



Response to
Domicile/Legal
Residence Motion
(FOC 116)

SAGINAW COUNTY FRIEND OF THE COURT
INSTRUCTIONS FOR FILING
RESPONSE TO MOTION REGARDING CHANGE OF DOMICILE/LEGAL RESIDENCE (FOC 116)

Use this Response if: you received a Motion Regarding Change of Domicile/Legal Residence from the other party. By filling out this response, you are answering the statements made in that Motion.

FILING YOUR RESPONSE:

- 1) Fill out the FOC 116 Response to Motion Regarding Change of Domicile/Legal Residence (use a separate sheet and attach if you need more room to explain).
- 2) Bring or mail your FOC 116 and four copies of your documents to the Circuit Court Clerk's Office located in the basement of the Courthouse at 111 S. Michigan Ave. Saginaw, MI 48602. If you mail your motion, include a self-addressed stamped envelope for the Clerk to return your copies to you.
- 3) There is no fee to file a response to a motion.
- 4) The Court Clerk will keep the original and one copy and return the remaining copies to you.

SERVING YOUR MOTION

- 1) You MUST serve the Response to the other party (and attorney if represented) as soon as possible after filing your motion and at least **5 days before your hearing**. This is done by mailing the Response and all attachments by first class mail to other party/attorney. If you do not have the other party's address, you can obtain it from the Circuit Court Clerk's office.
- 2) After mailing the Response, complete the CERTIFICATE OF MAILING section on the bottom of the Response form.
- 3) YOU MUST FILE YOUR CERTIFICATE OF MAILING: Return to the Clerk's office to file two copies of the certificate of mailing. The court clerk will route a copy to the Friend of the Court.

PREPARING FOR YOUR HEARING

- 1) You must attend the hearing on this motion. If you do not appear, the Referee may make a decision without your attendance. Hearings may be conducted by video conferencing (Zoom). Please review the notice of hearing for Zoom instructions.
- 2) Your hearing may result in a referral to the Friend of the Court for an Investigation. Investigations will be scheduled at a later date with a Friend of the Court Staff Attorney and require a \$100.00 fee. The Referee will determine how this fee will be paid.

STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY

RESPONSE TO MOTION REGARDING
CHANGE OF DOMICILE/LEGAL RESIDENCE

(A)

CASE NO.

Court address

Court telephone no.

(B) Plaintiff's name, address, and telephone no. moving party

Third party name, address, and telephone no. moving party

v

Defendant's name, address, and telephone no. moving party

(C) 1. On _____ a judgment
Date
or order was entered regarding custody.

(D) 2. I agree do not agree to allow a change of domicile or legal residence as requested in the motion.
Explain in detail what you do not agree with in item 2. of the motion and why. Include all necessary facts. Use a separate sheet of paper if needed and attach.

(E) 3. I ask the court to enter an order to allow not allow the change in domicile or legal residence as requested in the motion.
If you do not agree with the request in the motion, explain in detail what you want the court to order. Use a separate sheet of paper if needed and attach.

(F) 4. I ask the court to enter an order continuing the current parenting-time order. modifying the parenting-time order as stated in the motion. modifying the parenting-time order as follows:
If you do not agree with the request in the motion, explain in detail what you want the court to order. Use a separate sheet of paper if needed and attach.

(G) _____
Date

Responding party's signature

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this response on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined in MCR 3.203.

(H) _____
Date

Responding party's signature