[DOMESTIC RELATIONS CASE CAPTION]

**Ex Parte Motion for Order to Transfer Billing and Rights**

**To Wireless Telephone Number to [Plaintiff/Defendant]**

Pursuant to MCL 600.2950n and 600.2950o, Petitioner states:

1. In a separate criminal case [court, case number, if known], [defendant/plaintiff] was ordered to have no contact with [plaintiff/defendant, or the minor child of whom plaintiff/defendant has legal custody].
2. [Plaintiff/defendant] has a wireless telephone number with [NAME OF PROVIDER].
3. [Plaintiff/defendant] is not the named customer on the wireless account.
4. [Optional if moving party’s minor child has a number on the same account] [Plaintiff/defendant]’s minor child[ren], NAME[S], also has a wireless telephone number on the same account. [Plaintiff/defendant] has legal custody of the minor child[ren].
5. [Plaintiff/defendant] agrees to accept billing responsibility for the wireless telephone number[s].
6. [Plaintiff/defendant] requests an ex parte order because immediate and irreparable injury, loss, or damage will occur between now and a hearing or because notice itself will cause irreparable injury, loss, or damage before the order can be entered due to respondent’s past abusive conduct.

[Plaintiff/defendant] requests:

1. An order allowing [plaintiff/defendant] to maintain [plaintiff/defendant]’s [and the minor child[ren]’s] existing wireless telephone number;
2. An order directing [NAME OF PROVIDER] to transfer the billing responsibility for and rights to the wireless telephone number[s] to the [plaintiff/defendant]; and
3. An order prohibiting [NAME OF PROVIDER] from releasing [plaintiff/defendant]’s contact information to the current account customer or the [defendant/plaintiff.

**The above statements are true to the best of my knowledge, information and belief.**

Date: ­­­­­­­­­­­­­\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 [Plaintiff/Defendant]

[DOMESTIC RELATIONS CASE CAPTION]

**Ex Parte Order to Transfer Billing and Rights**

**To Wireless Telephone Number to [Plaintiff/Defendant]**

DATE OF ENTRY: ­­­­­­­­­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CIRCUIT COURT JUDGE: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

THE COURT FINDS:

1. In a separate criminal case [court, case number, if known], [defendant/plaintiff] was ordered to have no contact with [plaintiff/defendant, or the minor child of whom plaintiff/defendant has legal custody].
2. An ex parte motion requesting transfer of billing and rights to wireless telephone numbers has been filed by [plaintiff/defendant].
3. [Plaintiff/Defendant] requested an ex parte order, which should be entered without notice because irreparable injury, loss, or damage will result from the delay required to give notice or notice itself will precipitate adverse action before the order can be issued.
4. The name of the wireless telephone provider is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
5. The name and billing telephone number of the named customer on the wireless telephone account is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
6. The name and telephone number of [plaintiff/defendant] is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. *Note: the telephone number shall be redacted from the other party’s copy.*
7. The telephone numbers to be transferred are: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

IT IS ORDERED:

1. [Plaintiff/Defendant] is entitled to maintain petitioner’s [and the minor child[ren]’s] existing wireless telephone number[s], as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
2. [NAME OF PROVIDER] shall transfer the billing responsibility for and rights to the wireless telephone number[s] to the [plaintiff/defendant];
3. Upon transfer of the billing responsibility to [plaintiff/defendant] by the provider, [plaintiff/defendant] shall assume all financial responsibility for the wireless telephone number and any devices associated with the number[s].
4. [NAME OF PROVIDER] is prohibited from releasing [plaintiff/defendant]’s contact information to the current account customer or the respondent.

Date: \_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 CIRCUIT COURT JUDGE

**Certificate of Service**

I certify that on this date I served a copy of this order on [NAME OF WIRELESS TELEPHONE PROVIDER] by first-class mail addressed to its usual place of business and a redacted copy of this order on the other party or the other party’s attorney by first-class mail addressed to the last-known address.

Date: \_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Moving party