

FILED
2021 FEB 23 03:24 PM
KING COUNTY
SUPERIOR COURT CLERK
E-FILED
CASE #: 18-3-05993-7 SEA

IN THE SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

IN RE THE MARRIAGE OF:

SONYA DELANCE,

and

MICHAEL DELANCE.

Petitioner,

Respondent.

NO. 18-3-05993-7 SEA

PARENTING PLAN

(PPT)

[x] Clerk's action required: 1

PARENTING PLAN

1. This parenting plan is a:

Court order signed by a judge. This is a:

Final Order. (PP)

2. Children – This parenting plan is for the following children:

Child's name	Age
1. Presley J. DeLance	11
2. Ella J. DeLance	9

3. Reasons for putting limitations on a parent (under RCW 26.09.191)

a. Abandonment, neglect, child abuse, domestic violence, assault, or sex offense.

Does not apply.

b. Other problems that may harm the children's best interests.

A parent has one or more of these problems as follows:

Abusive use of conflict – Michael DeLance uses conflict in a way that endangers or damages the psychological development of a child listed in 2.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

4. **Limitations on a parent**

The following limits or conditions apply to Michael DeLance.

A. Phased Residential Schedule: The following phased schedule shall apply:

The children are scheduled to live with Sonya DeLance, except when they are scheduled to spend residential time with Michael DeLance as follows:

- 1) Phase 1. Mr. DeLance shall have professionally supervised visits of up to six (6) hours with a supervision organization of his choosing at his expense. These visits will be on the 1st and 3rd Saturday of each month from 12:00 p.m. to 6:00 p.m., not to exceed two (2) visits per month and no more frequent than every other week. Following two (2) consecutive months of twice per month visitation without any cancelled visits or material problems with the visitations (e.g., disparaging the mother in any manner, refusing to take a COVID test before the visit, if required by the visitation supervisor, providing unauthorized gifts to the children, consuming alcohol or controlled substances within 12 hours before the visit) Mr. DeLance may move to Phase 2.

If Mr. DeLance has not complied with any other provision of this parenting plan, or if Ms. DeLance believes Mr. DeLance has failed to comply with the requirements outlined for visits in Phase 1, then all visitation shall be suspended until the she brings a contempt motion to the court or Mr. DeLance brings a motion to restart visitation.

- 2) Phase 2. On successful competition of Phase 1 above, Mr. DeLance shall have unsupervised residential time with the children on the 1st and 3rd Saturday every month from 10:00 a.m. to 6:00 p.m. Following four (4) months of fully exercised visitation and continued full compliance with all provisions outlined in this plan and verified by the GAL, Mr. DeLance's visitation shall increase as described in Phase 3. In Phase 2, should any visits be missed, fail to start on time, or are cut short by more than sixty (60) minutes, due to any reason provided by Michael that the GAL does not deem acceptable, the four (4) month period shall restart.

- 3) Phase 3. Following four (4) months of fully exercised visitation and continued compliance with the visit provisions as outlined in Phases 1 and 2, Mr. DeLance's visitation shall increase as follows:

Mr. DeLance shall have the children from every other Thursday after school (or 4:00 p.m. if no school) until 8:00 p.m. Then that same week, Mr. DeLance shall have the children on Saturday from 10:00 a.m. until 6:00 p.m. and Sunday from 10:00 a.m. until 5:00 p.m.

1 This phase is conditioned upon Mr. DeLance securing a Washington State
2 residence (rented or owned) and successfully exercising all visits in this phase for
3 four (4) months. Upon its completion, Mr. DeLance shall have expanded
4 residential time as outlined in Phase 4 below.

5 Should any visits in Phase 3 be missed, started late, or are cut short by more than
6 sixty (60) minutes, due to any reason given by Mr. DeLance that the GAL does
7 not deem acceptable, the four (4) month period shall restart.

8 If there is a disagreement between the parties as to whether Mr. DeLance has been
9 compliant with the terms of this plan not otherwise specified above in Phase 1, 2
10 or 3, either party can submit the issue to binding arbitration for the purposes of
11 determining Mr. DeLance's compliance and whether it is appropriate to begin to
12 Phase 4 of this Parenting Plan as outlined below. At that time, the GAL shall
13 provide input as to Mr. DeLance's compliance with the provisions of this plan and
14 the GAL may make additional recommendations.

15 The parties may only pursue arbitration for a good faith, cognizable reason
16 supported by a preponderance of the evidence.

17 If Mr. DeLance has been found compliant with all provisions of this plan and
18 Phase 3, then Phase 4 shall begin as outlined below.

- 19 4) Phase 4. Mr. DeLance shall have residential time with the children from every
20 other Thursday after school (or 4:00 p.m. if no school) until 8:00 p.m. Then that
21 same week, Mr. DeLance shall have the children on Friday after school or 4:00
22 PM (if school not in session) until Sunday at 5:00 p.m. These alternative weeks
23 shall mirror the same weeks as Phase 3 (i.e., the 1st and 3rd
24 Thursday/Saturday/Sunday). These shall be overnight stays at Mr. DeLance's
25 Washington State residence (two nights, every other week).

26 On entry in Phase 4, Mr. DeLance shall have one week of residential time with
the children in June, July and August. Mr. DeLance must specify which weeks
he wants no later than May 1st of each year. Failure to request these weeks by the
indicated date will result in Mr. DeLance forfeiting these weeks.

Ms. DeLance must communicate any planned out of state vacation with the
children by April 1. Upon notice of Ms. DeLance's travel plans, Mr. DeLance
shall not select those weeks as his residential time. Failure of Ms. DeLance to
designate her weeks by April 1 will give Mr. DeLance priority choice as to his
weeks of summer residential time in June, July and August.

1 Mr. DeLance's summer residential weeks will include one of his regularly
2 scheduled weekends. Mr. DeLance will then have the children on the 2nd weekend
3 of these months from Friday at 4:00 p.m. to Sunday at 5:00 p.m.

4 **Communication with the Children.** The children may text or call either parent as often
5 as they wish when they are with the other parent. Until Phase 4, Mr. DeLance may text
6 the children only to respond to text messages that the children sent to him on the same
7 day. Mr. DeLance may also initiate one call to the children every Friday between 4:00
8 p.m. and 7:00 p.m. (PST) and one call to the children every Tuesday between 4:00 p.m.
9 and 7:00 p.m. (PST) until Phase 4.

10 Ms. DeLance may monitor these communications for purposes of assisting with
11 technology, but will not interfere with the call or eavesdrop once the call is established.
12 If Mr. DeLance uses these calls to lobby the children, disparage Ms. DeLance or seek
13 information about her, Ms. DeLance may file a contempt motion and may suspend the
14 calls until such time that the Court rules whether continuing them is appropriate.

15 If the children do not answer the communication, Mr. DeLance may initiate one follow
16 up call on these same days but if not answered will not initiate communication until the
17 following Tuesday and Friday.

18 Ms. DeLance will encourage the children to comply with this Parenting Plan and
19 encourage the children to attend to their father's calls.

20 If Mr. DeLance violates these provisions, then Ms. DeLance may block him from the
21 children's phones until the Court resolves the matter.

22 When Mr. DeLance has residential time with the children Ms. DeLance may reach out
23 through text or call to the children to engage in reasonable communication with them.
24 She may not interfere with Mr. DeLance's residential time through persistent calling or
25 texting.

26 At Phase 4, these same restrictions will apply with Mr. DeLance's communication with
the children while not in his residential care

Communication with Ms. DeLance. Mr. DeLance shall not communicate directly with
Ms. DeLance unless there is an emergency while the children are in his care. See
Restraining Order issued this day.

Joanna McGuire (or another agreed upon person) shall be appointed at Mr. DeLance's
expense as a communication coordinator for the sole purpose of delivering messages
between the parents. Mr. DeLance shall be permitted to communicate with Ms.
DeLance through the coordinator once per day, up to 100 words per message for issues

involving the children.

1 The communication coordinator shall determine whether the messages are appropriate;
2 and, if so, the communication coordinator shall forward the messages to Ms. DeLance.
3 If the messages are inappropriate or contrary to the terms of this plan as determined by
communication coordinator, those messages shall not be forwarded to Ms. DeLance.

4 If Mr. DeLance is unable to see the children on scheduled visitations, he shall notify
5 Ms. DeLance through the communication coordinator. Ms. DeLance will contact Mr.
6 DeLance about issues with the schedule through the communication coordinator as
well.

7 Communication between the parents shall remain exclusively through the
8 communication coordinator, except for medical emergencies which may be
communicated through text message.

9 Ms. DeLance shall list Mr. DeLance as an emergency contact alternative with all of the
10 children's schools and medical advisors. Mr. DeLance may have access to the
11 children's grades, test scores and may participate in parent-teacher conferences that he
12 arranges. Ms. DeLance should notify the schools and doctors of this allowance.

13 However, Mr. DeLance must inform the children's schools and medical professionals
14 that Ms. DeLance has sole decision making with respect to these issues. He may not
represent he has decision-making authority unless in the case of an emergency.

15 Mr. DeLance may not interfere with Ms. DeLance's conferences and communications
16 with the children's teachers or medical professionals. He may not suggest joint meetings
17 to teacher, coaches or doctors. Any meeting he may have with them shall be done
18 independently and solely for the purpose of gathering information about the children,
their schooling and their medical status.

19 ***Out of State Travel.*** Mr. DeLance shall not take the children out of state for the first
20 two years following entry of this Parenting Plan. After two years have passed, and only
21 if Mr. DeLance is in Phase 4 of this plan, Mr. DeLance will be permitted to take the
children out of the State of Washington during his residential time with the children, so
long as he complies with the travel notice requirements described below.

22 Prior to taking the children out of state, Mr. DeLance must notify Ms. DeLance through
23 the communication coordinator at least 2 weeks in advance of the trip and provide
24 specific addresses, full flight itineraries and phone contact information for the trip.
25 Failure to comply with this communication request will result in the travel request being
26 denied. When the communication coordinator is no longer involved, as determined by
the GAL, Mr. DeLance must notify Ms. DeLance in the same manner through OUR
FAMILY WIZARD (OFW).

1 Ms. DeLance shall be permitted to travel out of state and out of the country with the
2 children without restriction. Mr. DeLance's consent is not required for Ms. DeLance
3 to travel domestically or internationally with the children. Ms. DeLance shall provide
4 notice of such travel to Mr. DeLance through the communication coordinator. She will
5 provide 2 weeks notice for domestic travel and 4 weeks notice for international travel.

6 Mr. DeLance will complete and sign all necessary paperwork and documentation that
7 may be required for international travel with Ms. DeLance within 72 hours of the
8 request to do so. Ms. DeLance will do the same once Mr. DeLance is in Phase 4.

9 B. Evaluation or treatment required. Michael DeLance must:

10 **EtG/UA Screenings.** Mr. DeLance shall not consume alcohol within 24 hours of
11 visitations. If Ms. DeLance has a reasonable, good faith, belief that Mr. DeLance is
12 under the influence, in violation of this provision during any point of his residential
13 time with the children, she may request an EtG/UA screening. Mr. DeLance must
14 obtain such a screening within 24 hours of the request. If the test is positive or if he
15 fails to obtain the test within 24 hours, the test shall be deemed a positive test, and
16 Mr. DeLance's time shall revert to Phase 1 until such time the parties are back before
17 the court and the Court has issued a ruling.

18 If the test is a negative result, then Ms. DeLance shall pay for the test. Neither parent
19 will use marijuana or any illegal substance while the children are in his care.

20 If Ms. DeLance, within a three month period month. makes two requests for EtG/UA
21 screenings and the results of those tests are negative findings, Ms. DeLance may not
22 request further EtG/UA screenings without further permission from the Court.

23 The GAL/communication coordinator shall have the ability to request EtG/UA
24 Screenings from Mr. DeLance one time per month at random while Mr. DeLance is
25 in phases 1-3 of this parenting plan. If the test is positive or if he fails to obtain the
26 test within the time outline by the GAL or communication coordinator, the test shall
be deemed a positive test, and Mr. DeLance's time shall revert to Phase 1 until such
time the parties are back before the court and the Court has issued a ruling.

Anger Management Classes. Mr. DeLance shall enroll in a certified anger
management course with Dr. Gregg Mohr in Bellevue, WA and complete no less than
16 hours of an approved anger management program. If Dr. Mohr is unavailable, then
the Anger Management Course shall not be provided by any of Michael's existing
treatment providers and the provider shall be approved by the GAL. If the anger
management course is virtual, it must be an interactive program to ensure Mr.
DeLance's attendance (i.e., it cannot be an online seminar). Proof of completion of
the program and any results or analysis from the program shall be provided to Ms.

DeLance (through the communication coordinator) upon completion. This must be completed prior to the start of Phase 4.

This provision may be satisfied if Mr. DeLance has successfully completed a certified anger management course in the 12 months proceeding entry of this Parenting Plan.

5. Decision-making

When the children are with you, you are responsible for them. You can make day-to-day decisions for the children when they are with you, including decisions about safety and emergency health care. Major decisions must be made as follows:

a. Who can make major decisions about the children?

Type of Major Decision	Limited <i>(only the parent named below has authority to make these decisions)</i>
School / Educational	Sonya DeLance
Health care (not emergency)	Sonya DeLance
Extracurricular activities	Sonya DeLance
Renewal of Children's Passports	Sonya DeLance
All Other	Sonya DeLance

Mr. DeLance can make day-to-day decisions regarding the children only when they are in his care, including emergency health care.

b. Reasons for limits on major decision-making, if any:

Major decision-making must be limited because one of the parents has problems as described in 3.a. above.

Major decision-making **should** be limited because:

One of the parents does not want to share decision-making and this is reasonable because of:

problems as described in 3.b. above.

as recommended by the Guardian Ad Litem.

6. Dispute Resolution – If you and the other parent disagree...

From time to time, the parents may have disagreements about what parts of this parenting plan mean.

a. To solve disagreements about this parenting plan, the parents will go to:

Arbitration with an agreed upon Family Law Arbitrator. Notice of the dispute

1 shall be provided through the communication coordinator and scheduled within 14
2 days of notice of the dispute. The initial cost shall be split 30% to Sonya and 70%
3 to Michael, subject to reallocation by the Arbitrator. If the Arbitrator finds that a
4 party-initiated arbitration in bad faith, the party acting in bad faith shall have to pay
5 the cost of arbitration and the attorney's fees and costs incurred by the innocent
6 party. If the parties cannot agree on an Arbitrator, then the requesting party shall
7 provide three names to the non-requesting party from which the non-requesting
8 party shall select the Arbitrator.

9 Court when any of the alleged violations involve disparagement of Ms.
10 DeLance by Mr. DeLance, proof of consumption of alcohol or controlled
11 substances, improper travel, or the use of corporal punishment on the children.

12 7. Custodian

13 The custodian is Sonya DeLance solely for the purpose of all state and federal statutes
14 which require a designation or determination of custody. Even though one parent is called
15 the custodian, this does not change the parenting rights and responsibilities described in
16 this plan.

17 *(Washington law generally refers to parenting time and decision-making, rather than*
18 *custody. However, some state and federal laws require that one person be named the*
19 *custodian. The custodian is the person with whom the children are scheduled to reside a*
20 *majority of their time.)*

21 ➤ Parenting Time Schedule (Residential Provisions)

22 The children live with Sonya DeLance except as described in section 4.

23 8. School Schedule

24 a. Children under School-Age

25 Does not apply. See above Section 4.

26 b. School-Age Children

Does not apply, See Section 4 above.

9. Summer Schedule

Does not apply. See above Section 4.

10. Holiday Schedule (includes school breaks)

The following holiday schedule shall apply during Phase 3 EXCEPT FOR Thanksgiving, Winter Break and Spring Breack which shall apply only after entry into Phase 4 of this Parenting Plan.

Holiday	Child Resides with Father	Child Resides with Mother
Martin Luther King Jr. Day	<input checked="" type="checkbox"/> Even Years	<input checked="" type="checkbox"/> Odd Years
	Commencing upon release from school (or 4:00 p.m. if no school) on Friday preceding the holiday and ending upon return to school (or 8:00 a.m. if no school) Tuesday following the holiday.	
Presidents' Day (3 or 4-day weekend per school calendar)	<input checked="" type="checkbox"/> Even Years	<input checked="" type="checkbox"/> Odd Years
	Commencing upon release from school (or 4:00 p.m. if no school) for the scheduled break and ending upon return to school (or 8:00 a.m. if no school) the first school day after the scheduled break.	
Spring Break	<input checked="" type="checkbox"/> Odd Years	<input checked="" type="checkbox"/> Even Years
	Spring Break shall be defined to commence at 8:00 a.m. the first Sunday after school is released for break and ending at 8:00 p.m. the Sunday before school is scheduled to resume.	
Mother's Day		<input checked="" type="checkbox"/> Every Yr.
		9:00 a.m. 7:00 p.m.
Memorial Day	<input checked="" type="checkbox"/> Even Years	<input checked="" type="checkbox"/> Odd Years
	Commencing upon release from school (or 4:00 p.m. if no school) for the scheduled break and ending upon return to school (or 8:00 a.m. if no school) the first school day after the scheduled break.	
Father's Day	<input checked="" type="checkbox"/> Every Year 9:00 a.m. 7:00 p.m.	

Holiday	Child Resides with Father	Child Resides with Mother
Fourth of July	<input checked="" type="checkbox"/> Odd Years <hr/>	<input checked="" type="checkbox"/> Even Years <hr/>
The holiday shall be defined to commence at 8:00 a.m. on July 2 nd through 6:00 p.m. on July 6 th in every year.		
Labor Day	<input checked="" type="checkbox"/> Even Years <hr/>	<input checked="" type="checkbox"/> Odd Years <hr/>
Commencing 4:00 p.m. on Friday preceding the holiday and ending upon return 8:00 a.m. Tuesday following the holiday.		
Thanksgiving Break	<input checked="" type="checkbox"/> Odd Years <hr/>	<input checked="" type="checkbox"/> Even Years <hr/>
In odd years, one of Mr. DeLance's two weekends in November will always be the Friday through Sunday following Thanksgiving.		
Winter Break	<input checked="" type="checkbox"/> Every Year <hr/>	<input checked="" type="checkbox"/> Every Year <hr/>
The Father shall have the children the first half even years and the second half in odd years. The father will have the children from Monday 9:00 a.m. of his week of the break until Saturday 9:00 a.m. This schedule will not interfere with the holiday schedule for Christmas. New Year's will be with the parent who has the children the 2nd week of break, provided New Year's Eve falls during the Monday through Saturday time granted to father. It will not be an additional day. Neither parent will be out of state for Christmas Eve to Christmas Day. In even years the father will have the children from 1:00 p.m. until 4:00 p.m. on Christmas Eve and from 12:00 p.m. Christmas Day until 9:00 a.m. on 12/26. In odd years the Mother will have the children from 1:00 p.m. until 4:00 p.m. on Christmas Eve and from 12:00 p.m. on Christmas Day until 9:00 a.m. on 12/26.		
Christmas	<hr/>	<hr/>

Holiday	Child Resides with Father	Child Resides with Mother
Eve & Day	Follows Winter Break Schedule.	
New Year's Eve & Day	Follows Winter Break Schedule.	
Child's Birthday	<input checked="" type="checkbox"/> Even Years 8:00 a.m. Day after birthday, return to school (or 8:00 a.m. if no school)	<input checked="" type="checkbox"/> Odd Years 8:00 a.m. Day after birthday, return to school (or 8:00 a.m. if no school)
	The children shall spend birthdays together, unless the parents agree otherwise.	
	The parent who has the child for their birthday in a given year shall be the parent to plan the child's birthday party/celebration with the child's friends and classmates in that year. The parent who does not have priority for the child's birthday shall have the option to exercise time with the child on their birthday as follows: (1) if on a school day, then after school until 6:00 p.m.; or (2) if on a non-school day, from 3:00 p.m. to 6:00 p.m. If odd years, if the Father opts for this time, then he must give notice to the Mother through the parenting coordinator 30 days prior to the holiday.	
Halloween	<input checked="" type="checkbox"/> Even Years 3:00 p.m. 9:00 p.m.	<input checked="" type="checkbox"/> Odd Years 3:00 p.m. (:00 p.m.
	In Odd years, children shall be with the Mother for Halloween. If Halloween occurs on a day that is the Father's parenting time, Mother will have the children from 3:00 p.m. until 9:00 p.m. In Even years, children will be with the Father from 3:00 p.m. until 9:00 p.m. If Halloween occurs in these years during fathers regularly scheduled visits, mother will have	

Holiday	Child Resides with Father	Child Resides with Mother
	the children from 3:00 p.m. - 9:00 p.m.	
Easter	<input checked="" type="checkbox"/> Odd Years	<input checked="" type="checkbox"/> Even Years
	Easter is determined by Spring Break. If Easter is not part of the children's spring break, the parent with Easter that year will have the children from 7:00 p.m. the Saturday before Easter until 7:00 p.m. on Easter.	
All three-day and four-day weekends not listed elsewhere, per the School Calendar	<i>(Federal holidays, school in-service days, etc.)</i> <input checked="" type="checkbox"/> The child shall spend any non-school day with the parent who has them for the attached weekend, commencing upon release from school the day prior to the non-school day and ending upon return to school the first day following the non-school day.	

11. Conflicts in Scheduling

The Holiday Schedule must be observed over all other schedules. If there are conflicts within the Holiday Schedule:

Does Not Apply, See Section 4 above.

12. Transportation Arrangements

The children will be exchanged for parenting time (picked up and dropped off) at:

During school, the children will be picked up for parent visitations at school by the parent (or designee of the parent) keeping the children for the adjoining weekend. For return, the parents shall agree on a location through the parenting coordinator (which shall remain constant for pick-up on non-school days) as well as for drop off.

Jason Landers shall not solely pick the children up or drop them off to Mr. DeLance; however, he is allowed to be Ms. DeLance's designee to transport the children to and from school, extracurricular activities or other necessary events and accompany Ms. DeLance while picking up or dropping off the children to Mr. DeLance. The exchanges will not happen at either parent's home but at a public place such as a coffee shop, school or police station. The parents will remain in their vehicles for the exchange as the children are able to move from one car to the other unassisted.

1 Third parties (with the exception of Mr. Landers) may be designated by both
2 parents. Third parties shall also remain in the cars during exchanges. The parents
3 shall arrive within 15 minutes of the time they are scheduled to exchange the 2
4 children. If an unavoidable delay occurs, the delayed parent shall contact the other
5 parent immediately via Our Family Wizard so that these communications are in
6 writing.

7 **13. Moving with the Children (Relocation)**

8 Anyone with majority or substantially equal residential time (at least 45 percent) who wants
9 to move with the children must notify every other person who has court-ordered time with
10 the children.

11 ***Move to a different school district***

12 If the move is to a different school district, the custodian must complete the form *Notice of*
13 *Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days** before the
14 intended move.

15 ***Exceptions:***

- 16 ■ If the custodian could not reasonably have known enough information to complete
17 the form in time to give 60 days' notice, the custodian must give notice within **5 days**
18 after learning the information.
- 19 ■ If the custodian is relocating to a domestic violence shelter or moving to avoid a
20 clear, immediate and unreasonable risk to health or safety, notice may be delayed **21**
21 **days**.
- 22 ■ If information is protected under a court order or the address confidentiality program,
23 it may be withheld from the notice.
- 24 ■ A custodian who believes that giving notice would put her/himself or a child at
25 unreasonable risk of harm, may ask the court for permission to leave things out of
26 the notice or to be allowed to move without giving notice. Use form *Motion to Limit*
Notice of Intent to Move with Children (Ex Parte) (FL Relocate 702).

The *Notice of Intent to Move with Children* can be delivered by having someone
personally serve the other party or by any form of mail that requires a return receipt.

If the custodian wants to change the *Parenting Plan* because of the move, s/he must
deliver a proposed *Parenting Plan* together with the *Notice*.

21 ***Move within the same school district***

22 If the move is within the *same* school district, the custodian still has to let the other parent
23 know. However, the notice does not have to be served personally or by mail with a return
24 receipt. Notice to the other party can be made in any reasonable way. No specific form is
25 required.

26 ***Warning! If you do not notify...***

A custodian who does not give the required notice may be found in contempt of court. If
that happens the court can impose sanctions. Sanctions can include requiring the custodian

to bring the children back if the move has already happened, and ordering the custodian to pay the other side's costs and lawyer's fees.

1 **Right to object**

2 A person who has court-ordered time with the children can object to a move to a different
3 school district and/or to the custodian's proposed *Parenting Plan*. If the move is within the
4 same school district, the other party doesn't have the right to object to the move, but s/he
5 may ask to change the *Parenting Plan* if there are adequate reasons under the modification
6 law (RCW 26.09.260).

7 An objection is made by filing the *Objection about Moving with Children and Petition*
8 *about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File
9 your *Objection* with the court and serve a copy on the custodian and anyone else who has
10 court-ordered time with the children. Service of the *Objection* must be by personal service
11 or by mailing a copy to each person by any form of mail that requires a return receipt. The
12 *Objection* must be filed and served no later than **30 days** after the *Notice of Intent to Move*
13 *with Children* was received.

14 **Right to move**

15 During the 30 days after the *Notice* was served, the custodian may not move to a different
16 school district with the children unless s/he has a court order allowing the move.

17 After the 30 days, if no *Objection* is filed, the custodian may move with the children without
18 getting a court order allowing the move.

19 After the 30 days, if an *Objection* has been filed, the custodian may move with the children
20 **pending** the final hearing on the *Objection unless*:

- 21 ■ The other party gets a court order saying the children cannot move, or
- 22 ■ The other party has scheduled a hearing to take place no more than 15 days after the
23 date the *Objection* was served on the custodian. (However, the custodian may ask
24 the court for an order allowing the move even though a hearing is pending if the
25 custodian believes that s/he or a child is at unreasonable risk of harm.)

26 The court may make a different decision about the move at a final hearing on the *Objection*.

Parenting Plan after move

If the custodian served a proposed *Parenting Plan* with the *Notice*, **and** if no *Objection* is
filed within 30 days after the *Notice* was served (or if the parties agree):

- 21 ■ Both parties may follow that proposed plan without being held in contempt of the
22 *Parenting Plan* that was in place before the move. However, the proposed plan
23 cannot be enforced by contempt unless it has been approved by a court.
- 24 ■ Either party may ask the court to approve the proposed plan. Use form *Ex Parte*
25 *Motion for Final Order Changing Parenting Plan – No Objection to Moving with*
26 *Children* (FL Relocate 706).

Forms

You can find forms about moving with children at:

- The Washington State Courts' website: *www.courts.wa.gov/forms*,
- The Administrative Office of the Courts – call: (360) 705-5328,
- Washington LawHelp: *www.washingtonlawhelp.org*, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

14. Other.

14.1 Communication. All communication regarding the time and place of visits shall be made through the communication coordinator. In Stage 4, if the parents mutually agree, then parents may communicate through Our Family Wizard. If at any point Ms. DeLance feels that Mr. DeLance's communication is inappropriate, then the communication coordinator will immediately be reinstated (should she be available) until further court order. If unavailable, Ms. DeLance will select a new communication coordinator.

With the exception of a medical emergency, Mr. DeLance will not contact other family members of Ms. DeLance. Ms. DeLance will continue to allow communication between the children and Mr. DeLance's family at her discretion during her residential time.

There are no restrictions on the children communicating with Mr. DeLance's family during his residential time, other than general restrictions on travel noted above.

14.2 Communication with Children. Neither parent may monitor or record the other parent's communications with the children or reasonably interfere with those communications.

14.3 Neither parent shall request or solicit parenting decisions to be made by the children. There will be no communication from one parent to the other parent through the children or about the legal aspects of this case or in front of the children.

14.4 Current Contact Information. Each parent shall provide the other with the address and telephone number of his/her residence and workplace and update such information promptly whenever it changes.

14.5 No Disparaging Remarks. Both parties shall refrain from making, and threatening to make, any inappropriate, damaging, detrimental or disparaging remarks relating to or regarding the other party, their family, friends, or significant other, directly to the children (including Ms. DeLance's oldest child, Zane), in the children's presence, directly to the other party, or in the other party's presence. Such remarks specifically include, but are not limited to, blaming the other party for the parties' divorce, accusations of infidelity or dishonesty of any form, making derogatory comments about the other party's behavior, appearance, and lifestyle. Furthermore, the parents shall not suggest the children ask the other parent questions about their personal life or the parties' divorce.

1 14.6 *No Alcohol, Marijuana, or Illegal Substances.* Mr. DeLance shall not consume
2 alcohol or marijuana, or use any illegal substances, while the children are in his care. Neither
3 parent will drive or allow any other person to drive, while under the influence of drugs or
4 alcohol while the children are in their care.

5 14.7 *Children's Activities.* Children's activities may be attended by both parents. Mr.
6 DeLance and Ms. DeLance will be respectful of one another and will not engage in any
7 harassing, derogatory or inappropriate communications while at the activities. Both parents
8 may bring third parties to the activities as is appropriate, but those third parties will not
9 engage with the other parent.

10 14.8 *Travel with the Children.* Ms. DeLance may travel with the children during her
11 residential time. If Ms. DeLance intends to travel with the children outside the United States,
12 she shall provide Mr. DeLance with a travel itinerary and contact information for the children
13 either through the communication coordinator or Our Family Wizard if there is no
14 communication coordinator. If Mr. DeLance is required to sign any documentation to allow
15 Sonya to travel, he shall execute any necessary documents within 72 hours of the request.
16 Failure to do so will be a violation of the parenting plan.

17 During Phase 4 of the visitation schedule, Mr. DeLance may travel out of state with the
18 children as outlined above. Prior to taking the children out of the country, Mr. DeLance must
19 notify Ms. DeLance through the parenting coordinator at least 30 days in advance of the trip
20 and provide specific addresses, full flight itineraries and phone contact information for the
21 trip. When the communication coordinator is no longer involved Mr. DeLance must notify
22 Ms. DeLance in the same manner through Our Family Wizard.

23 14.9 *Minor Children's Passport(s).* Ms. DeLance shall hold the minor children's
24 passports. Ms. DeLance shall be permitted to renew the children's passports without Mr.
25 DeLance's consent. If for any reason, Mr. DeLance is required to execute any
26 documentation regarding the children's passport renewal, he shall execute any necessary
documents within 72 hours of any such request.

14.10 *Co-Parent Counseling.* In Phase 4 of the parenting plan, if both parents feel they
would benefit from co-parenting counseling, they may mutually agree to engage in co-
parenting counseling at that time.

14.11 *Affection and Respect.* Affection and respect shall remain the same.

14.12 *Make-up and Missed Parenting Time with Mr. DeLance.* There shall be no make-
up parenting time due to Mr. DeLance's unavailability. This includes work obligations,
travel obligations or illness.

14.12 *No 3-Weekends in a Row for Michael.* There will not be 3 visitation weekends in

1 a row for Michael. Should such an event occur, Sonya will choose which weekend will be
2 removed from Michael so as to ensure that Michael does not have the children for 3
3 weekends in a row.

4 *14.14 Children's Expenses.* All expenses associated with the children relating to school,
5 healthcare and activities incurred by Ms. DeLance shall be submitted to Mr. DeLance
6 through the communication coordinator (or Our Family Wizard if there is no communication
7 coordinator) for payment or reimbursement.

8 *14.16 Children's Counseling.* Mr. DeLance may not take children to or attend any
9 therapy, counseling or mental health sessions involving the children, or be granted access to
10 or provided with notes, details, records or any information pertaining to such, without the
11 expressed and written recommendation from the children's mental health professional (as
12 hired by Ms. DeLance) and Ms. DeLance.

13 **15. Proposal**

14 Does not apply. This is a court order.

15 **16. Court Order**

16 This is a court order (if signed by a judge or commissioner below).

17 **Findings of Fact** – Based on the pleadings and any other evidence considered:

18 The Court adopts the statements in section 3 (Reasons for putting limitations on a
19 parent) as its findings.

20 **Conclusions of Law** – This *Parenting Plan* is in the best interest of the children.

21 **Order** – The parties must follow this *Parenting Plan*.

22 _____
23 *Date*

24 _____
25 *Judge Sean P. O'Donnell*

26 **Warning!** If you don't follow this *Parenting Plan*, the court may find you in
contempt (RCW 26.09.160). You still have to follow this *Parenting Plan* even if the
other parent doesn't.

Violation of **residential** provisions of this order with actual knowledge of its terms is
punishable by contempt of court and may be a criminal offense under RCW
9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to
arrest.

Petitioner and Respondent or their lawyers fill out below.

This document (*check any that apply*):

is an agreement of the parties

This document (*check any that apply*):

is an agreement of the parties

Parenting Plan – 17

RCW 26.09.016, .181, .187, .194

Mandatory Form (05/2016)

FL All Family 140

BERESFORD ♦ BOOTH PLLC

145 THIRD AVENUE SOUTH, SUITE 200

EDMONDS, WASHINGTON 98020

(425) 776-4100 · (425) 776-1700 fax

is presented by me
 may be signed by the court without
to me

is presented by me
 may be signed by the court without notice
notice to me

▶
Anne B. Bennette, WSBA No. 50240
Attorney for Petitioner

▶
Amanda Gamble, WSBA No. 52982
Attorney for Respondent

▶
Sonya DeLance, *Petitioner*

▶
Michael DeLance, *Respondent*

Guardian Ad Litem:

Dr. William Singer

King County Superior Court
Judicial Electronic Signature Page

Case Number: 18-3-05993-7
Case Title: DELANCE VS DELANCE
Document Title: PARENTING PLAN (FINAL ORDER)

Signed By: Sean O'Donnell
Date: February 23, 2021



Judge: Sean O'Donnell

This document is signed in accordance with the provisions in GR 30.

Certificate Hash: 22C471BDBBADB7622DCA6C95C191992CF79C14F6
Certificate effective date: 1/30/2019 8:24:49 AM
Certificate expiry date: 1/30/2024 8:24:49 AM
Certificate Issued by: C=US, E=kcscefiling@kingcounty.gov, OU=KCDJA,
O=KCDJA, CN="Sean O'Donnell:
nHo0hQvS5hGLVE33AFk6yQ=="