

NON-REMOVABLE MILLE LACS BAND OF CHIPPEWA INDIANS

IN THE COURT OF CENTRAL JURISDICTION

Petition to Establish Custody and Visitation

STEP 1

Complete the Petition to Establish Custody and Visitation and file it with the court. The party filing the petition is called the petitioner and the party who must answer the complaint in the petition is called the respondent. You should be as specific as possible and include all of the information requested. You must sign the petition in front of a court clerk or notary public. **It is the petitioner's responsibility to provide the current address of the respondent. The Court cannot serve the respondent if a current address is not provided.** There is no filing fee for this type of case.

Types of Child Custody

- “Legal Custody” refers to the right to make decisions about how to raise the child, including decisions on education and health care.
- “Physical Custody” refers to the right to make decisions about the routine day-to-day activities of the child and where the child lives.
- “Joint Legal Custody” means both parents share the responsibility for making decisions regarding how to raise the child, including the right to participate in major decisions about the child’s education and health care.
- “Joint Physical Custody” means the routine daily care, control and the residence of the child is structured between both parents.
- “Sole Legal Custody” means one parent is responsible making decisions regarding how to raise the child, including decisions about the child’s education and health care.
- “Sole Physical Custody” means the routine daily care, control and the residence of the child is maintained by one parent.
- “Visitation” refers to the time the non-custodial parent spends with a child. Visitation is often set according to a schedule as a result of a court order.

STEP 2

The Court will set a hearing date and notify you and the other party of the hearing date and time. You will be required to attend the hearing if you wish to pursue custody or visitation.