APPENDIX G

RULE 20
(I) PARENTING/VISITATION TIME

This Court ordered Parenting/Visitation Plan is designed to insure that child(ren) will have frequent and consistent contact with both parents.

**PLEASE NOTE**: Summer vacations shall take precedence over the holiday schedule and the holiday schedule shall take precedence over the normal weekly schedule. The child's Birthday, Religious & Ethnic Holidays, Mother's Day and Father's Day shall take precedence over all other days not listed below.

**(1) Weekend and Midweek Companionship**

(a) **For children from birth through age 13**. Every other weekend from Friday after school (as soon as the non-residential parent can pick up the child) until Sunday at 6:00 p.m. plus one evening a week, as the parties can agree. If the parties cannot agree, the midweek will be Wednesday from 4:30 p.m. until 8:00 p.m. and weekends from 6:00 p.m. Friday until Sunday at 6:00 p.m., unless otherwise ordered by the Court.

(b) **For a child age 14 and older**. Visitation is expected to take place weekly, with the days and times to be agreed upon between the child and the non-residential parent. If the child and non-residential parent cannot agree upon weekly visitation, upon the filing of a motion the matter will be set for hearing.

**(2) Summer Vacation**(One option must be selected at the time the parenting time order is issued.)

Option 1 - 4 Weeks (Commencing at Age 18 Months)

(a) For children from ages 18 months up to 5 years vacation shall be taken in no longer than one or two week segments. For children ages 5 and older vacation may be taken in one, two, three, or four-week periods.

(b) During any vacation when the children are in the vicinity, the residential parent shall have the same mid-week visitation as the non-residential parent.

(c) Non-residential parent’s schedule shall have priority over the residential parent’s schedule, unless residential parent’s vacation time is mandated by provisions of his/her employment (such as annual plant shut-down). The parties shall give written notice to the other as the vacation schedule at least 60 days in advance.

Option 2 - Two-week rotating schedule

During the child’s summer break from school, the parents shall exercise parenting time in alternating two-week periods (beginning and ending at 5:00 p.m. on Fridays). The nonresidential parent shall exercise the first two week block of summer parenting time, which shall begin at 5:00 p.m. on the first Friday after school recesses for the summer, followed by the residential parent exercising a two-week block of summer parenting time. This alternating pattern shall continue during the remainder of the summer school recess. The summer parenting time schedule shall end at 5:00 p.m. on the last Friday before school resumes at the end of summer. (If the child is not attending school, “summer” shall begin on the first Friday in June and end on the last Friday in August.) The regular weekend and midweek parenting time schedule shall not apply during the summer; however, holiday parenting time takes precedence over the summer parenting time schedule. The regular weekend and midweek parenting time schedule shall resume on the first Friday after school begins.

Option 3 - One-week rotating schedule

During the child's summer break from school, the parents shall exercise parenting time on alternating weeks (beginning and ending at 5:00 p.m. on Fridays). The nonresidential parent shall exercise the first week of summer parenting time, which shall begin at 5:00 p.m. on the first Friday after school recesses for the summer, followed by the residential parent exercising a week of summer parenting time. This alternating pattern shall continue during the remainder of the summer school recess. The summer parenting time schedule shall end at 5:00 p.m. on the last Friday before school resumes at the end of summer. (If the child is not attending school, "summer" shall begin on the first Friday in June and end on the last Friday in August.) The regular weekend and midweek parenting time schedule shall not apply during the summer; however, holiday parenting time takes precedence over the summer parenting time schedule. The regular weekend and midweek parenting time schedule shall resume on the first Friday after school begins.

Option 4 - Summer divided on July 15

In even-numbered years the residential parent shall exercise parenting time until 5:00 p.m. on July 15, and the nonresidential parent shall exercise parenting time beginning 5:00 p.m. on July 15 and ending at 5:00 p.m. on the last Friday before school resumes at the end of summer. In odd numbered years, the nonresidential parent shall exercise parenting time beginning at 5:00 p.m. on the day after school recesses for the summer and ending at 5:00 p.m. on July 15, and the residential parent shall exercise parenting time beginning at 5:00 p.m. on July 15 and ending at 5:00 p.m. on the last Friday before school resumes at the end of summer. (If the child is not attending school, "summer" shall begin on the first Friday in June and end on the last Friday in August.) Alternating weekend and midweek parenting time shall be exercised by the parent who is not exercising his or her half of the summer schedule; however, the parent exercising his or her half of the summer schedule may take a vacation with the child of not more than fourteen days, uninterrupted by the other parent's weekend and midweek parenting time. Holiday parenting time takes precedence over the summer parenting time schedule.

Each party must provide the other party with his/her vacation destination and telephone number, where he/she can be reached, times of arrival and departure, and method of travel.

**(3) Holiday Parenting/Visitation, Commencing at 18 months.**

| HOLIDAY | EVEN #'D YEARS | ODD #'D YEARS | DAYS & TIMES |
|---|---|---|---|
| Martin Luther King Day | residential | non-residential | 9:00 a.m. to 7:00 p.m. |
| President's Day | non-residential | residential | 9:00 a.m. to 7:00 p.m. |
| Easter Sunday | residential | non-residential | 9:00 a.m. to 7:00 p.m. |
| Spring Break | residential | non-residential | 5:30 p.m. the day school ends to 7:00 p.m. day before school resumes |
| Memorial Day | non-residential | residential | 5:30 p.m. on the Friday preceding to Monday at 7:00 p.m. |
| Fourth of July | residential | non-residential | 5:30 p.m. the day preceding to 10:00 a.m. on the 5th |
| Labor Day | non-residential | residential | 5:30 p.m. on the Friday preceding to Monday at 7:00 p.m. |
| Halloween | residential | non-residential | 4 hours on "trick or treat" day/night |

| | | | |
|---|---|---|---|
| Thanksgiving | residential | non-residential | 5:30 p.m. on the Wednesday before the Holiday to Friday at 7:00 p.m. |
| | non-residential | residential | 7:00 p.m. on Friday to Sunday at 7:00 p.m. |
| Christmas Eve | residential | non-residential | 8:00 p.m. on 12/23 to 8:00 p.m. on 12/24 |
| Christmas Day | non-residential | residential | 8:00 p.m. on 12/24 to 8:00 p.m. on 12/25 |
| New Year's Holiday | residential | non-residential | 5:30 p.m. on 12/31 to 7:00 p.m. on 1/1* |
| Holiday Break | divide equally (or as the parties may otherwise agree in writing) | divide equally (or as the parties may otherwise agree in writing) | |

***New Year's Holiday shall be based upon the 12/31 calendar year.**

**(4) Days of Special Meaning, Commencing at age 18 months, from 10:00 a.m. to 7:00 p.m.**

(a) Religious or ethnic holidays, Mother's and Father's Day-alternate between the parties yearly.

(b) Children's birthdays with residential parent in even-numbered years and non-residential parent in odd-numbered years. All siblings to attend.

**(5) Make-up Days**

Make-up days shall be given if, due to an emergency, the child or non-residential parent cannot visit at the schedule time, or if the residential parent denies visitation time with just cause. All make-up days shall be rescheduled and exercised within 30 days.

**(6) School Work**

Each parent shall provide adequate time for the child to study and complete homework assignments, even if the completion of homework interferes with the parent's plans for the child. Each parent is responsible for providing the other parent with information about these homework assignments.

**(7) Extracurricular Activities**

Regardless of where the children are living, their participation in existing and renewed extracurricular activities, school related or otherwise, shall continue uninterrupted. The party with the child at the time of the activity shall provide the transportation to these activities. Notice of all extracurricular activities, school related, or otherwise, in which the children participate, schedules of all extracurricular activities (handwritten, if no formal schedule is provided by the activity) and the name of the activity leader (including address and telephone number if reasonably available) shall be exchanged between the parties. **The parents shall consult with each other about the scheduling of extracurricular activities.**

**(8) Change of Residence within Ohio**

If the residential parent intends to move his or her residence, the residential parent shall immediately file a written notice with the Clerk of Courts. The written notice shall include the following.

(a) The case number under which the original visitation order was issued;

(b) The residential parent’s name, old address and new address; and

(c) The non-residential parent's name and present address.

Upon receipt of this notice, the Clerk shall file the original and send the non-custodian a copy of the notice unless the custodian has filed with the notice a motion requesting a hearing pursuant to O.R.C. 3109.051(G) (See Appendix H)

**(9) Removal from Ohio**

The residential parent shall not remove the child(ren)'s residence from the State of Ohio without first obtaining either written consent of the non-residential parent in a Judgment Entry providing for a modified visitation schedule or an order of this Court.

**(10) Access to Records, Day Care and Activities**

Each party is entitled, under the same terms and conditions under which access is provided to the custodian, to access:

(a) any school, health, or agency records or reports that are related to the child(ren);

(b) any child day care center which the child attends; and

(c) any student activity in which the child(ren) participated. O.R.C. 3109.051(H),(I),(J).

(d) each party shall provide the name and contact information of all providers to the other party.

**(11) Transportation**

Unless the parties agree otherwise, the non-residential parent has the responsibility for obtaining the children at the beginning of a visitation period, and the residential parent has the responsibility for picking up the children after their visit. The child(ren) and the residential parent have no duty to wait for the non-residential parent to arrive for more than 30 minutes. The non-residential parent who is more than 30 minutes late for a particular companionship period shall forfeit that visitation. If a party is unavailable to pick up the child(ren), an adult licensed driver who is well-known to the children may substitute for the party. All child restraint laws must be complied with by any person driving with the child(ren). No person transporting the child(ren) may be under the influence of drugs or alcohol.

**(12) Electronic Communication**

A parent and the child shall be permitted to communicate with each other by available electronic media (e.g. telephone, cell phone, email, web cam, etc…). Telephone and cell phone calls shall be made during the child's normal waking hours. If the child is unavailable for conversation when a call from a parent is made, the parent exercising physical custody of the child shall permit the child to return the call within a reasonable time. Each party shall communicate with the child(ren) as often as the parties agree. If the parties cannot agree, each parent shall be permitted to communicate with the child once during a 48 period that the minor child is not in his/her care. Also, each party shall have the right to communicate with a child who is on vacation with the other party as often as the parties agree; absent agreement, each party may communicate with the child at least twice per week. Communication shall be during the normal hours a child is awake; and if the child is unavailable, each party shall be responsible to see that the child timely returns the communication.

**(13) Medication/Illness**

Because parenting includes the responsibility to care for the child during periods of illness, as well as during periods of health, parenting time should not ordinarily be canceled because of the child's illness. A parent shall immediately notify the other parent when a child suffers any illness or injury that requires treatment by a physician or other health care provider. If the child(ren) is taking medication (prescription

or non-prescription) upon the advice of a physician, the residential parent shall send with the child(ren) sufficient medication to last the entire visitation period; written instructions for the administration of the medication to the child(ren); and the name and telephone number of the physician. If visitation time is cancelled due to the child(ren)'s illness or injury, then the time shall be made up within sixty (60) days at a time of the non-residential parent's choosing.

**Unless specifically excluded, the Court's Standard Parenting Time Order shall be incorporated into every parenting time order.**