

CHILD CUSTODY AND VISITATION DISPUTE DATAPACK (for previously married parents)

Dear Prospective Client:

Child custody and visitation disputes are highly charged, volatile and extremely emotional situations. "Custody battles" are never simple and, very often, no one truly "wins". And, too often, the children become "collateral damage" in these cases.

Evaluation of your case will require an initial personal consultation so that we can understand the facts of your case and advise you about your rights and duties. We charge \$200 for an initial consultation, during which we expect to give you a really good idea of what you can expect to happen in your custody dispute.

Before we can begin representing you, we will require (1) a signed contract which explains our respective obligations and (2) receipt of an engagement fee, the size of which will be based on our estimation of the amount of time needed to resolve your case. *There is no guarantee, however, that all of your legal expenses will be covered by this Engagement Fee.*

You will be billed for the amount of professional time required to adequately represent your interests in this matter. Resolution of visitation and child custody issues generally consume considerable attorney and paralegal time. Frequently, experts must be employed to perform custody evaluations and must be paid for those services as well as their witness fees if they have to testify. ***Custody litigation is not cheap!***

Anything and everything you do to complete the attached **CHILD VISITATION/CUSTODY DATA PACK (for previously married parents)** and provide us with copies of any supporting documentation will help to reduce the amount of attorney and paralegal time required in your case.

Any information provided by you will, of course, be kept confidential and you are under no obligation until we both execute a written Engagement Agreement.

Very truly yours,

JAMES K. MURPHY
RUTH J. WILKERSON
WILLIAM L. HOGE, III
Attorneys at Law



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Attorneys at Law

Concentrating in Family Law Representation
throughout Greater Metropolitan Louisville

THIS IS AN ADVERTISEMENT.

Email: HogePartners@DivorceInKentucky.com

Website: DivorceInKentucky.com

Hoge Partners, PLLC is the successor to Hoge & Associates, a law practice with a four-decade history of providing legal services throughout Metropolitan Louisville, including Jefferson, Oldham, Hardin and Bullitt Counties.

JAMES K. MURPHY

Jim Murphy is the Managing Partner of **Hoge Partners, PLLC**. He began practicing law in Kentucky in 1993. He graduated *magna cum laude* from Washington & Lee University and *cum laude* from the Lewis School of Law at Washington & Lee University.

Prior to joining Hoge & Associates in 2014, Jim's practice with another Louisville firm focused in commercial transactions, real estate and business. Since then, he has refocused his practice on Family Law matters with a special emphasis on associated business and real estate factors. Jim's caseload includes a variety of Family Law matters including domestic violence actions and criminal defense in child support matters as well as processing divorces, child support, child custody and post-divorce litigation. He also has significant appellate experience.

RUTH J. WILKERSON

Ruth Wilkerson is a Partner of **Hoge Partners, PLLC**. She has been practicing law in Kentucky since 2010. A graduate of Transylvania University in Lexington, Kentucky and the Appalachian School of Law in Grundy, Virginia, Ruth has a varied legal background which included estate planning, workers compensation, personal injury litigation, employment law, civil rights discrimination and sexual harassment.

Ruth has focused on Family Law matters since joining the firm in 2014. She handles both contested and uncontested divorce actions, post-divorce litigation, modifications of child support and maintenance/alimony, disputed parenting matters such as visitation schedules and primary residence, adoption proceedings, child custody and domestic violence proceedings.

WILLIAM L. HOGE, III

Bill Hoge has been practicing law in Louisville since 1972 and focused on Family Law for better than half of that period. He retired from active practice in 2017. Bill remains of counsel to the firm of **Hoge Partners, PLLC**, providing advice and guidance to attorneys Jim Murphy and Ruth Wilkerson and handling a limited number of cases. He is still a Fellow of the American Academy of Matrimonial Lawyers and formerly served as the Chair of the Family Law Sections for both the Kentucky Bar Association and the Louisville Bar Association. The majority of Mr. Hoge's legal career has been dedicated to Family Law and being of service to people going through the divorce process in Kentucky, individuals needing assistance with post-divorce matters (child support, custody, visitation, etc.), victims of domestic violence, international parental abductions and others situations relating to Domestic Relations law.

CHILD VISITATION/CUSTODY DATA PACK (for previously married parents)

Please Print

Today's Date: _____

YOUR FULL NAME: _____

PRESENT ADDRESS: _____
{Street Address or P. O. Box}

_____ {City} _____ {County} _____ {State} _____ {Zip}

YOUR TELEPHONE: Home -- _____ Work -- _____

Mobile Phone or other means of contact – _____

YOUR E-MAIL ADDRESS: _____

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THE SPACE BELOW IS FOR OFFICE USE ONLY

Please complete the remaining pages of this form

Date of Initial Interview: _____ Interviewed by: _____

Engagement Agreement signed? Yes No Date signed: _____ Engagement Fee paid: \$_____

Initial Pleadings Required:

- _____ Paternity Petition
- _____ Petition/Motion for Child Custody with Affidavit
- _____ Petition/Motion for **Temporary Custody** of Minor Children with Affidavit
- _____ Petition/Motion for Child Visitation with Affidavit
- _____ Petition/Motion for Child Support with Affidavit
- _____ Other Motions: _____

MARKED PLEADINGS REQUIRED BY:

- _____ Restraining Order
- _____ Interrogatories
- _____ Request for Production of Documents
- _____ Notice of Deposition

_____ [Date] Video or Court Reporter? _____
 _____ Deposing who? _____
 _____ Time Frame for Deposition? _____
 _____ Other: _____

How did you learn about us? Referral from another attorney: _____
 Personal referral from: _____
 Our website at www.DivorceInKentucky.com
 Other: _____

PERSONAL INFORMATION ON YOU

YOUR DATE OF BIRTH: _____ YOUR AGE ON LAST BIRTHDAY: _____

YOUR PLACE OF BIRTH: _____

YOUR SOCIAL SECURITY NUMBER: _____

YOUR OCCUPATION: _____

YOUR EMPLOYER: _____

RESIDENT OF KENTUCKY SINCE: _____

PREVIOUS ADDRESS: _____

How long at that address? _____

NUMBER OF TIMES YOU HAVE BEEN MARRIED: _____

ARE YOU PRESENTLY MARRIED? Yes No If yes, to whom? _____

PERSONAL INFORMATION ON OTHER PARENT

OTHER PARENT'S FULL NAME: _____

OTHER PARENT'S DATE OF BIRTH: _____ PRESENT AGE: _____

OTHER PARENT'S SOCIAL SECURITY NO.: _____

OTHER PARENT'S PLACE OF BIRTH: _____

OTHER PARENT'S PRESENT ADDRESS: _____

How long at that address?

OTHER PARENT'S PREVIOUS ADDRESS: _____

How long at that address?

OTHER PARENT'S OCCUPATION: _____

OTHER PARENT'S EMPLOYER: _____

RESIDENT OF KENTUCKY SINCE: _____

NUMBER OF TIMES OTHER PARENT HAS BEEN MARRIED: _____

IS OTHER PARENT CURRENTLY MARRIED? Yes No If yes, to whom? _____

YOUR RELATIONSHIP WITH OTHER PARENT

DATE RELATIONSHIP BEGAN: _____

DATE RELATIONSHIP ENDED: _____

CIRCUMSTANCES OF BREAK-UP: _____

CHILDREN OF THE RELATIONSHIP

Number of children (regardless of age) born of this relationship: 0 1 2 3 4 5 _____

Religious preferences of the parties as to the raising of the children: _____

Is there any risk or potential that your spouse might take the children somewhere against your wishes or without your consent? ("**Parental abduction**" either domestically [within the United States] or internationally?)

Yes No Don't know Never thought of that

If yes, where do you think he/she would take the children? _____

If yes, how great a risk do you believe parental abduction to be? _____

Do any of your children have valid passports? Yes No

If yes, where were the children's passports issued? U.S. Elsewhere: _____

Can you provide us with copies of the children's passports? Yes No

Please provide the following information concerning any children were born as a result of this relationship (including any child now over 18):

(1) Name: _____

Date of birth: _____ Present Age: _____ Race: _____

Child's Social Security Number: _____ - _____ - _____

Current place of residence: _____

Child lives there with: _____

Child has lived there since: _____

* Previous residence: _____

Child lived there with: _____

Dates child lived at that address: _____

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Child's present school: _____ Grade: _____

With which parent does child wish to live? _____

(2) Name: _____

Date of birth: _____ Present Age: _____ Race: _____

Child's Social Security Number: _____ - _____ - _____

Current place of residence: _____

Child lives there with: _____

Child has lived there since: _____

* Previous residence: _____

Child lived there with: _____

Dates child lived at that address: _____

Child's present school: _____ Grade: _____

With which parent does child wish to live? _____

(3) Name: _____

Date of birth: _____ Present Age: _____ Race: _____

Child's Social Security Number: _____ - _____ - _____

Current place of residence: _____

Child lives there with: _____

Child has lived there since: _____

* Previous residence: _____

Child lived there with: _____

Dates child lived at that address: _____

Child's present school: _____ Grade: _____

With which parent does child wish to live? _____

The Court requires that we list all residences and individuals with whom each minor child has lived for the past FIVE (5) years. If more space is needed, please use the back of this page.

IF YOU HAVE MORE THAN THREE CHILDREN FROM THIS RELATIONSHIP, PLEASE CONTINUE ON A SEPARATE SHEET OF PAPER.

IF YOUR CHILD OR CHILDREN OF THIS RELATIONSHIP HAVE ANY SPECIAL PROBLEMS (medical problems, learning disorders, etc.), please discuss those problems in detail:

CHILD CUSTODY

Has any minor child of this relationship ever been involved in a custody dispute? If so, please give details.

Does anyone besides yourself and the other parent have any custody claim on any minor child of this relationship? If so, please identify.

Please state **who** (IN YOUR OPINION) is best suited to have custody of the children and briefly explain your position.

CHILD VISITATION

What are your present visitation arrangements with the other parent?

What do you wish to change about your present visitation arrangements?

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Why do you wish to change this visitation arrangement?

Why does the other parent object to this change in your visitation arrangement?

CHILD SUPPORT

Have you and the other parent made any arrangements or agreements concerning custody, visitation or support of the child or children of this relationship? If so, please describe.

Have either of you taken any legal action in the past concerning the paternity or support of the child or children of this relationship? If so, please describe.

ATTACH COPIES OF ANY DOCUMENTS CONCERNING ANY PREVIOUS LEGAL ACTION CONCERNING THE CHILD OR CHILDREN OF THIS RELATIONSHIP.

Do you wish to seek child support from the other parent? _____

Does the other parent wish to seek child support from you? _____

Why do you wish to change the child support arrangement you have previously had with the other parent?

FINANCES OF THE PARTIES

Any documentation of the facts or figures which you can provide to substantiate your statements about your assets or the assets of the other parent will reduce the time necessary for the Attorney or paralegal to prepare your case.

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The **Kentucky Child Support Guidelines** were enacted by the Legislature to provide the courts with a state-wide formula for determining the amount of child support the non-custodial parent will be required to pay to the parent having custody of the child of this relationship.

Please fill in the following blanks to permit us to calculate the amount of child support we anticipate the Court to grant to the custodial parent.

Do you pay child support for other children born before the oldest child of this relationship? Yes No

If yes, how much? \$_____ per _____

To whom? _____

Number of children: _____

Ages of children: _____

Number of minor children of this relationship: _____

Who is custodial parent? Mother Father

Mother's GROSS monthly income (before taxes): _____

Father's GROSS monthly income (before taxes): _____

Child's health insurance cost: \$_____ per month

Child's health insurance paid by: _____

Daycare expense for children of this relationship (under age 12): \$_____ per month

Daycare expenses paid by: _____

YOUR GOALS

Briefly state your goals and motivation in pursuing this matter.

What do you expect your attorney to accomplish in pursuing this matter.

ATTORNEY'S NOTES

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Please return completed Datapack to:

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239 South Fifth Street

Louisville, Kentucky 40202-3262

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Phone: (502) 583-2005

Website: DivorceInKentucky.com

If you have questions, please call us at (502) 583-2005.