

SUPERIOR COURT OF THE STATE OF WASHINGTON FOR WHATCOM COUNTY

In re the Marriage of:	No.
Petitioner	TEMPORARY RESTRAINING ORDER
and	(TMRO)
Respondent	

I. NOTICE TO PARTIES

1.1 An action has been started in this court that affects your marriage. Both husband and wife are now required to obey the following order unless the court changes it. Either of you may ask the court to change or clarify this order. The court has the power to punish violations of this order and to require the violator to pay attorneys' fees to the other party for having to bring the violation before the court.

II. ORDER

IT IS ORDERED:

2.1 TEMPORARY ORDERS FOR ALL PARTIES

- (a) Both parties are restrained from transferring, removing, encumbering, concealing, damaging or in any way disposing of any property except in the usual course of business or for the necessities of life or as agreed in writing by the parties. Each party shall notify the other of any extraordinary expenditure made after this Order is issued.
- (b) Both parties are restrained from assigning, transferring, borrowing, lapsing, surrendering or changing entitlement of any insurance policies of either or both parties or of any dependent children, whether medical, health, life or auto insurance, except as agreed in writing by the parties.
- (c) Unless the court orders otherwise, both parties are responsible for their own future debts whether incurred by credit card, loan, security interest or mortgage, except as agreed in writing by the parties.
- (d) Both parties must have access to all tax, financial, legal, and household records. Reasonable access to records shall not be denied without order of the court.
- (e) Within 30 days after the filing of any general appearance, answer or other responsive pleading, each party shall provide the other party with a completed Financial Declaration (FL All Family 131) and a Verified Statement of Assets and Liabilities (form is available from the Whatcom County Superior Court Clerk's Office). Each party shall then file a Proof of Mailing or Hand Delivery showing that these documents have been provided to the other party within the time limit. In all cases involving a request for child support, maintenance or attorneys' fees, the Financial Declaration shall also be filed with the court. All parties have a duty to supplement the financial information when additional information becomes available.

2.2 TEMPORARY ORDERS FOR PARTIES WITH MINOR CHILD(REN)

- (a) Both parents are restrained from changing the residence of the child(ren) until further court order, except as agreed in writing by the parties.
- (b) Each parent shall have full access to the child(ren)'s educational and medical records, unless otherwise ordered by the court.
- (c) Each parent shall insure that the child(ren) are not exposed to negative comments about the other parent. Neither parent shall make negative comments about the other parent in the presence of the child(ren).
- (d) Except as provided in 2.2(e) below, within 30 days of filing an appearance, answer or other responsive pleading in this action, both parties shall register for a court-approved parent education program on the effects of family transitions on children. Each party shall attend the seminar within 60 days of registering. Upon completion of the seminar, each party shall file with the court the seminar completion certificate provided by the sponsoring agency or provider.
- (e) If domestic violence has occurred in the relationship, the parties shall individually attend a court-approved parenting program that includes the effects of family violence on children. For purposes of this order, domestic violence has occurred in the relationship if (1) a domestic violence restraining order or protection order (excluding ex-parte orders) involving the parties has been entered by a court at any time within the previous 12 months; (2) a domestic violence no contact order exists pursuant to RCW 10.99; or (3) the court upon motion makes a finding that domestic violence has occurred between the parties and that such abuse would interfere with arm's length mediation. The parties shall register for the seminar within 30 days of the filing of an appearance, answer or other responsive pleading and shall attend the seminar within 60 days of registering. Upon completion of the seminar, each party shall file with the court the seminar completion certificate provided by the sponsoring agency or provider.
- (f) Within 14 days of completing the above-ordered parent education program, each parent shall provide the other parent with a Proposed Parenting Plan, if they have not already done so.

2.3 MEDIATION AND SETTLEMENT CONFERENCE

If the parties are not able to agree on the final terms of their Decree, they may be required to participate in mediation of unresolved disputes. Mediation is not required for child support disputes nor in cases involving domestic violence. If a case is to be tried before a judge, the parties must also participate in a settlement conference and exchange settlement offers. Mediation and settlement conference requirements are available in Local Rule WCSPR 94.08 and from the Superior Court Family Law Facilitator.

2.4 EFFECTIVE DATE OF ORDER

The Petitioner is subject to this Order from the time of filing the Petition. **The Petitioner shall serve a copy of this on Respondent.** The Respondent is subject to this Order from the time that it is served. This Order shall remain in effect until further court order.

Dated: _____

Judge/Commissioner