

## STANDARD VISITATION/PHYSICAL CUSTODY SCHEDULE

a. *Weekends*: 1<sup>st</sup> and 3<sup>rd</sup> week-ends of each month, and the 1<sup>st</sup> and the 3<sup>rd</sup> 5<sup>th</sup> week-ends of each calendar year, from 6:00 p.m. on Friday until 8:00 a.m. on the following Monday, when the visiting parent shall take the children to school, or day care, or return the child(ren) to the other parent, as the case may be. The *first Friday of a new month is deemed by this Court to be the "first week-end" of that month. In the event that an "Other School Holiday" listed below falls on the following Monday and it is the visiting parent's year to exercise such holiday as provided in Paragraph 8 below, the weekend visit shall extend until 8:00 a.m. on Tuesday.*

b. *Week-days*: Every Wednesday of each week from 3:00 p.m. until 8:00 a.m. the next morning, when the visiting parent shall take the child(ren) to school, or day care, or return to the other parent, as the case may be.

c. *Spring Break from School*: From 6:00 p.m. on the last day of school before the break (in the district which the child attends) until 6:00 p.m. on the last day before school starts back at the end of Spring Break in even-numbered years, regardless of whether such conflicts with other provisions.

d. *Summer*: For one-half of the child(ren)'s summer break from school, with the non-custodial parent having the child for the first half during even numbered years, and the second half during the odd-numbered years, and the custodial parent having the other half not awarded to the non-custodial parent herein. The parent who is not awarded that half of the summer break from school is awarded the Weekend Visitation described in subparagraph (a) above during the other parent's half of the summer break.

e. *Easter Weekend*: from 6:00 p.m. on Friday of the weekend in which Easter falls until 8:00 a.m. on the Monday following in each *odd*-numbered years, regardless of whether such conflicts with other provisions.

f. *Thanksgiving Break from School*: From 6:00 p.m. on the last day of school before the Thanksgiving Break until 6:00 p.m. on the Sunday following each *odd*- numbered year, regardless of whether such conflicts with other provisions.

g. *Christmas Break from School*: In *even*- numbered years, from 9:00 a.m. on the day after the last day of school before the break until 6:00 p.m. on December 25; *and*, in *odd*-numbered years, from 6:00 p.m. on December 25<sup>th</sup> until 6:00 p.m. on the day before school starts back at the end of the break, regardless of whether such conflicts with other provisions.

h. *Child's Birthday*: On the child's birthday from 5:00 p.m. until 8:00 p.m., regardless of whether such conflicts with other provisions.

i. *Father's Day Weekend*: The father shall have visitation from 6:00 p.m. on Friday of the weekend in which Father's Day falls until 8:00 a.m. on the Monday after Father's Day, regardless of whether such conflicts with other provisions.

j. *Mother's Day Weekend*: The mother shall have visitation 6:00 p.m. on Friday of the weekend in which Mother's Day falls until 8:00 a.m. on the Monday after Mother's Day, regardless of whether such conflicts with other provisions.

k. *Other School Holidays*: The visiting parent shall have visitation on the following school holidays, if observed, with the other parent to have the children on said school holidays in the years opposite those years set out for the visiting parent:

- (1) Martin Luther King: Odd-numbered years
- (2) National Memorial Day: Even-numbered years
- (3) Labor Day: Odd-numbered years

l. In the Event that the child(ren) attends school in a system which also observes a Fall School Break, the parent who was not awarded the right to have the child for Spring School Break of that school year, as set out above, shall have the right to have the child for the Fall School Break for that school year.

It is this court's intent that each parent will have one of the school breaks, either Spring or Fall Break, each school year, and shall alternate which break is to be exercised each school year, in the event the child attends school in a system in which both Spring and Fall School Breaks are observed.

m. *Time for Out-of-Town Vacation*: Notwithstanding the foregoing schedule, both parents shall have the right to take the child(ren) out of town for a vacation period not to exceed ten (10) consecutive days during which time the other parent shall not have the visitation/joint custody time otherwise provided for above. No make-up time shall be provided for; provided, however, that the vacation period to be exercised by the custodial parent shall not be allowed during the non-custodial parent's Summer, School Break, Special Occasion, or Holiday periods of visitation. Likewise, the non-custodial parent's Out-of-Town Vacation period shall be scheduled during his or her exercised Summer period of visitation, and shall not be allowed during the custodial parent's School Break, Special Occasion, or Holiday periods with the child(ren). (School Break: Spring Vacation/Fall School Breaks (as specified above); Holidays; Christmas/Thanksgiving School Breaks/Easter Weekend/"Other School Holidays" (as specified above); Special Occasion: Child(ren)'s Birthday/Mother's Day Weekend/Father's Day Weekend/Parent's Birthday.)

n. *Special Family Events*: Each parent shall have the child(ren) with him or her for special family events, such as weddings, funerals, and reunions, which pertain to members of the parents' immediate family (parents, grandparents, siblings, and/or other children). Provided, however, that no such periods shall, without the other parent's prior consent, interfere with nor deprive a parent of his or her holiday, school break, special occasion, or out-of-town vacation periods with the child(ren). (School Break: Spring Vacation/Fall School Breaks (as specified above); Holidays: Christmas/Thanksgiving School Breaks/Easter Weekend/"Other School Holidays" (as set out above); Special Occasion: Child(ren)'s Birthday/Mother's Day Weekend/Father's Day Weekend/Parent's Birthday. The parent seeking to have the child(ren) with him or her for the special family events shall provide as much advance notice to the other parent as possible. When the event falls on a weeknight or weekend when the child(ren) would normally not be with the parent who wishes to take them to

the special event, the parent shall attempt to agree to switch weeknights or weekends, as the case may be. If the parents cannot otherwise agree, the make-up time shall be the next following weeknight (if a weeknight is missed) or weekend (if weekend time is missed).

o. Parent's Birthday: On that Parent's birthday from 5:00 p.m. until 8:00 p.m., regardless of whether such conflicts with other provisions.

p. Transportation: The parent exercising a period of visitation, including the custodial parent's exercise of weekend visitation during the non-custodial parent's exercise of summer visitation, shall be responsible for the transportation to pick up and return the child in the exercise of the visitation awarded to that parent.

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<sup>1</sup> The Court firmly believes that the parent who does not reside with the child(ren) should have, and exercise, liberal visitation rights. I consider this schedule to be a *minimum*, neither parent should think of it as setting forth *maximum* visitation rights. Both parents are encouraged to cooperate with each other in expanding this schedule to fit the child(ren)'s needs.

<sup>2</sup> In the event the parent who does not reside with the child(ren) lives more than 150 miles from Madison County, Alabama, the Court's standard "Out of State Visitation Schedule" shall apply; copies may be obtained in the Judge's office.