

180 Ottawa Ave. NW, Grand Rapids, MI 49503

(616) 632-5480

PLAINTIFF: Full Name and Address

DEFENDANT: Full Name and Address

This motion is made under the Revocation of Paternity Act (ROPA):

1. I am the wife and mother in this case.
2. The following child/ren were born to or conceived by me during this marriage that are not the biological children of my husband, who is the presumed father:

Each Child's Full Name

Age

3. The biological father, also known as the alleged father, of the child/ren named above is/are:

Each Child's Full Name

Biological (Alleged) Father Full Name

4. All of the following are true:

- This case was filed when the child/ren were under 3 years of age. The Complaint for divorce was filed on _____.
- (1) My husband, who is the presumed father; (2) the biological father, also known as the alleged father; and (3) I have **all** openly agreed that the child/ren are the biological child/ren of the biological father, also known as the alleged father.
- Paternity is or will be established by the court or the laws of this state or another jurisdiction.

OR

5. At least one of the following is true:

My husband, who is the presumed father, has had the ability to support or assist in supporting the child/ren, but has, without good cause, failed or neglected to provide regular and substantial support for a period of 2 years or more before filing this case.

OR

A support order was entered on _____ in Case # _____. My husband, who is the presumed father, has failed to comply with this order for a period of 2 years or more before filing this divorce case. The Complaint for divorce was filed on _____.

OR

The child/children are under three years of age and my husband, who is the presumed father, lives separately and apart from the child/children.

AND

Paternity is or will be established by the court or the laws of this state or another jurisdiction.

I request that the Court:

- A. Determine and order that the child/ren named in this Motion were born out of wedlock and my husband, the presumed father, is not the legal father of the child/ren.
- B. Order that this divorce case be designated as a "divorce without children" or "DO" case and that a Judgment of Divorce may enter 61 days after filing.
- C. Grant any other relief determined to be fair and necessary by the Court.

I declare that the information above is true to the best of my information, knowledge, and belief.

Date

Signature

Print Name

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NOTICE OF HEARING

A hearing on this Motion for Determination that Child/ren Were Born Out of Wedlock will be held on _____(month) _____(day), _____(year), at ____ am/pm before the Honorable _____ at the Kent County Courthouse located at 180 Ottawa Ave. NW, Grand Rapids, MI 49503. If you require special accommodations to use the court because of a disability please contact the court to make arrangements.

An interpreter who speaks _____ is required for the Plaintiff / Defendant. Attached is a completed Request and Order for an Interpreter (MC 81).

This is a re-notice of hearing. This hearing was originally scheduled for _____.

Date

Signature

CERTIFICATE OF SERVICE

I certify that I served a copy of this document on the other party or their attorney by:

First class mail addressed to their last known address as directed by MCR 3.203.

Hand delivery as directed by MCR 2.107(C).

Date

Signature

180 Ottawa Ave. NW, Grand Rapids, MI 49503

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PLAINTIFF: Full Name and Address

DEFENDANT: Full Name and Address

This matter comes before the Court on the Plaintiff's Defendant's Motion made under the Revocation of Paternity Act (ROPA):

The Court finds as follows:

1. The following child/ren were born to or conceived by the wife, who is the mother, during this marriage that are not the biological children of the husband, who is the presumed father:

Each Child's Full Name

Age

<u>Each Child's Full Name</u>	<u>Age</u>

IT IS, THEREFORE, ORDERED THAT:

- A. The child/ren named above were born out of wedlock. The husband in this case, the presumed father, is not the legal father of the child/ren.
- B. This case may hereafter be designated as a "divorce without children" or "DO" case and that a Judgment of Divorce may enter 61 days after filing of the Complaint.
- C. IT IS FURTHER ORDRED:

Date

Referee, 17th Circuit Court

Date

Judge, 17th Circuit Court