

IN THE SUPERIOR COURT OF COBB COUNTY
STATE OF GEORGIA

_____,
PETITIONER,

VERSUS

_____,
RESPONDENT.

CIVIL ACTION FILE NUMBER

**RESPONDENT’S ANSWER TO PETITIONER’S PETITION FOR LEGITIMATION AND COUNTERCLAIM FOR
CUSTODY AND CHILD SUPPORT**

My name is _____, and I hereby file this *Answer and Counterclaim for Custody and Child Support* as follows:

1.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 1 of Petitioner’s *Petition for Legitimation*.

2.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 2 of Petitioner’s *Petition for Legitimation*.

3.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 3 of Petitioner’s *Petition for Legitimation*.

4.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 4 of Petitioner’s *Petition for Legitimation*.

5.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 5 of Petitioner’s *Petition for Legitimation*.

6.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 6 of Petitioner's *Petition for Legitimation*.

7.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 7 of Petitioner's *Petition for Legitimation*.

8.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 8 of Petitioner's *Petition for Legitimation*.

9.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 9 of Petitioner's *Petition for Legitimation*.

10.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 10 of Petitioner's *Petition for Legitimation*.

11.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 11 of Petitioner's *Petition for Legitimation*.

12.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 12 of Petitioner's *Petition for Legitimation*.

13.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 13 of Petitioner's *Petition for Legitimation*.

14.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 14 of Petitioner's *Petition for Legitimation*.

15.

Respondent (CIRCLE ONE: ADMITS OR DENIES) the allegations contained in Paragraph 15 of Petitioner's *Petition for Legitimation*.

(Attach additional pages if necessary)

COUNTERCLAIM FOR CUSTODY AND CHILD SUPPORT

1. Subject Matter Jurisdiction and Venue: This Court has jurisdiction over the subject matter and parties in this action, and venue is proper in this Court.

2. Minor Children: The Petitioner and I are the parents of _____ minor children, listed below:

Name of Child	Sex	Date of Birth	Lives with (Mother, Father, Other)

3. Children’s Current Residence: The minor children currently live at _____ in _____ County, with the following people: _____

The children have lived at this address since approximately _____.

4. Children’s Past Residences: During the past five years, the children has lived at the following addresses:

Name of Person	Person’s Current Address

5. People With Whom Children Have Lived: During the past five years, the children have lived with the following people:

Name of Person	Person’s Current Address

6. Other Court Cases About Children:

[Check only one (1) box.]

- (a) I have never participated as a party or a witness or in any other capacity in any other litigation concerning the custody or visitation with the minor children in this or any other state.
- (b) I have participated in other litigation concerning the custody of the minor children in Georgia or another state. The court, case number, and date of any order concerning custody or visitation under the other litigation are as follows:

7. Other Proceedings That Could Affect Custody or Visitation in This Case:

[Check only one (1) box.]

- (a) I do not have any information of any proceeding that could affect this case, including proceedings for enforcement and proceedings relating to family violence, protective orders, termination of parental rights, and adoptions in this or any other state.
- (b) I have information about a proceeding that could affect this case, including proceedings for enforcement and proceedings relating to family violence, protective orders, termination of parental rights, or adoptions in this case or another state. The court, the case number, and the nature of the proceeding are as follows:

8. Others Claiming Custody or Visitation:

[Check only one (1) box.]

- (a) I do not know of any other person who is not a party to this case, who has physical custody of the children or who claims to have custody or visitation rights with respect to the children.
- (b) I know of someone who is not a party to this case, who has physical custody of the children or who claims to have custody or visitation rights with respect to the children. The names and present addresses of the person(s) are:

Name of Person	Person's Current Address

9. Child Custody and Visitation: I believe that the following custody arrangement is in the best interests of the children:

[Check and complete only one (1) box.]

- (a) The Petitioner and I should share joint legal custody of the children and I should have primary physical custody of the children with the Petitioner having reasonable visitation rights.
- (b) I should have sole legal custody and primary physical custody of the children with the Petitioner having reasonable visitation rights.
- (c) I should have sole legal custody and primary physical custody with the Petitioner having limited, supervised visitation rights with the children for the following reasons:

- (d) I should have sole legal custody and physical custody with the Petitioner having no visitation rights with the children for the following reasons:

- (e) Other:

10. Child Support:

[Check and complete only one (1) box.]

- (a) The Petitioner has income or is capable of earning sufficient money to support the minor children. Based on the Petitioner’s gross income of \$_____ per month, and the Georgia Child Support Guidelines (O.C.G.A. § 19-6-15), the Petitioner should pay an amount of support between \$_____ and \$_____ per month.
- (b) Based on my gross income of \$_____ per month, and the Georgia Child Support Guidelines (O.C.G.A. § 19-6-15), I can pay the Petitioner an amount of child support between \$_____ and \$_____ per month.

11. Health Insurance for Children:

[Check only one (1) box.]

- (a) The Petitioner should be ordered to maintain a policy for medical, dental, and hospitalization insurance for the minor children.
- (b) I already provide health insurance for the children, and the Petitioner should be required to reimburse me for a fair share of the cost each month.
- (c) I am not asking the Court to address this issue in this case.

12. Other Medical Expenses for Children:

[Check only one (1) box.]

- (a) The Petitioner should be responsible for all expenses incurred for the children’s medical, dental, and hospital care that are not covered by insurance.
- (b) The Petitioner and I should share the cost of expenses incurred for the children’s medical, dental, and hospital care, that are not covered by insurance.
- (c) I am not asking the Court to address this issue in this case.

13. Life Insurance Support to Children:

[Check only one (1) box.]

- (a) The children depend on the Petitioner for support, and therefore the Petitioner should maintain a policy of insurance on the Petitioner’s life, with a face amount of _____, for the benefit of the minor children. The Petitioner should maintain a policy for so long as at least one of the children is a minor or is otherwise entitled to child support.
- (b) I am not asking the Court to address this issue in this case.

FOR THESE REASONS, I REQUEST THE FOLLOWING RELIEF:

[Check all that apply.]

- (a) That the custody and visitation for the children be ordered according to Paragraph 9;
- (b) That child support, health insurance, medical expenses, and life insurance for the support of the children be ordered according to Paragraph 10, 11, 12, and 13;
- (c) That a *Rule Nisi* be scheduled by the Court to decide on the relief I have requested;
- (d) That the Court issue its *Standing Order*;
- (e) That the Court order any and all other relief that the Court finds appropriate.

Signed this _____ day of _____, 20____.

(Sign your name here before notary) Respondent, *Self-Represented*

Respondent's Name (Print or Type): _____

Respondent's Address: _____

Respondent's Telephone Number: _____

Sworn to and affirmed before me
this _____ day of _____, 20____.

NOTARY PUBLIC

My Commission Expires: _____

(Notary Seal)