

# EXCEPTIONS

1. *If you disagree with the Proposed Order of Court following your custody conciliation conference at Allencrest, you have 20 days to file Exceptions to the order with the Prothonotary's Office, and request a custody trial before a Judge.*

***YOU ARE STRONGLY ENCOURAGED TO HIRE AN ATTORNEY TO REPRESENT YOU AT THE CUSTODY TRIAL AND ASSIST YOU IN FILING THE EXCEPTIONS. This is a TRIAL and you are REQUIRED to follow all of the rules any Attorney would have to follow.***

*If you choose to represent yourself, you should use the attached form. You will be expected to follow all rules regarding Pre-trial statements, Pre-trial conferences, Status conferences and Trial.*

2. *The Local Rule explaining the Exceptions process can be found following the form*
3. *You must also file a Certificate of Readiness with the Court Administrator's Office at the time you file your Exceptions. If you fail to do this you cannot get a date for trial. (available at: <http://files.beavercountypa.gov/ElectedOfficials/Prothonotary/PDFs/certReadiness.pdf> )*
4. *After you file the Exceptions with the Prothonotary's office, get a copy of ALL documents and take those, along with a Certificate of Readiness to the (Chambers of Courtroom #2) Judge's Chambers.*



IN THE COURT OF COMMON PLEAS OF BEAVER COUNTY  
P E N N S Y L V A N I A  
CIVIL ACTION-LAW

\_\_\_\_\_,  
Plaintiff,  
vs. \_\_\_\_\_ No. \_\_\_\_\_  
\_\_\_\_\_,  
Defendant.

**EXCEPTIONS TO PROPOSED CUSTODY ORDER**

Today, the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, I, (*name*) \_\_\_\_\_  
disagree with the Proposed Custody Order issued by the Court on (*date*) \_\_\_\_\_  
and file Exceptions for the following reasons :

1. \_\_\_\_\_  
\_\_\_\_\_
2. \_\_\_\_\_  
\_\_\_\_\_
3. \_\_\_\_\_  
\_\_\_\_\_
4. \_\_\_\_\_  
\_\_\_\_\_

(use additional sheets if necessary)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Petitioner

**Petitioner's Date of Birth:** \_\_\_\_\_(month, day, year)

## **CERTIFICATE OF READINESS**

*(YOU MUST download a copy of this form from the Law Library's website.)*

<http://www.beavercountypa.gov/Prothonotary/Forms/CertReadiness.pdf>

*You MUST file the Certificate of Readiness AT THE SAME TIME that you file your exceptions*

## **Local Rule 1915.26**

5. A Proposed Order shall be entered as a Final Order unless Exceptions thereto are filed by either party within twenty (20) days after the effective date set forth in the Proposed Order. Exceptions may also be filed to a Temporary Order at any time during the existence of the Temporary Order, but the Court will decide whether the Exceptions will be remanded back to the Child Custody Conference Officer for further proceedings and recommendation or set down by the court for a Pre-Hearing Conference as provided for herein. The Court may Order, in any given case, that should Exceptions be filed, the Proposed Order shall be effective as a Temporary Order pending further Order of Court.

6. Exceptions to the Proposed Order or Temporary Order must be in writing and must state, with particularity, the portion(s) of the Order objected to. The Exceptions must be filed with the Prothonotary, and copies thereof must be delivered forthwith to the Presiding Judge's Chambers, as well as to all counsel and/or unrepresented parties of record.

7. Simultaneously with the Exceptions, a Certificate of Readiness for Trial shall be filed with the Prothonotary and a copy thereof delivered to the Presiding Judge's Chambers, as well as to all counsel and/or unrepresented parties of record. The Certificate of Readiness for Trial shall contain an estimate of trial time.

8. Upon receipt of the Exceptions and the Certificate of Readiness for Trial, the Court will schedule a Pre-Hearing Conference to be attended by all counsel and parties, whether represented by counsel or not. A Pre-Hearing Conference with the Court will be scheduled in every case and will be waived only with the consent of the Court.

9. No later than five (5) days prior to the date scheduled for Pre-Hearing Conference, each attorney and each party not represented by counsel must file a completed Pre-Hearing Information Statement, on or in a form approved by the Court, at the Presiding Judge's Chambers, with copies provided to opposing counsel and/or unrepresented parties of record.

10. Failure of any party, having primary physical custody of a child, to appear at a scheduled Child Custody Conference or Pre-Hearing Conference will result in the scheduling of the matter for a Hearing before the Court and may result in imposition of sanctions by the Court.

11. Failure of any party, not having primary physical custody of a child, to appear at a scheduled Child Custody Conference or Pre-Hearing Conference will result in the Court's entry of a Proposed Final Order or a Temporary Order, as the Court determines to be warranted under the circumstances found to be present.

12. Any party applying to the Court for special relief must comply with Rule 1915.13 Pa.R.C.P. and with Rule L206B of the Local Rules of Civil Procedure.

13. Any party filing Preliminary Objections raising issues of jurisdiction or venue of the court to act, shall, concurrently with filing the same with the Prothonotary, deliver a true and correct copy of the Preliminary Objections to the Judge assigned to handle Custody matters and to opposing counsel and/or to any party not represented by counsel. The Judge will schedule the matter for Argument on a priority schedule to dispose of the issues as expeditiously as possible.