

McFARLING



LAW GROUP

NV COURT RULES: WHAT YOU ARE REQUIRED TO DISCLOSE IN A CUSTODY CASE

NV Court Rules requires the disclosure of certain documents within the specified timeframes for all cases. Your attorney will confirm what specifically will be required of you for your case. Please start gathering all of the following as soon as your case begins and provide a set of documents and information to the legal assistant working with you.

Financial Disclosure Form with paystubs attached:

Nearly all cases require the parties to file a financial disclosure form within 30 days of the service of the Complaint and Summons or an updated FDF in post-decree proceedings. You must attach your last three paystubs or other documentation of income. You can obtain a copy by contacting the legal assistant assigned to your case at our office.

- To calculate your monthly income and other numbers from a bi-weekly paycheck, you should multiply by 26 and divide by 12. Do not just double bi-weekly numbers.
- For expenses that are not regular monthly expenses, total up the last year and divide by 12.
- The net number after deducting your expenses from your income should represent what you are putting in savings each month (if a positive number) or taking out in debt each month (if a negative number). If you do not incur debt or put money in savings, your net should be Zero. Please adjust your expenses so that they accurately reflect this.

In a post-decree case, you may not be required to fill out anything beyond the income section. Ask the legal assistant assigned to your case what portions of the FDF you need to fill out.

Relevant documents:

All parties are required to disclose documents that are relevant to their case. Please gather any documents that you think might be relevant to your case.

Documents that may be relevant in a child custody case:

- School records including grades and attendance
- Medical records and Counseling records
- Daycare records
- Police records
- CPS records
- Text messages between you and the other parent
- Emails between you and the other parent
- Facebook postings by the other parent
- Photos of you with the children and Photos of your home

Required Documents:

You must provide the following documents in a custody case:

- Tax returns for the past two years
- Proof of income commencing six months prior to service of summons and complaint
- Health insurance policies covering the children and the cost of the premiums

List of witnesses:

All parties are required to disclose the names, addresses, and contact information of any party that will be testifying in support of their claims. Witnesses must appear in court in person at the time of the trial or evidentiary hearing. Letters and statements from witnesses are not sufficient.

UCCJEA Declaration:

If your case involves child custody, then we require you to complete the UCCJEA Declaration prior to us filing a motion with the Court. We prefer that this form be downloaded from our website (www.mcfarlinglaw.com), filled out on the computer and emailed to us, if possible. Otherwise, you can obtain a copy by contacting the legal assistant assigned to your case at our office.