

Relocation Modifications

One of the things we can count on in life is that there are going to be changes and when there are changes sometimes it means that final judgments or other court orders need to be modified. Typically those changes fall into 2 major categories; one is financial and the other is those dealing with children's issues. The financial area obviously we are talking about child support or alimony, changes in your financial condition or the financial condition of the other party may result in modification in either of these areas. We can sit with you, go through the particular financial circumstances involved in your case, and let you know what it is you are facing in the way of a modification. With regards to children's issues, there are 2 areas in which modification is predominate; one is in change in primary residential care, as you'll recall from our previous video, the Statute was recently changed in Florida so parenting plans and timesharing agreements have replaced primary residential care and secondary residential care as considerations for the court. As a result, even if you were granted primary residential care originally, post-judgment modification of that will involve the formation of a new parenting plan and a new timesharing agreement. We can assist you to make sure that the best interest of your minor children are protected at all times and that you've received the best consideration possible from the court with regards to your proposal on what's in the children's best interest. The last major issue we see in the area of modifications is that of relocation of minor children. Florida law is very particular with regards to this subject and it's important that the statute be followed exactly in order for you to obtain the necessary authorization for you to relocate your children. The statute requires that you either obtain a court order or that you obtain the approval of the other parent if you intend to relocate your children from than 50 miles from the prior residence. At the Law Firm for Family Law we can assess your particular fact pattern, compare it to the statute requirements and make sure you obtain the proper authorization so that if you relocate with your minor children you are not required to send them back at a later time. Call our office today to discuss this important issue and we will be glad to be of assistance to you.