

**IN THE COMMON PLEAS COURT OF MONTGOMERY COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS**

_____ : Case No. _____
Plaintiff/Petitioner (1)
DOB _____ : SETS No. _____
Address _____ :
_____ : JUDGE CROSS/WOOD

v.

MAGISTRATE _____

_____ :
Defendant/Petitioner(2)/Respondent
DOB _____ :
Address _____ :
_____ :

**ENTRY AND ORDER
OF CUSTODY UPON
DEATH OF A PARTY**

The court finds that the parties were divorced on date of decree _____ and the plaintiff/defendant was awarded custody of the parties' minor children, names _____ DOB's: _____

The court further finds that plaintiff/defendant was ordered to pay \$ _____ per month per child as and for child support to plaintiff/defendant. Plaintiff/defendant has submitted a certified copy of a death certificate, attached hereto, which states that name; plaintiff/defendant herein died on date of death _____. The plaintiff/defendant is the legal surviving parent of the parties' minor children. Plaintiff/defendant represents to the court that there is no other custody proceeding pending in any court.

IT IS THEREFORE ORDERED that:

Plaintiff/defendant, the surviving legal parent of name children/DOB's: _____

is designated legal custodian and residential parent of said children.

Plaintiff/defendant's child support obligation for name children _____

in the amount of \$ _____ per month per child is hereby terminated effective date of death _____.

An order to terminate the withholding notice of _____ shall issue to plaintiff/defendant's employer name _____ at address _____ forthwith.

In the event it is determined that no child support arrearage is due and owing to the deceased or to the state, any funds being held by the OCSPC shall be returned to the plaintiff/defendant.

Costs of the within Entry and Order shall be paid by plaintiff/defendant.

Approved:

JUDGE

Submitted by:

Plaintiff/Defendant or Attorney

Name:

Address:

Telephone: