

IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY, KANSAS

IN THE INTEREST OF:

Name \_\_\_\_\_

Case No. \_\_\_\_\_

Year of Birth \_\_\_\_\_ A  male  female

**NOTICE OF TEMPORARY CUSTODY HEARING**

Pursuant to K.S.A. 38-2243

On \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  a.m.  p.m., a hearing has been scheduled to determine if the child named above should be in the temporary custody of some person or agency other than the parent or other person having legal custody prior to the hearing on the Petition filed in this case.

An attorney has been appointed guardian *ad litem* for the child; the name of the attorney is shown below. Each legal custodian and/or parent has the right to appear and be heard personally, either with or without an attorney. An attorney will be appointed for a parent who wishes to have an attorney and who can show that he/she is not financially able to hire one. The Court may order one or both parents to pay child support.

Dated: \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Clerk of the District Court/Deputy

Persons/addresses to be served:

Mother: \_\_\_\_\_

Father: \_\_\_\_\_

Guardian *ad litem*: \_\_\_\_\_

Person with whom child residing, if other than parent: \_\_\_\_\_

\_\_\_\_\_

Interested Parties: \_\_\_\_\_  
\_\_\_\_\_

Maternal grandparents: \_\_\_\_\_  
\_\_\_\_\_

Paternal grandparents: \_\_\_\_\_  
\_\_\_\_\_

**REPORT OF PERSONAL SERVICE**

I certify that a true and correct copy of the Notice of Temporary Custody Hearing was served on the following persons in the manner and on the dates indicated below:

Name	Date/Time	Location of service	Manner
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

A statement subject to penalty of perjury.

Date: \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Signature

## Authority

K.S.A. 38-2243.

## Notes on Use

Notice of a temporary custody hearing shall be given to all parties and interested parties. Party is defined at K.S.A. 38-2202(v) as the state, the petitioner, the child and any parent of the child. Interested party is defined at K.S.A. 38-2202(m) as the grandparent, a person with whom the child has been living for a significant period of time, and any person so designated pursuant to that section. The guardian *ad litem* should be served for the child. Notice shall be given at least 24 hours prior to the hearing. Oral notice may be used, and is provided for in Form 131.

If the temporary custody hearing is held without notice to the parent or other person having custody of the child, and that person does not appear or waive appearance at the temporary custody hearing, and if that person requests a rehearing, the court shall rehear the matter without unnecessary delay.

If a party's or interested party's address should not be disclosed, do not display it in the service information on the form.