

IN THE COURTS OF SANTA ROSA COUNTY, FIRST JUDICIAL CIRCUIT,  
OF THE STATE OF FLORIDA

Administrative Directive No. 2008-9

IN RE: Implementation of Standard Parenting Plan With Domestic Violence

ORDER

Effective immediately, the attached Standard Parenting Plan with Domestic Violence Injunction is promulgated and effective.

DONE AND ORDERED, in Chambers at Milton, Santa Rosa County, Florida this the 16th day of December, 2008.



R.V. SWANSON  
Administrative Circuit Judge

Copies furnished to:

All Judges, Santa Rosa County  
Hon. Kim A. Skievaski, Chief Judge  
Honorable Mary Johnson, Clerk of Court, Santa Rosa County  
Robin Wright, Court Administrator  
Brenda Van Brussel, Court Operations Manager  
Fern Pearson  
Clerk, Family Law Division, Santa Rosa County

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT  
IN AND FOR SANTA ROSA COUNTY, FLORIDA

STANDARD PARENTING PLAN  
With DOMESTIC VIOLENCE INJUNCTION

WHEREAS, a Domestic Violence Injunction has been issued against the Respondent Parent and it is in the best interest of the minor child(ren) to provide for temporary parental responsibility and a temporary parenting plan, the Court hereby orders as follows:

1. DURATION

This parenting plan is intended to be a temporary resolution of the parenting issues until such time as further orders of the court may be entered in an applicable family law case.

2. PARENTAL RESPONSIBILITY

Pursuant to the terms of the Domestic Violence Injunction to which this plan is attached, one of the parents has been assigned sole parental responsibility because of the existence of domestic violence and the entry of the Domestic Violence Injunction. The party assigned sole parental responsibility shall have full decision making authority regarding the minor child(ren) in all areas described in Section 61.13, *Florida Statutes*, until further order of the court.

3. TIME SHARING PLAN

The parties/parents shall have parenting time according to the following plan until further order of the court. The terms of the Domestic Violence Injunction control whether the parties may have contact with each other to facilitate this time sharing plan or whether they must use a third party facilitator.

WEEK	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	G PET G RESP	G PET G RESP	G PET # RESP	G PET G RESP	G PET # RESP	G PET # RESP	G PET # RESP
2	G PET G RESP	G PET G RESP	G PET # RESP	G PET G RESP	G PET G RESP	G PET G RESP	G PET G RESP
3	G PET G RESP	G PET G RESP	G PET # RESP	G PET G RESP	G PET # RESP	G PET # RESP	G PET # RESP
4	G PET G RESP	G PET G RESP	G PET # RESP	G PET G RESP	G PET G RESP	G PET G RESP	G PET G RESP

The above schedule shall be followed for subsequent weeks.

The parenting times above shall start from the time school recesses, or one (1) hour after school if the child(ren) need(s) to retrieve personal items from the other parent (the one (1) hour does not apply if the parent beginning parenting time supplies all necessary clothing, accessories, etc.), or it starts otherwise at 6:00 p.m. if due to work related reasons the parent beginning parenting time is unable to start parenting time after school recesses. Parenting time continues through the morning until the other parent's next parenting time begins. If school is in session, the child(ren) shall be taken to school by the parent whose parenting is ending. If school is not in session, the child shall be returned to the other parent's residence, or day care (if applicable), by 9:00 a.m. Once the child(ren) is/are picked up to begin parenting time, it is that parent's responsibility to house and care for the child(ren) during this time period unless the other parent agrees that the child(ren) should be returned early.

Weekday Parenting Time: Weekday parenting time shall begin from the time school recesses, or it starts otherwise at or before 6:00 p.m. if the parent is unable to start parenting time after school recesses. Parenting time shall end at 8:00 p.m.

1. HOLIDAY, ACADEMIC BREAKS, SIGNIFICANT DAYS

The time sharing plan selected above shall be modified by the holiday, academic break and significant day schedule below:

A. Holidays: In odd-numbered years, the following parent

# Petitioner

shall have Memorial Day, the Thanksgiving holiday, Martin Luther King, Jr. Day and Halloween.

# Respondent

shall have July 4<sup>th</sup>, Labor Day, President's Day and Veteran's Day.

In even-numbered years, this schedule is reversed. It is recognized that holiday parenting time is an interruption of and supersedes regular weekday, weekend, and any uninterrupted summer parenting time. Holidays and other parenting times shall be governed by the schedule of the public school in the district where the child has been designated to attend school. At the conclusion of any holiday parenting time, the previously established parenting schedule shall resume as if there was no interruption unless otherwise agreed to by both parents.

B. Thanksgiving Holiday. Thanksgiving holiday begins from the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent having parenting time supplies all clothing, accessories, etc.) or it starts otherwise at 6:00 p.m. if the parent beginning parenting time is unable to start parenting time after school recesses. **Parenting time ends the following Monday morning when school reconvenes. The parent ending parenting time shall take the child(ren) to school on the scheduled morning that school reconvenes, return the child(ren) to the other parent or day-care provider, no later than 9:00 a.m.**

C. Christmas Vacation. The Christmas holiday period shall be divided by the total number of days for the Christmas holidays. Christmas parenting time shall start at the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent having parenting time supplies all clothing, accessories, etc.) or it starts otherwise at or before 6:00 p.m. if the parent beginning parenting time is unable to start his/her parenting time after school recesses. Christmas parenting time ends when school reconvenes. In even-numbered years, the following parent:

# Petitioner

shall have the child(ren) the first half of this Christmas holiday period.

In odd-numbered years, the following parent

# Respondent

shall have the child(ren) the first half of this Christmas holiday period. The child(ren) transition(s) to the other parent for the second half of the Christmas vacation at 12:00 p.m. on the day between the two halves of Christmas vacation (if the calculated number of days of Christmas vacation is odd) or on the first day of the second parent's time (if the calculated number of days of Christmas vacation is even).

Splitting the holiday period equally can result in one parent having both Christmas Eve and Christmas Day. Parents are encouraged to work together so that the parent without one of these two days spends at least some time with the child(ren) on one or both of these days.

D. Easter. Easter often falls within spring break vacation. In the event it does not, then the following parent:

# Petitioner

shall have the child on Easter from 8:00 a.m. through 9:00 a.m. Monday morning during the odd-numbered years, and the following parent

# Respondent

shall have the parenting time during even-numbered years.

If Easter falls within the spring break vacation period parenting time shall be pursuant to Paragraph E. below.

E. Spring Break. The following parent

# Petitioner

shall have the parenting time with the child(ren) for spring break during even-numbered years and the following parent

# Respondent

shall have the parenting time during odd-numbered years.

Spring break parenting time shall commence from the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent having parenting time supplies all clothing, accessories, etc.) or it starts otherwise at or before 6:00 p.m. if the parent beginning parenting time is unable to start his/her parenting time after school recesses. This vacation period shall end the morning school reconvenes. The parent ending parenting time shall take the child to school on the scheduled morning that school reconvenes, return the child(ren) to the other parent or day-care provider no later than 9:00 a.m.

F. Fall Break. In the event the child(ren)'s school elects to have a Fall break, the following parent

# Petitioner

shall have the parenting time with the child(ren) during odd-numbered years and the following parent

# Respondent

shall have the parenting time during the even-numbered years.

Fall break parenting time shall commence from the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent having parenting time supplies all clothing, accessories, etc.) or it starts otherwise at or before 6:00 p.m. if the parent beginning parenting time is unable to start his/her parenting time after school recesses. This vacation period shall end the morning school reconvenes. The parent ending parenting time shall take the child to school on the scheduled morning that school reconvenes, return the child(ren) to the other parent or day-care provider no later than 9:00 a.m.

- G. Birthdays. In odd-numbered years the child shall celebrate his or her birthday at the home of the following parent:

**# Petitioner**

In even-numbered years the child shall celebrate his/her birthday at the home of the following parent:

**# Respondent**

If the child attends school, parenting time shall commence from the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent having parenting time supplies all clothing, accessories, etc.) or it starts otherwise at or before 6:00 p.m. if due to work related reasons the parent starting parenting time is following morning when the child is either returned to school or by 9:00 a.m. to the other parent's residence or day-care (if applicable). If the child is not of school age, that child can be picked up by the other parent as early as noon if a parent's schedule permits for exercising birthday visitation. If the birthday celebration falls on a weekend, it will be from 8:00 a.m. through 6:00 p.m. if the parent having the birthday parenting time is not already scheduled to have regular parenting time with the child pursuant to the regular parenting schedule. When appropriate, the parent holding a birthday celebration for the child may wish to consider inviting the other parent to the child's celebration. If the parties have more than one (1) child, the above parenting times apply to all children of the parties.

- H. Father's Day and Mother's Day. The day shall be spent each year with the appropriate parent.

- I. Summers. The following parent

**# Petitioner**

shall have parenting time the first (1<sup>st</sup>) one-half (1/2) of summer break visitation during odd-numbered years, and the second (2<sup>nd</sup>) one-

half (1/2) during even-numbered years. The parent not enjoying his/her summer visitation time shall have the same weekday and weekend visitation the other parent normally has throughout the rest of the year, as well as communication rights, during the summer, except that each parent has a right to have the child for uninterrupted parenting time for two (2) weeks. The parents may agree in writing to a longer or shorter period of uninterrupted parenting time. The uninterrupted parenting time shall occur during that parent's part of summer parenting time unless otherwise agreed in writing. Each party should attempt, when possible, to give the other party as much advance written notice of when they will be exercising uninterrupted parenting time during the summer. Any period of uninterrupted parenting time shall not conflict with any holiday or birthday parenting time unless the parties otherwise agree in writing. Uninterrupted parenting time shall not be construed to supersede a parent's communication rights as provided by the parenting plan.

The summer break parenting time shall commence from the time school recesses, or one (1) hour after school recesses (the one hour does not apply if the parent enjoying parenting time supplies all clothing, accessories, etc.) or it starts otherwise at 6:00 p.m. if the parent starting parenting time is unable to start his/her parenting time after school recesses. Summer break concludes at 6:00 p.m. on the seventh (7<sup>th</sup>) day prior to school reconvening for the next school year. The child(ren) transition(s) to the other parent for the second half of the summer at 12:00 p.m. on the day between the two halves of summer (if the calculated number of days of summer vacation is odd) or on the first day of the second parent's time (if the calculated number of days of summer vacation is even).

If a child is required to attend summer school, the time sharing shall proceed as during the normal school year for the time summer school is in session. Any remaining portion of the summer break, as defined above, shall be equally split between the parents.

J. School Planning Days. Petitioner and Respondent are to divide all school planning days equally. In that regard, the

**# Petitioner**

should notify the other parent at the beginning of each school year as to when all school planning days are scheduled, so that the other parent can make efforts to spend this additional time with their child on a rotating basis. If the parties cannot agree, the

**# Petitioner**

shall have the first school planning day and the parties shall rotate every other school planning day thereafter.

- K. Hours of shared parenting for Memorial Day, Martin Luther King, Jr. Day, July 4<sup>th</sup>, Labor Day, President's Day, Veteran's Day, Halloween, Mother's Day, Father's Day and School Planning Days.

Hours of the above-referenced days shall be from 9:00 a.m. until school begins the following morning (if in session) or otherwise at 9:00 a.m. the following morning when the child is returned to the parent beginning parenting time, or day-care provider if applicable. For Halloween, if school is in session on this day, parenting time shall commence from the time school recesses or as soon as the parent entitled to Halloween can pick up the child.

- L. Other specifics regarding holidays:

---

---

---

---

---

5. GENERAL TIMESHARING PROVISIONS

- A. Trip Itinerary. Each parent has the right to know the whereabouts of the child(ren) when parenting time will be exercised in a different location other than the home. Should either parent have the child(ren) away from their normal residence for a period of more than 24 hours (e.g. for a trip or vacation) then prior to exercising that parenting time such parent shall provide the other with an itinerary of where the child(ren) will be staying by 1) providing addresses and telephone numbers of each location, 2) the length of the stay, 3) the name of all persons who may provide care for the child(ren) during the stay, 4) the departure date, and 5) the date of return/arrival. In case of an emergency involving the child(ren), and in the best interest of the child(ren), each parent is encouraged to communicate with the other (unless prohibited by Court order) when he or she will be traveling away from home for less than 24 hours. Each parent should provide the other parent with telephone number(s), pager number(s), voicemail number(s), or contact information for a third party so the parent may contact the other parent if there is an emergency involving the child(ren).
- B. Scheduled Events. In the event the child has an extracurricular activity or social event (e.g. sporting event, ballet, Scout meeting, school activity, church activity, etc.) both parents are required to assure the child's attendance provided the parents have agreed in writing the child will participate in these activities and the child is not otherwise ill or unable to attend due to extraordinary circumstances. Both parents have the right to be informed as to the schedule of such activities in which the child(ren) are involved and both shall be entitled to attend such activities (unless otherwise prohibited by Court order). Both parents shall make good faith efforts to get the child(ren) to

such activities on time and in appropriate attire. If not attending such activity, the parent who drops the child off for such activity has the duty to ensure the child(ren) is/are picked up from such activity.

- C. Child Support. Non-payment or late payment of child support is not a legal or acceptable reason to deviate from or refuse to follow this schedule. Conversely, denial of parenting time will not legally justify non-payment or late payment of child support. Denial of parenting time may subject the denying parent to sanctions (punishment) by the Court.
- D. Grandparents. Grandparents usually have a desire to maintain a relationship and contact with their grandchildren. Likewise, grandchildren benefit from maintaining a strong and loving relationship with their grandparents. The parents are strongly encouraged to share parenting time with the paternal and maternal grandparents.
- E. Waiting. The child(ren) and a parent shall have no duty to await the arrival of the other parent for more than thirty (30) minutes. If the child(ren) is/are not picked up by a parent within that time, then time-sharing shall be forfeited for that period unless the parent's delay is excused by illness, extended work hours, or a physical impossibility to arrive on time or a telephone call explaining the reason for the delay before the thirty (30) minutes have elapsed.
- F. Cancellation by a parent. Forty-eight (48) hours notice shall be given by one parent to the other parent if time-sharing will not be exercised for any scheduled time-sharing. Otherwise, the parent who will be exercising his/her time-sharing is expected to pick up the child at the appointed time. Any time-sharing that is canceled without forty-eight (48) hours notice by a parent shall be forfeited unless the lack of time-sharing is caused by illness, extended work hours, or a physical impossibility to pick up the child(ren).

In the event a child is ill and unable to safely leave the home, the parent who has the child in his/her care shall give the other parent twenty-four (24) hours notice, if possible, in order that appropriate alternate plans can be made.

## 6. MODIFICATION OF PARENTING PLAN

Parents are encouraged to vary terms of the parenting plan as best meets the needs of the child(ren) first and the parents last. No modification (oral or written) is enforceable by the Court unless and until it is presented to the Court and made part of a court order.