

TEMPORARY ORDERS WITHOUT NOTICE (Pre-Decree) (CHECKLIST)

1. You must file papers for temporary orders **with notice** before the court can consider a request for temporary orders **without notice**.
2. Before you can file papers for temporary orders **with notice**, one of the parties (either one) must file papers for divorce, legal separation or annulment, or to establish custody (or custody combined with paternity, parenting time and/or support).

Use the forms if the following factors apply to your situation:

- You have **already filed**, or at the same time you file these papers **you will be filing**, a petition for:
 - divorce, legal separation, or annulment, OR
 - to establish child custody or parenting time, AND
 - a “Motion for Temporary Orders With Notice,” OR
- If the other party filed the petition, you have already filed or at the same time you file these papers you will be filing a “Motion for Temporary Orders” with notice, AND
- Someone is about to cause serious, immediate bodily harm to another person, or the health, safety, and welfare of a person is otherwise in serious and immediate jeopardy, AND
- You can give very specific facts about:
 - what the emergency is,
 - why the judge should hear your case before everyone else who has been waiting to see a judge,
 - why the situation is so serious that the court should take someone’s minor child(ren) away without providing:
 - 1) advance notice explaining why, OR
 - 2) opportunity for the person to defend his or her rights to the minor child(ren), AND
- You are prepared to post a bond to pay for any costs this court action causes if it turns out that what you said is not true, or the judge does not agree with you.

WARNING. If your “Motion for Temporary Orders Without Notice” is turned down at one Superior Court location, you may not use these forms to re-file you request at another location.

NOTE: Consulting a lawyer before filing documents with the court may help prevent unexpected results. You may view the lists of lawyers by going to www.azbar.org.