

**IN THE DISTRICT COURT OF COURTDISTRICT JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF COURTCOUNTY  
MAGISTRATE'S DIVISION**

_____	)	Case No: _____
PETITIONER,	)	
	)	<b>WAIVER OF THE RULES OF</b>
	)	<b>EVIDENCE FOR INFORMAL</b>
_____	)	<b>CUSTODY</b>
RESPONDENT.	)	
_____		

**I consent to proceed as follows:**

**Section A: My Rights**

- I have been told I should discuss the Informal Custody Trial process with my lawyer. I have had the chance to discuss the Informal Custody Trial Process with a lawyer or I have decided not to discuss the process with a lawyer.
- I waive the normal question and answer manner of trial and I agree the court may ask me questions about the case.
- I agree to waive the rules of evidence in this Informal Custody Trial. Therefore:
  - The other party can submit any document or physical evidence he or she wishes into the record.
  - The other party can tell the court anything he or she feels is relevant.

**Section B: Voluntary Acknowledgement**

- I understand the following:
  - My participation in this Informal Custody Trial process is strictly voluntary, and that no one can force me to agree to this process.
  - Documents, physical evidence, and testimony will be admitted during the Informal Custody Trial process, and the court will determine what weight will be given to the evidence.

- My rights on an appeal are extremely limited. I understand that, if I appeal, the court will be reviewing a transcript of the hearing and I will not be able to challenge any of the documents or testimony that was considered during the Informal Custody Trial Process. The only issue on appeal will be whether the court abused its discretion in reaching its findings and conclusions and it is unlikely an appeal will result in a different outcome.
- I have told my lawyer (if I have one), all the details of my situation or I have considered all the facts I believe the other person will testify to about me, whether true or not.
- I give this matter to the court freely and voluntarily to make a decision on the terms of child custody and child support.
- I am confident I understand the Informal Custody Trial process.
- I have not been threatened or promised anything for agreeing to this Informal Custody Trial process.

Dated this day of \_\_\_\_\_.

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Signature

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Printed Name

**IN THE DISTRICT COURT OF COURTDISTRICT JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF COURTCOUNTY  
MAGISTRATE'S DIVISION**

	)	Case No: _____
PETITIONER,	)	
	)	<b>ISTARS ROA CODE: CICT1</b>
	)	
	)	<b>CONSENT TO INFORMAL CUSTODY</b>
RESPONDENT.	)	<b>TRIAL</b>

**I consent to proceed as follows:**

1. The person bringing the action before the court presents their case first, under oath. The person is not questioned by lawyers, but may be questioned by the court to develop evidence required by the Idaho Child Support Guidelines and child custody evidence required by Idaho Code 32-717.
2. The court asks the lawyer, if any or the moving party if there are any other items to be discussed.
3. The process is then repeated for the other person.
4. If there is a guardian ad litem or other expert, the expert's report is entered into evidence as the court's exhibit. If either party or the court desires, the expert may be questioned under oath.
5. The parties present any documents they want the court to consider.
6. Next, the parties may present testimony and documents to contradict or oppose the other party's testimony.
7. The lawyers involved or self-represented parties are given the opportunity to make legal argument.
8. The court will make a decision.

**I consent to submit the following information to the Court:**

- The names of my children and their ages.
- The current parenting arrangement, (i.e. when the children are with each parent).
- What I want for a custody schedule, (i.e. what days, holidays, etc. I want the children with me).
- The reasons I want this schedule.

- Why my proposed schedule protects the best interests of the children.
- How my schedule makes certain the other parent will also have a significant and meaningful opportunity to parent.
- My gross income.
- Whether I provide health insurance for the children, and if so, what it costs.
- The medical co-payments and deductibles for the children.
- The amount of support I pay for the support of other children I have with another person.

I have had the opportunity to ask the court about the Informal Custody Trial process. In order to minimize the negative effects of the parent's separation, I agree to have the court decide the child custody and child support issues in this case.

Dated this day of \_\_\_\_\_.

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Signature

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Printed Name