

STATE OF NORTH CAROLINA
COUNTY OF _____

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO ____-CVD-____

_____,
(Type or print Plaintiff's name)

Plaintiff

Vs.

_____,
(Type or print Defendant's name)

Defendant

**COMPLAINT FOR
CUSTODY AND/OR VISITATION**

(Pro Se)

Plaintiff, complaining of Defendant, alleges and says:

PARTIES, JURISDICTION AND VENUE

1. Plaintiff is a citizen and resident of _____
(county and state)
2. Plaintiff's address is _____
3. Defendant is a citizen and resident of _____
(county and state)
4. Defendant's address is _____
5. Defendant's relationship to child: _____
(Mother, Father, Grandparent, etc.)
6. Explain your standing to bring this civil action (e.g., I am the mother/father/other relative of the child(ren)):

7. The name(s) and birth dates(s) of the child(ren) at issue in this case is/are as follows and that for the past five (5) years (or since birth if the child is less than five (5) years old), the child(ren) have lived with:

| | | |
|-----------------------|--------------------------|---------------------|
| <i>Name of Child:</i> | | |
| <i>Date of Birth:</i> | | <i>Birth Place:</i> |
| <i>Period</i> | <i>Person Lived With</i> | <i>Address</i> |
| to <i>Present</i> | | |
| to | | |
| to | | |

| | | |
|-----------------------|--------------------------|---------------------|
| <i>Name of Child:</i> | | |
| <i>Date of Birth:</i> | | <i>Birth Place:</i> |
| <i>Period</i> | <i>Person Lived With</i> | <i>Address</i> |
| to <i>Present</i> | | |
| to | | |
| to | | |

| | | |
|-----------------------|--------------------------|---------------------|
| <i>Name of Child:</i> | | |
| <i>Date of Birth:</i> | | <i>Birth Place:</i> |
| <i>Period</i> | <i>Person Lived With</i> | <i>Address</i> |
| to <i>Present</i> | | |
| to | | |
| to | | |

(If there are more than three children, insert additional sheets)

8. To avoid controversy between the parties over the custody of the minor child(ren), it is in the best interest of all parties that the court make an award of custody of the child(ren).

9. That I have have not participated as a party/witness/other capacity in litigation concerning the custody of the minor child in this/another State. If you have participated, please provide the following:

Date: _____

Name and Address of Court: _____

Capacity of Participation: _____

Details of Action: _____

10. That I have do not have information of any custody proceeding concerning a child mentioned above pending in a Court of this or any other State. If your answer is affirmative, please give details: _____

11. That I know do not know of a person who has physical custody of the child. If affirmative, please provide the following:

Name: _____

Address: _____

or claims to have custody or visitation rights with respect to the child:

Name: _____

Address: _____

12. The District Court in the First Judicial District has personal jurisdiction over the parties and subject matter jurisdiction (including jurisdiction under the Uniform Child Custody Jurisdiction Act) to decide the claim(s) and render a custody determination in this action.

13. Venue of this action is proper in the First Judicial District, North Carolina.

CUSTODY OR VISITATION CLAIM

14. Plaintiff is a fit and proper person to have primary custody/visitation of the aforesaid minor child(ren) and an award of custody/visitation to her/him would best promote the interests and welfare of the aforesaid minor child(ren).

15. Defendant is not a fit and proper person to have custody because:

-OR-

Defendant is a fit and proper person to have visitation. The following visitation schedule would be best for our child(ren):

PRAYER FOR RELIEF

WHEREFORE, the undersigned Plaintiff prays the Court for relief as follows:

1. That this verified Complaint be allowed and taken as an Affidavit upon which the court may base all of its Orders in this case;
2. That custody of the minor child(ren) be awarded to Plaintiff;
3. That visitation of the minor child(ren) be awarded to Plaintiff.
4. That visitation of the minor child(ren) be awarded to the Defendant.
5. That the Defendant be taxed with the costs of this action.
6. That the Plaintiff have and recover such other and further relief as the Court may deem just and proper.

This the _____ day of _____, 20 _____.

(Signature of Plaintiff – Sign in Presence of Notary)

(Printed Name)

(Address & Telephone)

VERIFICATION

STATE OF NORTH CAROLINA

COUNTY OF _____

_____, being duly sworn, deposes and says that I am the Plaintiff Defendant in the foregoing action, that I have read the foregoing COMPLAINT and am familiar with the contents thereof, that same is true of my own knowledge except as to those matters as may therein be alleged upon information and belief as to those matters, I believe them to be true.

(Movant's Signature)

Sworn to and subscribed before me, this ____ day of _____, 20 ____.

Notary Public *(signature)*

Notary Public *(printed name)*

My Commission Expires _____