

**STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND
FAMILY DIVISION**

CAROL BRADY,

Plaintiff,

Vs.

Case No. 75-105555-DM
HON. JOHN B. WILLIAMS

MICHAEL BRADY,

Defendant.

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SAMPLE ORDER REGARDING PARENTING TIME DIRECTIVES

At a session of said Court held in
City of Pontiac, Oakland County, MI
On: _____

PRESENT: HONORABLE: _____
CIRCUIT COURT JUDGE

This Matter having come before the Court by Plaintiff's Motion along with stipulation of the parties; and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED AS FOLLOWS:

1. Parenting Time Exchanges:

- a. School Day Exchanges: The children's school shall be used for pick-ups and drop-offs when possible to reduce transitions for the children. If the children are released early from school, then the parent assigned parenting time that evening is responsible to pick-up the children. The parent with the alternating weekend is responsible to pick up the children at the end of the school day on Friday and return the children to school on Monday morning. Only the parent assigned parenting time shall be present at the children's school during the pick-up and drop-off to prevent any confusion for the minor children.

- b. **Non-School Day Exchanges:** The party ending parenting time is responsible to drop off the children at the parent's home using a curbside exchange process (party dropping off remains in the car and the other party remains inside the home. The children shall immediately exit the car and the party dropping off shall immediately leave).

[TIP: If it is best for parents to do pick-up/drop-off at a neutral exchange location on non-school days, then consider a library with a calm family environment where the children may enjoy selecting books or movies compared to a busy fast food restaurant. Two libraries may be selected for drop-off and pick-up to ensure each parent has a location close to home with a library card available.]
2. **Reunification Therapy:** The parties will alternate bringing the children to weekly reunification therapy with Dr. Douglas Park, Licensed Psychologist (313-565-5937) based on the following:
 - a. If therapy is not covered by insurance, each party will pay for 50% of each session. If either party fails to bring the children to a scheduled session without good cause, that party shall pay 100% of the next 2 sessions along with any cancellation fees. Each party shall schedule sessions for his/her applicable weeks in March and April by February 28, 2019. At the end of each session, each party shall schedule an additional session until further order of the Court.
 - b. While the therapy sessions are confidential, Dr. Park is authorized to communicate by email to both parties and any attorneys of record or the court as necessary, to verify each party is cooperating in good faith with the therapy sessions. Each party shall cooperate with signing a release to effectuate this provision.
3. **Communications with the Children:** Phone calls with the children during the other party's parenting time are suspended until further written agreement or order of the Court. Each parent may send the children a brief text prior to 7:00 p.m. to greet the children, and the children will respond within 1 hour.
4. **Cellular Phones:** Each parent has authority to provide a cellular phone for the children during that parent's assigned parenting time, however, each parent may also restrict phone usage to limit tracking apps and communications that interfere with parenting time. Other than what is specifically required in this order, each parent retains the right to institute rules related to the children's cell phone use during his/her own parenting time.
5. **Court Documents & Disparaging Language:** Neither parent shall provide court documents to the children or discuss the status of any court related issues with the children nor shall they allow others to do so. Neither party shall use disparaging language regarding the other party nor shall they allow any third party to do so. The children shall not be used to transfer information or questioned about activities with the other party.
6. **Our Family Wizard:** The parties shall communicate regarding their children exclusively through Our Family Wizard, except in the event of an emergency via text messages, based on the following terms:
 - a. Each party shall sign-up for an Our Family Wizard (OFW) account within 14 days of entry of this Order with each party responsible to pay his/her annual fees.

- b. Each party shall limit the communication to joint legal decision-making issues or important issues directly impacting the children's well-being. The communications should aim to be brief and limited to significant issues only.
 - c. If an entry requires a response, the receiving parent shall respond within 48 hours unless the entry itself indicates a longer time frame is acceptable.
 - d. Each party shall timely enter medical appointments scheduled during his/her parenting time into the OFW calendar.
 - e. Neither party shall allow a third party to communicate through Our Family Wizard on his/her behalf.
 - f. The parties shall use the OFW expense feature to record all reimbursable expenses with a receipt attached to each request for payment.
 - g. Each party authorizes all entries on his/her account to be viewable via a Professional Account for anyone assigned by court order to monitor the account.
 - h. Each party shall renew and pay the OFW annual subscription, until further order of the Court.
7. Extra-curricular Activities: Neither party shall enroll the children in any activities that are scheduled during the other party's parenting time without advanced mutual written agreement through Our Family Wizard. Both parties may attend the children's activities, however, the parent with parenting time will continue to be the primary parent during the event and the other party will remain on the other side of the field/gym without interfering with assigned parenting time so the children will not be caught in the middle of adult issues. The parties agree the uniform and related items shall belong to the children.
8. School & Other Forms: Neither party shall submit any forms relating to the minor children without first providing such forms to the other party for review and written consent (this does not include joint consent for an activity that only falls on one parent's scheduled evening such as a library reading program). This shall include, but not be limited to, any forms relating to the children's school, healthcare, extracurricular activities and the like. Consent by the other party shall not be unreasonably withheld. The parent registering the child shall ensure all related dates are added to OFW.
9. Children's Clothes and Items: The children have the right to bring his/her items between each parent's home. This does not limit a parent's right to set rules and limitations regarding use of personal items during parenting time.
10. Attorney fees: Should either party prevail on a motion to enforce the terms of this Order, that party shall be entitled to reasonable attorney fees and costs.
11. Preservation Clause: All provisions of prior Orders in this matter, which are not inconsistent with this Order, shall remain in full force and effect.

HON. JOHN B. WILLIAMS
Circuit Court Judge

Other Sample Language for Parental Alienation Cases

1. Alcohol: Defendant shall not drink alcohol during parenting time with the minor children and shall comply with the following testing devices to be paid by Defendant:
 - a. Nationwide Interlock: This device shall be installed on Defendant's 1971 Plymouth Satellite Wagon within 14 days of execution of this Order. Defendant shall not drive with the children without first using the Nationwide Interlock testing device. Defendant shall sign all necessary documents to grant access to Plaintiff's attorney of record for the Nationwide Interlock reports in Defendant's name.
 - b. Soberlink: As of March 1, 2019, Defendant shall participate in Soberlink Level 2 premium plan testing with daily testing at 8:00 am, 3:00 pm and 10:00 pm. The test results shall be provided daily in real-time to Plaintiff by text.
2. Illness: If the children are unable to attend parenting time due to an illness then the parties shall meet at urgent care or the children's pediatrician.
3. Jobs: Parenting time takes priority over the children's work schedule. Each party shall ensure that the minor children are not scheduled for work during the other party's time.
4. Social Media: Neither party shall post any items on social media related to the divorce or the other parent. Each parent shall also ensure that the children do not post anything negative on social media regarding either parent or issues related to this case.
5. Parenting Coordinator: Pursuant to MCL 722.27c, Fred Rogers is appointed as the parenting coordinator for the minor children and the parties, for a one-year term. The parties shall equally share the parenting coordinator's fees. Per agreement of the parties, Mr. Rogers has authority to make binding recommendations under MCL 600.5071 & 600.5072, on certain issues identified in this order if the parties are unable to reach agreement within a reasonable time. The written recommendations shall be issued directly to the parties, his/her attorney of record, and the court. Each party shall have 21 days from the date of the recommendation to make written objections. The recommendation of the Parenting Coordinator shall be followed until a contrary order is entered by the Court. A consent order appointing the parenting coordinator including the necessary terms such as authority, rights, reporting requirements, compensation, etc. is required.
6. <https://www.oakgov.com/courts/foc/Documents/forms1/ptguidelines.pdf> states the below: CHILD'S REFUSAL - If a child is reluctant to participate in parenting time, each parent is responsible to ensure the child complies with the scheduled parenting time. In no event shall a child be allowed to make the decision as to whether scheduled parenting time takes place. A child may not legally determine where he or she wants to live until the age of eighteen (18).