arrange to have the children picked up.

The **dropping off** parent – The parent whose parenting time is **ending** must arrange to have the children dropped off.

Other details (if any): Adeline may drive to a visit if she has a vehicle available. Mr. Fuelner will transport Adeline to any counseling sessions unless otherwise directed by Ms. Dircks. _____

13. Moving with the Child/ren (Relocation)

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

If the move is to a different school district, the relocating person must complete the form *Notice of Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days** before the intended move.

Exceptions:

- If the relocating person could not reasonably have known enough information to complete the form in time to give 60 days' notice, they must give notice within **5 days** after learning the information.
- If the relocating person is relocating to a domestic violence shelter or moving to avoid a clear, immediate, and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.
- A relocating person who believes that giving notice would put themselves or a child at unreasonable risk of harm, may ask the court for permission to leave things out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

The *Notice of Intent to Move with Children* can be delivered by having someone personally serve the other party or by any form of mail that requires a return receipt.

If the relocating person wants to change the *Parenting Plan* because of the move, they must deliver a proposed *Parenting Plan* together with the *Notice*.

Move within the same school district

If the move is within the *same* school district, the relocating person still has to let the other parent know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the other party can be made in any reasonable way. No specific form is required.

Warning! If you do not notify...

A relocating person who does not give the required notice may be found in contempt of court. If that happens, the court can impose sanctions. Sanctions can include requiring the relocating person to bring the children back if the move has already happened, and ordering the relocating person to pay the other side's costs and lawyer's fees.

Right to object

A person who has court-ordered time with the children can object to a move to a different school district and/or to the relocating person's proposed *Parenting Plan*. If the move is within the same school district, the other party doesn't have the right to object to the move, but they may ask to change the *Parenting Plan* if there are adequate reasons under the modification law (RCW 26.09.260).

An objection is made by filing the *Objection about Moving with Children and Petition about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File your *Objection* with the court and serve a copy on the relocating person and anyone else who has court-ordered time with the children. Service of the *Objection* must be by personal service or by mailing a copy to each person by any form of mail that requires a

return receipt. The *Objection* must be filed and served no later than **30 days** after the *Notice of Intent to Move with Children* was received.

Right to move

During the 30 days after the *Notice* was served, the relocating person may not move to a different school district with the children unless they have a court order allowing the move.

After the 30 days, if no *Objection* is filed, the relocating person may move with the children without getting a court order allowing the move.

After the 30 days, if an *Objection* has been filed, the relocating person may move with the children **pending** the final hearing on the *Objection* **unless**:

- The other party gets a court order saying the children cannot move, or
- The other party has scheduled a hearing to take place no more than 15 days after the date the *Objection* was served on the relocating person. (However, the relocating person may ask the court for an order allowing the move even though a hearing is pending if the relocating person believes that they or a child is at unreasonable risk of harm.)

The court may make a different decision about the move at a final hearing on the *Objection*.

Parenting Plan after move

If the relocating person served a proposed *Parenting Plan* with the *Notice*, **and** if no *Objection* is filed within 30 days after the *Notice* was served (or if the parties agree):

- Both parties may follow that proposed plan without being held in contempt of the *Parenting Plan* that was in place before the move. However, the proposed plan cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed plan. Use form *Ex Parte Motion for Final Order Changing Parenting Plan – No Objection to Moving with Children* (FL Relocate 706).

Forms

You can find forms about moving with children 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).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

14. Other

Neither parent will disparage the other parent in the presence of Adeline or allow others to do so.

Ms. Wood and Adeline will continue in personal therapy sessions until the therapist finds therapy is no longer beneficial or needed.

At the time Ms. Dircks finds it is appropriate for direct communication to occur, Ms. Wood may then communicate with Adeline directly. Once Ms. Dircks provides the

approval Ms. Wood may communicate with Adeline via a text message inviting a phone call and or future contact.

Ms. Wood shall be listed as the mother in school records and health records.

15. Communication shall be in writing by email whenever possible. NBT.
Proposal

Does not apply. This is a court order.

16. **Court Order**

Does not apply. This is a proposal.

This is a court order (if signed by a judge or commissioner below).

Findings of Fact – Based on the pleadings and any other evidence considered:

The Court adopts the statements in section 3 (*Reasons for putting limitations on a parent*) as its findings.

The Court makes additional findings which are:

contained in an order or findings of fact entered at the same time as this *Parenting Plan*.

attached as Exhibit A as part of this *Parenting Plan*.

other: _____

Conclusions of Law – This *Parenting Plan* is in the best interest of the children.

Other: _____

Order – The parties must follow this *Parenting Plan*.

6/21/2024
Date


MICHELLE ADAMS
Judge or Commissioner signs here

Warning! If you do not follow this *Parenting Plan*, the court may find you in contempt (RCW 26.09.160). You still have to follow this *Parenting Plan* even if the other parent doesn't. Violation of **residential** provisions of this order with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense under RCW 9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to arrest.

If this is a court order, the parties and/or their lawyers (and any GAL) sign below.

This order (check any that apply):

is an agreement of the parties. ordered
 is presented by me.
 may be signed by the court without notice to me.

approved for entry via
Ms. Wood - zoom 6/21/2024

Print Name Date

This order (check any that apply):

is an agreement of the parties.
 is presented by me.
 may be signed by the court without notice to me.

Leonard Feulner
Mr. Feulner
Leonard Feulner 5-21-24

Print Name Date

This order (check any that apply):

is an agreement of the parties.

This order (check any that apply):

is an agreement of the parties.

