

## **RULE 28.00 - STANDARD VISITATION AND COMPANIONSHIP RIGHTS**

A. Visitation and companionship rights shall comply with this Rule unless otherwise ordered by the Court or by the mutual agreement of the parties.

B. The non-residential parent shall have visitation on alternate weekends from Friday night at 7:00 PM to Sunday evening at 7:00 PM.

C. The non-residential parent shall have week day visitation for a period of two (2) hours per week. The beginning and ending times may be varied to accommodate the work schedules of the parties, the schedule of the children and the appropriate bedtime for the children during the school year. If no agreement can be reached, said visitation shall be had on Wednesday of each week.

D. Mother's Day the children shall be with the mother and Father's Day the children shall be with the father. In the event this provision requires the children to be with the residential parent when it is the non-residential parent's normal weekend visitation, the non-residential parent shall return the children by 9:00 AM on the appropriate holiday. In the event that this provision requires the children to be with the non-residential parent on a day not falling within the non-residential parent's visitation weekend, the non-residential parent shall receive the children at 9:00 AM on that day and return them at 7:00 PM on said day.

E. Holiday visitation shall be as follows:

### **EVEN YEARS**

#### **Residential Parent**

**President's Day**  
Friday night to Monday night

**Memorial Day**  
Friday night to Monday night

**Labor Day**  
Friday night to Monday night

**Christmas**  
Christmas Eve and Christmas Day until  
2:00 PM.

#### **Non-residential Parent**

**Easter**  
Thursday night to Sunday night

**4th of July**  
Night before to morning after except  
when the 4th falls on Friday, Saturday,  
Sunday or Monday, when the visitation  
shall commence on Friday night and  
continue to the end of the weekend  
or the end of the holiday, whichever is  
later.

**Thanksgiving**  
Wednesday night to Sunday night

**Christmas**  
Christmas Day at 2:00 PM for the  
remainder of the Christmas holiday until  
6:00 PM on January 1st unless January  
1st falls on a Friday or Saturday in  
which case the visitation shall continue  
until the Sunday immediately following  
that date at 6:00 PM.

2. The residential parent shall take the necessary action with the school authorities of the schools in which the children are enrolled to list the non-residential parent as a parent of the children, to authorize the school to release to the non-residential parent any and all information concerning the children and to insure that the non-residential parent receives copies of any notices regarding the children.

3. The residential parent shall promptly transmit to the non-residential parent any information received concerning parent - teacher meetings, school club meetings, school programs, athletic schedules, and any other school activities in which the children may be engaged or involved.

4. Both parties shall be diligent in having the children ready and available at the appointed times and the transporting party shall be prompt in picking up and delivering the children, provided however, that the transporting parent for visitation shall have a grace period of fifteen (15) minutes for pick up and delivery if the parties live within a distance of thirty (30) miles of each other. If the one way distance between the parties is in excess of thirty (30) miles, the grace period shall be thirty (30) minutes. In the event that the visiting parent exceeds the grace period, the visitation for the weekend is forfeited unless prior notification and arrangements have been made and except in cases where the visiting parent lives in excess of thirty (30) miles away and suffers an unavoidable breakdown or delay en route, and the visiting parent promptly notifies the other parent by telephone of the delay. Repeated violations by either parent shall be cause for granting a modification of parental rights and responsibilities.

5. The residential parent shall send with the children on visitations sufficient clothing and outer wear appropriate for the season to last the period of visitation. ( For a weekend visitation this shall consist of a minimum of two (2) extra sets of play clothes and one (1) dress outfit in addition to the clothes the children are wearing at the start of the visitation). In the case of infants, the residential parent shall send with the child sufficient bottles, formula and diapers to last the visitation period. Violations of this requirement shall be deemed sufficient cause for a modification of parental rights and responsibilities.

6. Visitation does not include picking up the children and leaving them with a non-family member while the visiting parent pursues their own pleasure nor does it include taking the children to a bar for an extended period of time. Violations may result in a modification of companionship time.

7. The residential parent shall encourage free communications between the children and the non-residential parent and shall not do anything to impede or restrict communications by phone or mail between the children and the non-residential parent whether initiated by the children or the non-residential parent. The mail between the children and parent shall be strictly confidential between them and that parent, and shall not be opened or read by the other parent. This rule applies equally to the residential and non-residential parents.

8. Both parents shall refrain from criticizing the other in the presence of the children and shall refrain from requiring the children to choose sides as between the parents.

9. Neither party shall attempt to modify the religious practice of the children without first having consulted the each other and the Court.

***10. The parent receiving the child is responsible for transportation, except mid-week companionship, when the non-residential parent shall transport.***

3. *Thereafter, the non-residential parent may have the child for overnight visitation, once every other week. This shall continue for six weeks. The choice of days shall follow the selection process set out in the first introductory phase. Visitation shall commence at 10:00AM and terminate the following day at 10:00AM, unless otherwise agreed to.*

4. *After the successful completion of the third phase, the parties shall exercise visitation in accordance with the standard order.*

K. *Grandparent or other relative or non-relative visitation* - *if allowed by law, after proper joinder, motion or complaint and the parties can not agree otherwise, the following schedule of non-parental visitation shall apply:*

1. *One weekend per month from Saturday at 10:00 AM to Sunday at 7:00 PM.*
2. *One week per summer from July 10 at 10:00 AM to July 17 at 7:00 PM.*
3. *Non-parental visitation shall not interfere with a non-residential parent's visitation or with any holiday visitation of either parent.*