

STATE OF MAINE

DISTRICT COURT

Location: _____

Docket No. _____

IN RE: _____

Minor Child

JURISDICTIONAL AFFIDAVIT

4 M.R.S. § 152(5-A)

Pursuant to 4 M.R.S. § 152(5-A), in order for the District Court to accept a for filing a petition for guardianship, adoption, or name change concerning a minor child, there must already be a **pending** case in the District Court concerning custody or other parental rights concerning that child, OR a case involving the child must have already been **transferred** from a Probate Court.

A “pending” case is a case that has been filed in a District Court, is being litigated in that court, and/or is awaiting decision by that court. In order to assist the District Court in determining whether it has jurisdiction, you must provide the following information:

1. Petitioner’s(s’) names(s), date(s) of birth, address(es), and telephone number(s):

2. Petitioner(s) wish/es to file a guardianship, adoption, or name change case involving the following child(ren) (provide name, date of birth, and address of minor child(ren)):

3. Relationship of petitioner(s) to minor child: _____

Petitioner(s) claim/s that the District Court has jurisdiction over this case because (**CHECK ALL THAT ARE TRUE**):

A. There is a case concerning the child(ren) that is currently pending before a Maine District Court. The case name is _____, docket number _____, and it is pending in the _____ District Court.

B. There is a **second** case concerning the child(ren) that is currently pending before a Maine District Court. The case name is _____, docket number _____, and it is pending in the _____ District Court.

C. Although there is no pending case in the District Court, a guardianship, adoption, or name change case concerning the child was transferred from a Probate Court to the District Court. The name of that case is _____, its docket number is _____, and it was transferred from _____ Probate Court to the _____ District Court.

4. **(CHOOSE ONE)** There is / is not a guardianship, adoption, or name change case concerning the minor child that is currently pending before any Maine Probate Court.

5. **(CHOOSE ONE)** There is / is not a judgment or order issued by the _____ Court that currently affects the care and custody of the child(ren). A copy of that order is attached.

6. Name, date of birth, address, and telephone number of all the child’s legal parents:

7. Name, date of birth, address, and telephone number of child’s guardian, custodian, or anyone else with custody claims to the child:

I understand that, if I give false information on this form, I may be subject to a determination that I am in contempt of court, and I may be sanctioned for that contempt.

Date: _____

Petitioner Signature

Date: _____

Petitioner Signature

STATE OF MAINE

_____ COUNTY

Personally appeared the above-named _____ and _____, and made oath that the foregoing statements are true under penalty of perjury.

Before me,

Date: _____

Attorney at Law / Notary Public / Register / Clerk