

STATE OF WYOMING)
) ss
COUNTY OF _____)

IN THE DISTRICT COURT

_____ JUDICIAL DISTRICT

Petitioner: _____)

Case Number _____

Person named as Petitioner on Petition)

vs.)

Respondent: _____)

Person named as Respondent on Petition)

ORDER ON ABDUCTION PREVENTION
(under Wyoming Statutes 20-8-101 through 20-8-112)

1. ☐ This matter came before the Court on Petitioner's Petition for an Abduction Prevention Order, which was filed on _____, 20__.

OR

- ☐ This matter arises on the Court's own motion under Wyoming Statute 20-8-104(c).

2. ☐ This Court has jurisdiction in this matter under Wyoming Statute 20-8-105(a) and the Uniform Child Custody Jurisdiction and Enforcement Act.

OR

- ☐ This Court has temporary emergency jurisdiction under Wyoming Statutes 20-8-105(b) and 20-5-304.

3. Notice was given as follows:

The Petitioner was served by _____ on _____, 20__.

The Respondent was served by _____ on _____, 20__.

☐ A non-party named _____, who is entitled to notice because _____, was served by _____ on _____, 20__.

4. ☐ No hearing was held in this matter.

OR

☐ A hearing was held on _____, 20__

☐ The Petitioner was present. ☐ With an attorney. ☐ Without an attorney.

☐ The Respondent was present. ☐ With an attorney. ☐ Without an attorney.

☐ Also present was _____

5. The Court has considered the age of the children, the potential harm to the children from an abduction, the legal and practical difficulties of returning the children to this jurisdiction if abducted, and the statutory factors that may suggest there is a credible risk of abduction of the children, including evidence of domestic violence, stalking, child abuse, or child neglect.

As a result of the specific findings discussed below, the Court FINDS:

6. ☐ There is **no** credible risk of the Respondent abducting (wrongfully removing or wrongfully retaining) any of the children identified in the Petition.

OR

☐ There **is** credible risk of the Respondent abducting (wrongfully removing or wrongfully retaining) the following children:

Child's Full Name	Date of Birth	Gender	Country of Habitual Residence

The Court makes the following findings:

7. ☐ All of the children named above are the subjects of a custody determination between these parties. That determination, dated _____, 20____, is out of _____ court in the state of _____, case number _____.

In relation to each party's custody and visitation rights and the residential arrangements of the children, that determination orders as follows: _____

OR

☐ The children named _____ are the subjects of a custody determination between these parties. That determination, dated _____, 20____, is out of _____ court in the state of _____, case number _____.

In relation to each party's custody and visitation rights and the residential arrangements of the children, that determination orders as follows: _____

OR

☐ No custody determination exists between these parties and in relation to the children named above.

8. ☐ The children named _____ are the subjects of a custody determination between the Petitioner and a non-party named _____. That determination, dated _____, 20____, is out

of _____ court in the state of _____, case number _____.

In relation to each party's custody and visitation rights and the residential arrangements of the children, that determination orders as follows: _____

9. ☐ The children named _____ are the subjects of a custody determination between the Respondent and a non-party named _____. That determination, dated _____, 20____, is out of _____ court in the state of _____, case number _____.

In relation to each party's custody and visitation rights and the residential arrangements of the children, that determination orders as follows: _____

10. ☐ The Respondent has a history of domestic violence as follows: _____

11. ☐ The Respondent has a history of stalking as follows: _____

12. ☐ The Respondent has a history of child abuse as follows: _____

13. ☐ The Respondent has a history of child neglect as follows: _____

14. ☐ The Respondent has a history of non-compliance with court orders as follows: _____

15. ☐ The Respondent has a history of child abduction (completed, attempted, or threatened) as follows: _____

16. ☐ The Respondent has a history of deception, misrepresentation, or fraud as follows: _____

17. ☐ The Respondent's recent actions, considered all together, suggest the Respondent is preparing to move away from the Respondent's current area of residence as follows: _____

18. ☐ The Respondent's recent actions, considered all together, suggest the Respondent is preparing to take the children away from their current area of residence as follows: _____

19. ☐ It is reasonable to conclude the Respondent is preparing to take the children to the state of _____ because: _____

20. ☐ It is reasonable to conclude the Respondent is preparing to take the children to the country of _____ because: _____

21. ☐ No reasonable conclusion can be reached regarding where the Respondent is preparing to go because: _____

It is therefore ORDERED:

22. ☐ Each time the Respondent leaves the state, region, or country of _____ with any child covered by this Order, the Respondent must provide to the Petitioner:

☐ the travel itinerary (plans and schedule) of the child.

☐ a list of physical addresses and telephone numbers at which the child can be reached at specified times.

☐ copies of all travel documents, including: _____

All documents must be provided before traveling and not later than _____

23. ☐ The Respondent is not allowed to, directly or indirectly:

- ☐ take any child covered by this Order out of the state, region, or country of _____ unless the Respondent first gets written permission from ☐ this Court or ☐ the Petitioner or ☐ both.
- ☐ remove (take) or retain (keep) any child covered by this Order in violation (against the rules) of a child custody determination.
- ☐ remove (pick up or withdraw) any child covered by this Order from school or a child care or similar facility.
- ☐ approach any child covered by this Order at any location other than a site designated for supervised visitation, which is identified _____

24. ☐ The Respondent must register this Order in the state of _____ before traveling to that state with any child covered by this Order.

- ☐ Proof that this Order has been correctly registered must be given to this Court and to the Petitioner by _____

25. ☐ The Petitioner must place the name of each child covered by this Order into the United States Department of State's Child Passport Issuance Alert Program.

26. ☐ The Respondent must surrender (give up) any United States or foreign passport issued in the name of any child covered by this Order, including any passport issued in the name of both the Respondent and a covered child. Passports must be surrendered to ☐ this Court or ☐ the Petitioner's attorney, whose name and address are _____

27. ☐ The Respondent is not allowed to apply for a new or replacement passport or a new or replacement visa for any child covered by this Order.

28. ☐ The Respondent is not allowed to have custody of or visitation with any child covered by this Order unless the following requirements are complete.

- ☐ The Respondent must give a certified copy of this Order to the United States Department of State's Office of Children's Issues **AND** the Respondent must give a certified copy of this Order to the foreign consulate or embassy in the following countries: _____
- ☐ The Respondent must give to this Court proof that the certified copies of the Order were submitted as required.
- ☐ The Respondent must give to this Court proof from the consulates or embassies in _____ that no one has applied for a passport there in the name of any of the children covered by this Order **AND** that no passport has been issued there in the name of any of the children covered by this Order.
- ☐ Because no objection has been made to this condition, the Respondent must give to the Petitioner proof that this Order was registered with the United States Embassy or other United States diplomatic presence in the following countries: _____
- ☐ Because no objection has been made to this condition, the Respondent must give to the Petitioner proof that this Order was registered with the Central Authority for the Hague Convention on the Civil Aspects of International Child Abduction in the following countries: _____
- ☐ The Respondent must give to this Court and to the Petitioner a written waiver under the federal Privacy Act, 5 U.S.C. § 552a as amended. This waiver will apply with respect to any document, application, or other information pertaining to any child covered by this Order, and it will authorize disclosure to this Court and to the Petitioner.

29. ☐ The Respondent must give to this Court and to the Petitioner proof that an order has been obtained from the following countries: _____ .
The proof must demonstrate (with translations in English if appropriate) that the order contains terms identical to the child custody determination issued by _____ court in the state of _____, United States, on _____, 20____.

It is further ORDERED:

30. ☐ Visitation as ordered in the _____ dated _____, 20____, is hereby amended as follows: _____

31. ☐ The Respondent must provide security in the amount of \$_____.
If the Respondent abducts any children covered by this Order, these funds can be used to pay for the reasonable expenses of recovery of the children, including the Petitioner's reasonable attorney fees and costs. The security must be paid by _____, 20____ using this process: _____

32. ☐ The Respondent must obtain education on the potentially harmful effects of abduction. This requirement must be completed by _____, 20____. The following is necessary to satisfy this requirement: _____

33. ☐ It is further ordered that _____

34. For each child identified above as being at risk of abduction, every provision of this Order shall remain in effect until the earliest of these events:

- The child is emancipated.
- The child turns 18 years old.
- The Order is modified, revoked, vacated, or superseded by a court with jurisdiction under Wyoming Statutes 20-5-301 through 20-5-303.

☐ _____, 20____

35. Both parties shall take notice that violating this order (not following its restrictions and requirements) could result in civil or criminal penalties.

DATED this _____ day of _____, 20____

DISTRICT COURT JUDGE