

**State of Minnesota**

**District Court**

County Ramsey

Judicial District: Second

Court File Number: \_\_\_\_\_

Case Type: \_\_\_\_\_

In regard to the case of:

\_\_\_\_\_  
Name of Petitioner

**Answer and Counter-Complaint to  
Establish Paternity and Custody  
(Minn. Stat. 257.15)**

And

\_\_\_\_\_  
Name of Respondent

**ANSWER**

Respondent's answer to the Complaint for Paternity and Custody is that:

1. The allegations made in the following paragraphs are **TRUE**: \_\_\_\_\_  
\_\_\_\_\_
2. The allegations made in the following paragraphs are **NOT TRUE**: \_\_\_\_\_  
\_\_\_\_\_
3. The allegations made in the following paragraphs are **PARTLY TRUE AND PARTLY NOT TRUE**: \_\_\_\_\_
4. Respondent does not know if the following paragraphs are true or not true: \_\_\_\_\_  
\_\_\_\_\_

**COUNTER-COMPLAINT**

Respondent states and alleges that all of the following statements are true:

**1. Information about Petitioner.**

\_\_\_\_\_  
First Middle Last

\_\_\_\_\_  
Street Address Apt. #

\_\_\_\_\_  
City State Zip Code

Petitioner's birthdate is: \_\_\_\_\_

Petitioner is a member of the Armed Forces.  YES  NO  UNKNOWN

**2. Information about Respondent.**

First	Middle	Last
Street Address		Apt. #
City	State	Zip Code

Respondent's birthdate is: \_\_\_\_\_

Respondent is a member of the Armed Forces.  YES  NO

**3. Children Petitioner and Respondent Have Together (Joint Children)**

<i>Child's Full Name</i>			<i>Date of Birth</i>
First	Middle	Last	Month / Day / Year
First	Middle	Last	Month / Day / Year

The children currently live with:  Me  Other parent

Other person (*print full name of other parent or person*): \_\_\_\_\_

If a child is living with someone other than a parent, write the child's address below:

Address: \_\_\_\_\_

Street Address	Apt. No.		
City	County	State	Zip Code

Has each child lived in Minnesota for the past six (6) months?  YES  NO

If NO, list dates and locations of where the children have been living for the last six months:

\_\_\_\_\_  
\_\_\_\_\_

**4. Parentage.**

Each child's birth certificate (*check a box*)  does  does not list a father's name.

The name of the father on the birth certificate is \_\_\_\_\_.

Petitioner and Respondent did **NOT** sign a Minnesota Recognition of Parentage or a similar paternity statement from a state other than Minnesota.

**5. Information about the Parties' Relationship.**

(Check all the boxes that apply to you and fill in the information:

A.  The Petitioner and Respondent are not married to each other and were not married to each other when the children were born.

B.  Petitioner and Respondent lived together from \_\_\_\_\_  
(date) until \_\_\_\_\_ (date) in the County of \_\_\_\_\_,  
State of \_\_\_\_\_.

C.  Petitioner and Respondent did NOT live together.

D.  Petitioner and Respondent had sexual intercourse together during the month(s)  
of \_\_\_\_\_, in the year \_\_\_\_\_, and as a result, the  
following children were born:

1)  Name of Child: \_\_\_\_\_, born in the  
City of \_\_\_\_\_, County of \_\_\_\_\_,  
State of \_\_\_\_\_.

2)  Name of Child: \_\_\_\_\_, born in the  
City of \_\_\_\_\_, County of \_\_\_\_\_,  
State of \_\_\_\_\_.

**6. Genetic Testing.**

The Respondent: (*check only one box*)

DOES  DOES NOT

request that the Court order paternity blood or genetic tests to determine whether

Petitioner  Respondent is the biological father of the children.

**7. Information about Petitioner's Employment, Income and Expenses.**

(Check all the boxes that apply to you and fill in the information):

A.  Respondent has no information about Petitioner's employment or income.

B.  The Petitioner is employed at \_\_\_\_\_,  
earning a gross income of \$ \_\_\_\_\_ per month.

The Petitioner is unemployed.

The Petitioner is receiving public assistance from \_\_\_\_\_ County.

A. Petitioner has monthly expenses in the amount of \$ \_\_\_\_\_, or

UNKNOWN, including expenses for the following people:  
\_\_\_\_\_

B. Petitioner has the following minor children from another relationship:

None

Name: \_\_\_\_\_ DOB: \_\_\_\_\_

Name: \_\_\_\_\_ DOB: \_\_\_\_\_

### 8. Information about Respondent's Employment, Income and Expenses.

(Check all the boxes that apply to you and fill in the information):

A.  The Respondent is employed at \_\_\_\_\_,  
earning a gross income of \$ \_\_\_\_\_ per month.

The Respondent is unemployed.

The Respondent is receiving public assistance from \_\_\_\_\_ County.

B. Respondent has monthly expenses in the amount of \$ \_\_\_\_\_,  
including expenses for the following people: \_\_\_\_\_

C. Respondent has the following minor children from another relationship:

None

Name: \_\_\_\_\_ DOB: \_\_\_\_\_

Name: \_\_\_\_\_ DOB: \_\_\_\_\_

### 9. Child Protection Case.

Has a Child Protection case involving Petitioner and Respondent's children taken place in Minnesota or another state?  YES  NO

If YES, the case is in the County of \_\_\_\_\_ in the State of \_\_\_\_\_  
\_\_\_\_\_ and the Court file number is \_\_\_\_\_. The name of  
the child or children involved in the Child Protection case is: \_\_\_\_\_

**10. Protection or Harassment Order.**

An Order for Protection or a Harassment/Restraining Order is in effect regarding Petitioner and Respondent:  YES  NO.

If YES, the Order protects:  Petitioner  Respondent  the children. The Order was filed in the County of \_\_\_\_\_, on the date \_\_\_\_\_, and the Court file number is \_\_\_\_\_.

**11. Other Proceedings**

Has a separate court case for custody, parenting time, or child support involving one or more of the children at issue in this proceeding been started in Minnesota or elsewhere?

YES  NO

If YES, the type of court case is \_\_\_\_\_. The case is in the County of \_\_\_\_\_ in the State of \_\_\_\_\_ and the Court file number is \_\_\_\_\_.

The case  has been Dismissed  is Pending  resulted with a final Order

**12. Statutory Authority.**

Petitioner brings this action pursuant to Minnesota Statutes Section 257.57 and Section 257.541, Subd. 2, to declare and adjudicate the existence of a father-child relationship, and to establish the appropriate orders for child support, custody, and parenting time.

**13. Custody.**

A. Legal Custody means which parents have a say in the major decisions regarding the joint children's lives including education, religious upbringing and medical treatment. It is in the children's best interests that legal custody be granted as follows: *(check one)*

Joint legal custody to both parents

Sole legal custody to  Petitioner  Respondent

B. Physical custody identifies which parents will handle the routine daily care and control of the joint children. It is in the children's best interests that physical custody be granted as follows: *(check one)*

Joint physical custody to both parents

Sole physical custody to  Petitioner  Respondent

**14. Parenting Time**

A. It is in the best interests of the children that:

1) Petitioner's parenting time with the joint children be: (*check one*)

unsupervised  supervised  reserved

2) Respondent's parenting time with the joint children be: (*check one*)

unsupervised  supervised  reserved

If parenting time is unsupervised for both parents, skip to Question 15.

B. Supervised parenting time:

Supervision is necessary because unsupervised parenting time is likely to endanger the children's physical or emotional health or impair the children's emotional development. The circumstances supporting this finding are: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

It is in the best interests of the children that supervision of parenting time be arranged as follows: (State who should supervise parenting time, and if there is a cost involved, who should pay the cost, and any other important details) \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

C. Reserved Parenting time:

It is in the best interests of the children that parenting time should be reserved because: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**15. Name Change for the Children.**

Does Respondent want to change the children's name(s)?  YES  NO

IF YES, it is in the children's best interest for the name(s) to be changed as follows:

From \_\_\_\_\_ to \_\_\_\_\_

From \_\_\_\_\_ to \_\_\_\_\_

**WHEREFORE, RESPONDENT PRAYS FOR RELIEF AND ASKS THE COURT TO:**

1. Determine the paternity of the children named in this Complaint.
2. Order blood or genetic testing, if requested.
3. Grant legal custody as follows:  
 Joint Legal Custody to both parents      **OR**  
 Sole Legal Custody to the  Petitioner  Respondent
4. Grant physical custody as follows:  
 Joint Physical Custody to both parents      **OR**  
 Sole Physical Custody to the  Petitioner  Respondent
5. Grant parenting time as follows:  
 Grant parenting time to the  Petitioner  Respondent  
 Grant supervised parenting time to the  Petitioner  Respondent  
 Reserve parenting time for the  Petitioner  Respondent
6.  Change the minor children's names as follows:  
From \_\_\_\_\_ to \_\_\_\_\_  
From \_\_\_\_\_ to \_\_\_\_\_
7.  Establish child support according to the child support guidelines. Child support includes basic support, medical support, and childcare support.
8. Grant such other relief as the Court deems just and equitable.

**I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Respondent's Signature

Name: \_\_\_\_\_

Street Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone: ( \_\_\_\_\_ ) \_\_\_\_\_

E-mail address: \_\_\_\_\_

