

FIFTH JUDICIAL DISTRICT COURT
**OPPOSITION TO MOTION TO MODIFY CUSTODY,
VISITATION AND/OR CHILD SUPPORT AND
COUNTERMOTION INSTRUCTIONS**

Step 1: Can I file a Motion to Modify?

- A. Did the other parent file a motion to change the current order for custody, visitation, and/or child support?
- If “NO”, then an Opposition and Countermotion may not be right for you.
- B. Do you and the other parent agree on ALL the changes you want to make?
- If “YES”, then an Opposition and Countermotion may not be right for you.

Step 2: Do I have all of the forms I need?

One (1) file stamped copy of the Decree of Divorce that you wish to change
Opposition and Countermotion
Certificate of Mailing
Child Support Worksheet A & B
Financial Disclosure Form
UCCJEA Disclosure (if the child has lived in a state other than Nevada in the last five (5) years)

Step 3: Prepare your Forms. All Self-Help forms are in a fill-in-the-blank format. Do not leave any lines blank on the forms. If something does not apply to you write “N/A”.

A. Fill out the following forms.

Child Support Worksheet A or B
Financial Disclosure Form
UCCJEA Disclosure (if needed)
Opposition and Countermotion

B. Notarize the Motion to Opposition and Countermotion – The Opposition and Countermotion must be signed in front of a notary.

C. Mail or hand-deliver to the appropriate Clerk:

- **ORIGINAL** Child Support Worksheet A or B

- **ORIGINAL** UCCJEA Disclosure (if needed)
- **ORIGINAL** Opposition and Countermotion
- **ORIGINAL** Financial Disclosure Form
- Two (2) copies of all the documents and a self addressed stamped 9 x 12 inch envelope.

NYE COUNTY

Pahrump Office: **Nye County District Court Clerk
1520 E. Basin Ave.
Pahrump, NV 89060**

Tonopah Office: **Nye County District Court Clerk
101 Radar Rd.
P.O. Box 1031
Tonopah, NV 89049**

ESMERALDA COUNTY

**Esmeralda County Clerk Office
P.O. Box 547
Goldfield, NV 89013**

Step 4: Have the other party served

- A.** Serve the other party by mailing a copy of the four (4) different filed stamped forms returned to you by the Clerk via the U.S. Postal Service to the other parent.

- B.** Next, the person who mailed these documents to the other parent must fill out the Certificate of Mailing.
- C.** File the Certificate of Mailing and make a copy for your records.

Step 5: Now what do I do?

- A.** The other party has 10 days to respond with reply.
- B.** Show up to the hearing twenty (20) minutes early. If you miss your hearing, the other party may prevail due to your failure to appear.
- C.** After your hearing, you or the other party is asked to prepare an Order from the hearing. The judge's orders are not enforceable until they are put in writing, signed by the judge, and filed.

Note: If you make a mistake on the forms, you will receive instructions from the judge's law clerk on how to fix them (you may have to re-file amended forms).