

100TH JUDICIAL DISTRICT COURT FOR THE PARISH OF BLACK ACRE
STATE OF LOUISIANA

NO. 123-456

DIVISION "A"

JANE DOE,
Petitioner,
-versus-
JOHN DOE,
Defendant.

FILED: _____

DEPUTY CLERK

**MOTION TO INCREASE VISITATION
WITH INCORPORATED MEMORANDUM**

NOW INTO COURT, in proper person, comes defendant, JOHN DOE, who respectfully requests that this Honorable Court increase his court ordered visitation for the following reasons to-wit:

I.

On June 12, 2003, this Honorable Court rendered a Judgment fixing visitation as follows:

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that JOHN DOE shall have visitation with the minor children, every other weekend from Friday at 6:00 p.m. through Sunday at 6:00 p.m. and one evening during the week from 6:00 p.m. until 8:00 p.m. to take the children to dinner or spend "special time" with her.

II. LAW AND ARGUMENT

Louisiana statutory law and jurisprudence makes it clear that "A parent not granted custody or joint custody of a child is entitled to reasonable visitation rights unless the court finds, after a hearing, that visitation would not be in the best interest of the child." La. Civ.Code Art. 136(A). The law recognizes the non-custodial parent's entitlement to reasonable visitation unless it is shown it would seriously endanger the child's mental, moral or emotional health. Maxwell v. LeBlanc, 434 So.2d 375, 377 (La.1983). The rights of any parent, however, are always subservient to the best interests of the child. Maxwell v. LeBlanc, 434 So.2d at 377. The question of visitation is always open to change when the conditions warrant it. Reynier v. Reynier, 545 So.2d 663, 664 (La.App. 5th Cir.1989). "[A] father is just as important to the well-being of a child as is a mother, regardless of the child's age." Dearmon v. Dearmon, 96-222 (La.App. 3rd Cir. 11/13/96), 682 So.2d 1006, 1009.

III.

The mover herein requests that he be granted additional visitation with the minor children in order to strengthen the parental bond between he and the minor children.

WHEREFORE, mover, JOHN DOE, prays that after due proceedings are had herein, that this Honorable Court grant him additional visitation with the minor children as prayed for herein.

Respectfully Submitted,

JOHN DOE
123 Maple Leaf Drive
Black Acre, Louisiana 70000
(504) 555-1212

JOHN DOE
In Proper Person

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O R D E R

Considering the above and foregoing:

IT IS ORDERED that the petitioner JANE DOE appear and show cause on the _____ day of _____, 2004 at _____ o'clock a.m./p.m. why JOHN DOE should not be awarded additional visitation with the minor children.

Signed at Black Acre, Louisiana, this ___ day of _____, 2004.

J U D G E

PLEASE SERVE:

JANE DOE
Through her attorney of record
Support Inc.
Attorneys at Law
123 Canal Street
Black Acre, Louisiana 70000