

STATE OF MINNESOTA
COUNTY OF SHERBURNE

DISTRICT COURT
TENTH JUDICIAL DISTRICT

**MEMORANDUM OF UNDERSTANDING
AND AGREEMENT
RE: CUSTODY AND PARENTING TIME**

_____,
and _____, Petitioner,

_____,
Respondent.

Court File No. _____

Social Early Neutral Evaluation (SENE) in the above-entitled matter was held on _____. Appearances were as follows:

___ Petitioner _____, Attorney for Petitioner

___ Respondent _____, Attorney for Respondent

_____, SENE Providers

JOINT MINOR CHILD(REN)

Full Name

Date of Birth

Age

Full Name	Date of Birth	Age

If a child was born prior to the date of marriage, or if the parties were never married, please indicate:

A Recognition of Parentage form was executed by the parties on _____.

OR

A Court Order was entered on _____(date) in _____ County, adjudicating parentage.

The following agreements partial agreements were reached at SENE:

The stated agreements are: Temporary Permanent

CUSTODY

Legal Custody

Physical Custody

No agreement as to legal custody

No agreement as to physical custody

Agreement reached as follows:

Agreement reached as follows:

Sole legal custody with _____

Sole physical custody with _____

Joint legal custody

Joint physical custody

PARENTING TIME

No agreement

Agreement reached as follows:

Parenting time for _____ as follows:

Weekends:

Alternating weekends from _____ (day) at _____ (time) until _____ (day) at _____ (time).

Other: _____

Weekdays:

Every _____ (day) from _____ (time) until _____ (time).

Every _____ (day) at _____ (time) until _____ (day) at _____ (time).

Other: _____

Vacation/Summer: _____

Birthdays: ALL (children, mother, and father) birthdays will be celebrated during scheduled parenting time or: _____

Holidays:	Odd Years	Even Years	Notes (times, other)
New Year's Eve/Day (odd/even defined by New Year's Eve)			
Easter			
Memorial Day			
Independence Day			
Labor Day			
Thanksgiving			
Christmas Eve			
Christmas Day			
Spring Break			
Winter Break			
MEA			
Mother's Day			
Father's Day			
Other:			
Other:			

The parties agree that the above parenting time schedule awards the parent without primary physical custody the following percentage of total parenting time:

- Less than 10%
- Between 10% and 45%
- Between 45.1% and 50%
- Each party is awarded 50% of total parenting time

Phone calls/e-mails: The parties shall enjoy reasonable telephone and e-mail contact with the minor child(ren). Telephone and e-mail contact with the minor child(ren) shall be as follows: _____

Communication: The parties shall communicate about parenting time issues and other issues about the child(ren) as follows: _____

Transportation: Transportation for parenting time purposes shall be provided as follows: _____

- The parties agree that if conflicts arise during the standard scheduled parenting time, and the parent is unavailable for _____ hours or more, the other parent shall be offered the first opportunity to have the children during that time. Except for regularly scheduled child care, alternative care arrangements may be made only if the other parent is unable to provide care during the period in question.

Other agreed upon issues are: _____

Remaining disputed issues are: _____

- The parties may modify any portion of this agreement if they both agree to the changes.
- The parties agree to attempt to resolve any dispute through a mediator qualified as a neutral under Rule 114.13 prior to scheduling a motion before this court on those issues should Early Neutral Evaluation fail to reach full settlement, if deemed appropriate. The parties agree to share equally in the cost of a mediator.
- We do** **We do not** intend for this agreement to be interpreted as a Parenting Plan pursuant to Minn. Stat. § 518.1705.

This schedule shall take effect on _____, **20**_____.

Additional agreements/provisions: _____

ACKNOWLEDGMENTS:

By signing below, I agree that I have read this agreement, have considered it carefully, fully understand the terms, and enter into the foregoing agreement freely and voluntarily. I fully understand that this agreement, upon approval by a District Court Judge, will become a fully enforceable court order, and I agree to be bound by all of its terms.

Dated: _____

Dated: _____

Petitioner

Respondent

Dated: _____

Dated: _____

Attorney for Petitioner

Attorney for Respondent

For cases where neither party is represented by an attorney, please indicate:

The Law Library Attorney Referral and Law Library Attorney Referral Intake forms were provided to each party on _____(date).

The Law Library Attorney Referral forms were not provided because _____.

Dated: _____

Dated: _____

SENE Provider

SENE Provider

Attorney Initials _____, Attorney for _____, agrees to draft a proposed Stipulation and Order incorporating the above provisions. Said proposed order shall be circulated to the parties and any attorneys for signature and submitted to the Court within 14 days of the date of this agreement.

Please send this form to: Patricia Kuka
Sherburne County Court Administrator
Sherburne County Government Center
13880 Business Center Drive
Elk River, MN 55330