

**IN THE COURT OF COMMON PLEAS FOR ADAMS COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW**

Name	<b>PLAINTIFF</b>	:	
		:	
	<b>vs.</b>	:	<b>CASE NO.</b> _____
		:	
Name	<b>DEFENDANT 1</b>	:	<b>ACTION IN CUSTODY</b>
		:	
	<b>and</b> (if applicable)	:	
		:	
Name	<b>DEFENDANT 2</b>	:	

**COMPLAINT FOR CUSTODY**

If you believe the circumstances in your case require the Court's immediate attention, please check "Yes" in the box below. If not, please check "No":

Emergency Order Requested?    Yes ☐            No ☐

1. I, \_\_\_\_\_, Plaintiff, reside at  
Name of Plaintiff

\_\_\_\_\_  
Address, including City, State, Zip and County

2. \_\_\_\_\_ is the ☐ mother, ☐ father, or \_\_\_\_\_  
Defendant No. 1Relationship

of the child(ren), and resides at \_\_\_\_\_  
Address, including City, State, Zip and County

\_\_\_\_\_ is the ☐ mother, ☐ father, or \_\_\_\_\_ of the  
Defendant No. 2Relationship

child(ren), and resides at \_\_\_\_\_  
Address, including City, State, Zip and County

**3. (a)** I seek (☐ sole - ☐ shared) legal custody, and (☐ primary - ☐ shared - ☐ partial - ☐ sole - ☐ supervised) physical custody of the following child(ren): (attach separate sheet if necessary)

_____ Initials of Child 1	_____ Year of Birth	_____  _____ Address
_____ Initials of Child 2	_____ Year of Birth	_____  _____ Address
_____ Initials of Child 3	_____ Year of Birth	_____  _____ Address
_____ Initials of Child 4	_____ Year of Birth	_____  _____ Address

**3. (b)** The child(ren) (☐ was/were ☐ was not/were not) born out of wedlock.

**3. (c)** The child(ren) is/are presently in the custody of \_\_\_\_\_,  
 who resides at \_\_\_\_\_.  
Address, including City, State, Zip and County

**3. (d)** The child(ren) have lived in the following places, with the persons indicated during the last five (5) years: (attach separate sheet, if necessary)

<b>Names of all persons with whom the child(ren) resided</b>	<b>Address, including County</b>	<b>Time period</b>
_____ Name of person(s) with whom the child has resided	_____  _____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____  _____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____  _____ Address, including City, State, Zip and County	_____ Time Period

_____ Name of person(s) with whom the child has resided	_____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____ Address, including City, State, Zip and County	_____ Time Period
_____ Name of person(s) with whom the child has resided	_____ Address, including City, State, Zip and County	_____ Time Period

**3. (e)** A parent of the child(ren) is \_\_\_\_\_, currently residing  
Name  
at \_\_\_\_\_.  
Address, including City, State, Zip and County

This parent is (☐ married - ☐ divorced - ☐ single).

**3. (f)** A parent of the child(ren) is \_\_\_\_\_, currently residing at  
Name  
\_\_\_\_\_.  
Address, including City, State, Zip and County

This parent is (☐ married - ☐ divorced - ☐ single).

4. The relationship of the Plaintiff to the child(ren) is that of \_\_\_\_\_.  
State relationship to Child(ren)

The Plaintiff currently resides with the following persons:

_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)

5. The relationship of Defendant 1 to the child(ren) is that of \_\_\_\_\_.  
State Relationship to Child(ren)

Defendant 1 currently resides with the following persons:

_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)

and, (if applicable),

The relationship of Defendant 2 to the child(ren) is that of \_\_\_\_\_.  
State Relationship to Child(ren)

Defendant 2 currently resides with the following persons:

_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)
_____ Name	_____ State Relationship to Child(ren)

**6. (a)** Plaintiff (has) - (has not) participated as a party or witness, or in any other capacity, in other litigation concerning the child(ren) in this or another court. If Plaintiff has participated in other litigation, then provide information regarding the Court, Case Number and its relationship to this action.

**6. (b)** Plaintiff (has) - (has no) information of a custody proceeding concerning the child(ren) pending in a court of this Commonwealth or another state. If Plaintiff has information of a custody proceeding, then provide information regarding the Court, Case Number, and its relationship to this action.

**6. (c)** Plaintiff (knows) - (does not know) of a person not a party to the proceedings who has physical custody of the child(ren) or claims to have custodial rights with respect to the child(ren). If Plaintiff knows of another such person, then provide the name(s) and address(es).

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Name

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Address, including City, State, Zip and County

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Name

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Address, including City, State, Zip and County

7. The child's best interest and permanent welfare will be served by granting the relief requested because (set forth facts showing that the granting of the relief requested will be in the child's best interest and permanent welfare:

8. Each parent whose parental rights to the child(ren) have not been terminated and the person who has physical custody of the child have been named as parties to this action. All other persons, named below, who are known to have or claim a right to custody of the child will be given notice of the pendency of this action and right to intervene.

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Name

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Address, including City, State, Zip and County

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Basis for Claim

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Name

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Address, including City, State, Zip and County

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Basis for Claim

9. (a) If the plaintiff is seeking physical or legal custody of a child and is *in loco parentis* to the child, the plaintiff shall plead facts establishing standing pursuant to 23 Pa.C.S. § 5324(2).

9. (b) If the plaintiff is a grandparent seeking physical or legal custody of a grandchild and is not *in loco parentis* to the child, the plaintiff shall plead facts establishing standing pursuant to 23 Pa.C.S. § 5324(3).

**9. (c)** If the plaintiff is seeking physical or legal custody of a child and is not *in loco parentis* to the child, the plaintiff shall plead facts establishing standing pursuant to 23 Pa.C.S. § 5324(4) and (5).

**9. (d)** If the plaintiff is a grandparent or great-grandparent seeking partial physical custody or supervised physical custody of a grandchild or great-grandchild, the plaintiff shall plead facts establishing standing under 23 Pa.C.S. § 5325.

**10. Request for Emergency Order**

The following emergency situation requires immediate attention by the Court.

Describe this situation in detail:

**11. Emergency Contact Information:**

Plaintiff: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Defendant number 1: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Defendant number 2: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

**12.** Plaintiff has attached the Criminal Record / Abuse History Verification form required pursuant to Pa.R.C.P. 1915.3-2.

**FOR THESE REASONS,** I request the Court (check all that apply):

☐ Grant me (☐ sole - ☐ shared) legal custody of the child(ren).

☐ Grant me (☐ primary - ☐ shared - ☐ partial - ☐ sole - ☐ supervised) physical custody of the child(ren).

☐ Allow \_\_\_\_\_ to have the child(ren) in his/her custody  
Name  
at the following times and on the following terms:

☐ Allow \_\_\_\_\_ to visit with the child(ren) while I am present.  
Name

☐ Allow no custody or visitation because:

**VERIFICATION**

I verify that the statements made in the foregoing document are true and correct. I understand that false statements herein are made subject to the penalties of perjury of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature