

**IN THE SUPERIOR COURT OF DEKALB COUNTY
STATE OF GEORGIA**

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)	
Plaintiff,)	
)	CIVIL ACTION
and)	
)	FILE NO.
<div style="background-color: black; width: 100%; height: 1.2em; border: 1px solid red;"></div> ,)	
)	
Defendant.)	
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PERMANENT PARENTING PLAN

This information has been furnished by both parties to meet the requirements of O.C.G.A. § 19-9-1. The parties agree on the terms of the plan and affirm the accuracy of the information provided, as shown by their signatures at the end of this order. This is an agreement between Petitioner, (“Mother”), and Respondent, (“Father”), the parents of the minor Child whose name and birth date is as follows:

NAME	BIRTH YEAR
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By signing below, the parties recognize that:

- A) a close and continuing parent-child relationship and continuity in the Child’s life will be in the Child’s best interest;
- B) the Child’s needs will change and grow as the Child matures;
- C) each parent shall make decisions regarding the day-to-day care of the Child while the Child is residing with that parent. Any emergency decisions that affect the other parent’s parenting time shall be communicated promptly; and
- D) both parties will have access to all of the Child’s records and information including but not limited to, education, health, extra-curricular activities, and religious communications.

SET FORTH BELOW THE AGREEMENT OF THE PARTIES ON EACH OF THE ISSUES LISTED.

- This plan is a new Parenting Plan.
 modifies an existing Parenting Plan.
 modifies an existing Final Judgment and Decree of Divorce.

A. LEGAL CUSTODY

The parties shall share joint legal custody of the Child.

The parties shall have equal access to the Child's records and information, including but not limited to, the Child's education, health, extracurricular activities and religious communications. Each medical provider shall furnish directly to each parent all information regarding medical, dental and other health matters relating to the Child. In the event that a provider refuses or fails to furnish this information to one party, and the other party has access, then the party with access will furnish the information to the other party. Each party shall have the right to receive written reports with physicians and other health care providers regarding the Child's health and well-being. The parties shall have equal rights of access to the Child's school records and each shall have the right to consult with the Child's teachers, counselors, and other individuals involved in their education. The Child's schools shall furnish directly to each parent all information regarding school conferences, grades, trips and functions as soon as practical. The parties will cooperate with each other in notifying school authorities where the Child is enrolled each year in regard to their contact information to ensure that school has the information necessary to send all notifications and reports to both parties.

In implementing joint legal custody, the parties shall not be required to confer regarding routine or daily matters, although each parent shall keep the other advised of any changes in the Child's health, of problems concerning discipline and behavior, of school progress and performance, and of such other matters as good parenting requires.

B. PHYSICAL CUSTODY

Mother shall have primary physical custody of the Child and Father shall have secondary custody.

C. MAJOR DECISIONS

The parties shall consult with each other in good faith and attempt to reach mutually agreeable decisions concerning all non-routine, non-emergency, major decisions affecting the Child, including medical, educational, extra-curricular and religious decisions.

If, after good faith consultation, the parties are unable to reach an agreement as to any such decisions, Mother shall have the tie-breaking, decision-making authority as to medical, extra-curricular, religion, and educational decisions subject to the following parameters. The parties agree to raise the Child in the Jewish faith. The parties agree to consider [REDACTED]'s desires regarding scheduling extra-curricular activities. Mother shall schedule the Child's medical appointments and shall provide Father with advance notice of any scheduled appointment. Mother shall provide Father with at least 48 hours' notice (except in the case of an emergency) of any scheduled medical

appointments and Father shall have the right to attend any such medical appointments. Father shall not schedule any medical appointments for [REDACTED] without prior approval from Mother.

Each parent shall make decisions regarding the day-to-day care of the Child while the Child is residing with that parent, including any emergency decisions affecting the health or safety of the Child. However, if any emergency decisions need to be made, the other parent shall be notified immediately.

D. ROUTINE PARENTING SCHEDULE

The Child shall reside primarily with Mother and Mother's residence shall be the Child's primary residence and Father's residence shall be considered the Child's secondary residence. The parties desire for Father to have regular, frequent parenting time with the Child, and it is understood that the parties may jointly agree for Father to have additional or alternative parenting time with the Child beyond that set forth herein. If the parties cannot agree otherwise, the following shall be the schedule of Father's parenting time with the Child.

1. Routine Weekend Parenting Time. Father shall have parenting time with the Child every other weekend of each month from the release from school on Friday, or 9:00 a.m. on Friday if no school, until Monday return to school, camp or Mother's residence at 9:00 a.m. if no school or camp, at which time Father shall return the Child to Mother's residence. The first weekend of such parenting time shall be the weekend immediately following the execution of this Permanent Parenting Plan.

2. Weekdays. In addition, Father shall have parenting time with the Child every Wednesday from after school or camp, or 9:00 a.m. if no school or camp, until return to school or camp on Thursday morning or to Mother's residence at 9:00 a.m. if no school or camp. In addition, during the weeks in which Mother has weekend parenting time, Father shall have parenting time from Thursday morning until Friday return to school, camp or 9:00 a.m. if no school.

E. SUMMER

The routine parenting schedule shall continue during the Child's summer vacation from school. Notwithstanding the foregoing, by January 1st of each year, each party shall select two non-consecutive or consecutive weeks, over the Child's summer vacation from school for extended parenting time with the Child, provided that said dates do not conflict with the previously selected Child's summer sleep-away and other camps and activities, and/or any holiday time awarded to the other party. If the parties' selection conflicts, then Mother shall have first choice of dates in odd-numbered years, and Father shall have first choice in even-numbered years. A week shall be defined as seven consecutive days from Sunday at 7:00 p.m. until the following Sunday at 7:00 p.m. However, Father may not elect the 25th week of each year.

F. HOLIDAYS

Holiday Schedule. Unless otherwise agreed by the parties, the Holiday Schedule will be as follows:

Holiday	Even Years	Odd Years
4th of July - The July 4 th Holiday schedule shall be from 3:00 p.m. on July 3 rd until 6:00 p.m. on July 5 th .	Father	Mother
Thanksgiving -The Thanksgiving Holiday shall follow the Minor Child's school calendar such that the Thanksgiving Holiday shall begin upon the release from school for the holiday and continue until the 5:00 p.m. the evening prior to return to school.	Mother	Father
December/ January Winter Break (First Half) Commencing upon the release from school for the Winter Break and continuing until 3:00 p.m. on the day midway through the school break. In order to determine the midway point, the parties shall count the number of days the Child has off from school and equally divide them. In the event that the Child has an odd number of days off from school, the extra day will be part of the first half. ** If all of Chanukah falls on the First or Second Half of the Winter Break, the parent that does not have any nights of Chanukah shall have the first night of Chanukah from 5:00 p.m. until 9:00p.m.	Mother	Father
December/ January Winter Break (Second Half) Commencing at 3:00 p.m. on the day midway through the school break until 5:00 p.m. the evening prior to returning to school from the Winter break.	Father	Mother
Chanukah: If any nights of Chanukah do not conflict with December/January Winter Break, the parties shall evenly divide the nights of Chanukah that do not conflict with Mother having the first set of nights and Father having the second set of nights from 5:00 p.m. until 9:00p.m. If there are an odd number of days that do not conflict with the December/January Winter Break, the extra day will be part of the first half.	--	--
Spring Break Holiday (<i>only applies if the Child attends a school with a Spring Break; Atlanta Jewish Academy has Student Passover Break in lieu of Spring Break</i>)– Commencing upon the release from school on the last day of school immediately preceding the holiday and continuing until 5:00 p.m. the evening prior to returning to school.	Father	Mother
Mother's Day – If Mother does not have the Child on Mother's Day Weekend, Mother shall have the Child from release from school the Friday prior to Mother's Day or 3:00 p.m. if no school until the return to school on Monday or 9:00a.m. if school is not in session.	Mother	Mother
Father's Day – If Father does not have the Child on the weekend of Father's Day, Father shall have the Child from release from camp the Friday prior to Father's Day until the return to camp on Monday or 9:00 a.m. if camp is not in session. **If Mother is out of town for Father's Day, Father shall select another weekend in the summer to exercise his Father's Day time.	Father	Father
Fall Break (Atlanta Jewish Academy does not have a Fall Break)- If the Minor Child attend a school that specifically has a Fall Break holiday,	Father	Mother

Holiday	Even Years	Odd Years
from the release from school for Fall Break until 5:00 p.m. prior to the return to school.		
President's Day Weekend or Winter Break Other than December/ January Break (Atlanta Jewish Academy does have a President's Day weekend but not have a Second Winter Break) - From the release from school for President's Day Weekend/Winter Break until 5:00 p.m. prior to the return to school.	Mother	Father
Purim: From the release from school on the Fast of Esther or 3:00 p.m. if school is not in session until the return to school the day following Purim or 9:00a.m. if school is not in session.	Father	Mother
Passover- 1st Seder: From the release from school on Erev Pesach or 3:00 p.m. if school is not in session until the day following the first Seder at 3:00 p.m.	Mother	Father
Passover- 2nd Seder: From 3:00 p.m. on the second day of Passover until 3:00 p.m. on the 3 rd day of Passover	Father	Mother
Passover – First Half: From 3:00 p.m. on the 3 rd day of Passover until 3:00 p.m. on the 5 th day of Passover	Father	Mother
Passover – Second Half: From 3:00 p.m. on the 5 th day of Passover until 5:00 p.m. the evening prior to returning to school from the Passover Break.	Mother	Father
Shavuot- From the release from school on Erev Shavuot, or 3:00 p.m., if school is not in session, until the return to school following the 2 nd day of Shavuot, or 9:00a.m. if school is not in session.	Father	Mother
Rosh Hashanah- 1st Day: From the release from school on Erev Rosh Hashanah or 3:00 p.m. if school is not in session until 3:00 p.m. on the 1 st day of Rosh Hashanah	Father	Mother
Rosh Hashanah- 2nd Day: From 3:00 p.m. on the first day of Rosh Hashanah until the return to school after the 2 nd day of Rosh Hashanah or 9:00a.m. if school is not in session.	Mother	Father
Yom Kippur: From the release from school on Erev Yom Kippur, or 3:00 p.m. if school is not in session, until the return to school on the day following Yom Kippur, or 9:00a.m. if school is not in session.	Father	Mother
Sukkot First Day: From the release from school on Erev Sukkot, or 3:00 p.m., if school is not in session, until the 1 st day of Sukkot at 5:00 p.m.	Mother	Father
Sukkot Second Day: From 1st day of Sukkot at 5:00 p.m. until the 2nd Day of Sukkot at 5:00 p.m.	Father	Mother
Sukkot Chol Hamoed First Half: Commencing upon 5:00 p.m. on the 2 nd day of Sukkot and continuing until 4 th day of Sukkot at 5:00 p.m.	Father	Mother
Sukkot Chol Hamoed Second Half: Commencing upon 5:00 p.m. on the 4 th day of Sukkot at 5:00 p.m. until Erev Shemini Atzeret at 3:00 p.m.	Mother	Father

Holiday	Even Years	Odd Years
Shemini Atzeret and Simchat Torah - From Erev Shemini Atzeret at 3:00 p.m. until 5:00 p.m. the evening prior to the return to school on the day following Simchat Torah, or 9:00a.m. if school is not in session.	Father	Mother

Unaddressed holidays. During the school year, any holidays or teacher workdays not specifically addressed herein that fall on a Monday or Friday shall attach to the adjoining weekend such that the parent with the weekend shall also have the Minor Child for that Friday or Monday. If the holiday falls on a Monday, the parents shall transition the Minor Child upon the return to school on Tuesday. If the holiday falls on a Friday, the parties shall transition the Minor Child upon the release from school on Thursday. Any holidays not otherwise addressed, or that do not fall on a Monday or Friday, shall follow the Regular Schedule. During the summer break from school, in the event that a holiday is not specifically addressed in this agreement, it shall follow the Regular Parenting Time Schedule set forth herein except that Memorial Day and Labor Day (if they fall during the Summer Recess and not during the school year) shall attach to the preceding weekend such that the parenting transition shall occur on the following Tuesday return to school following the holiday.

Birthdays. The parent that does not have parenting time on the Child's birthday shall be entitled to spend 4 hours with the Child if her birthday falls on a weekend and 2 hours with the Child if the birthday falls on a weekday. Each parent shall have the Child on his or her own birthday from release of school or 9:00 a.m. if no school until return to school the following day or 9:00 a.m. if no school.

G. SCHEDULE CONFLICTS

If there is a conflict in the custodial schedule, the order of priority is as follows: 1) Birthdays, 2) Jewish holiday, 3) Secular holiday, 4) summer, 5) routine schedule.

H. TRANSPORTATION ARRANGEMENTS

Each party shall take the Child timely to all activities and appointments that are scheduled during his or her parenting time, including during holidays and summer. Both parties shall be allowed to attend and partake in any school or extra-curricular events or activities.

Father shall be responsible for picking up and dropping off the Child at the beginning of and end of his parenting time at either Mother's residence or the Child's school/camp or activity, as applicable.

I. RELOCATION

If either party changes residence while the custodial provisions are in effect, the party changing his or her residence shall notify the other party of the intent to change residence at least thirty (30) days in advance. Said notification shall be in writing and shall include the location of the new residence, the complete new address, and the new telephone number.

In the event that either party intends to relocate out of the state of Georgia, the party changing his or her residency out of state shall notify the other party of the intent to change residence at least ninety (90) days in advance. Said notification shall be in writing and shall include the location of the new residence, the complete new address, and the new telephone number.

J. COMMUNICATION

Each party and the Child shall have the right to communicate with each other via telephone, email, text messages, or any other similar method at any reasonable time and for reasonable periods of time. Each of the parties agrees to keep the other reasonably informed of the whereabouts of the Child.

K. OTHER PROVISIONS

1. **Right of First Refusal.** In the event a party cannot care for the Child during his or her physical custodial parenting time for an overnight, Mother and Father agree that—prior to using third-party caretakers—he or she will first inform the other parent of same, so that the other parent can choose whether or not to exercise his or her first right of refusal to parenting time with the Child. The parent with custody at the time shall provide at least twenty-four (24) hours advance written notice of same and the other parent shall have four (4) hours to respond in writing. It is the responsibility of the party exercising his or her physical custodial parenting time to find suitable, alternative childcare for the Child should the other parent not exercise his or her first right of refusal.
2. **Promotion of Child’s Relationship with Each Parent.** Each parent shall endeavor to encourage a loving and close relationship between the minor child and the other parent. Neither parent shall do, or attempt to do or threaten to do any act that may tend to injure, maltreat, vilify, harass or hamper the natural development of the minor child’s love and affection.
3. **Travel Itineraries.** Each party shall provide itineraries to the other party fourteen (14) days in advance when travelling out of town with the minor child and each shall provide the other with emergency telephone access and itineraries during such trips consisting of dates and modes of travel, and destination address. Both parties shall cooperate to sign any documents required to allow the Child to travel including a passport.
4. **References to Mother and Father.** Neither parent shall permit anyone other than the parties to be called “mother” or “father” or any equivalent, by the Child.
5. **Child Should Not be Utilized as Messenger.** Neither parent shall utilize the Child to communicate adult information and adult messages via the Child.

6. **Child's Homework and Projects.** If the Child has homework and projects that need to be completed during the parties' scheduled parenting/visitation time, the parties shall see to it that the Child completes her homework and projects.

L. MODIFICATION OF PLAN

Over time, as each Child's and family circumstances/needs change, parties may, by mutual agreement, vary the parenting schedule. Such altered agreements shall not be a binding Court Order and custody shall only be modified by a Court Order.

M. WAIVER

Nothing in this Agreement shall be deemed a waiver by either party, if he or she is the surviving parent, of his or her right to be the guardian of the Child.

N PARENTS' CONSENT

1. We recognize that a close and continuing parent-child relationship and continuity in the Child's life is in the Child's best interest.

Mother's Initials: _____ **Father's Initials:** _____

2. We recognize that our Child's needs will change and grow as the Child mature; we have made a good faith effort to take these changing needs into account so that the need for future modifications to the parenting plan is minimized.

Mother's Initials: _____ **Father's Initials:** _____

3. We recognize that the parent with physical custody will make the day-to-day decisions and emergency decisions while the Child is residing with such parent, subject to Mother being immediately notified of any emergency and her decision making shall control once notified.

Mother's Initials: _____ **Father's Initials:** _____

We knowingly and voluntarily agree on the terms of this Parenting Plan. Each of us affirms that the information we have provided in this Plan is true and correct.



[Redacted] ("Mother")

[Redacted] ("Father")

[Redacted]

[Redacted]

**IN THE SUPERIOR COURT OF DEKALB COUNTY
STATE OF GEORGIA**

)	
)	
Plaintiff,)	
)	CIVIL ACTION
and)	
)	FILE NO.
)	
)	
Defendant.)	
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ORDER

The Court has reviewed the foregoing Permanent Parenting Plan, and it is hereby made the Order of this Court.

This Order entered this _____ day of _____, 2015.

THE HONORABLE _____
JUDGE, DEKALB COUNTY SUPERIOR COURT