

**1. Visitation.** The Non-Residential Parent shall have visitation in accordance with the **Fourth Judicial Circuit Visitation Guidelines (For Cases Where the Distance Between the Residences of the Residential and Non-Residential Parents Is in Excess of 280 Miles and as forth below:**

**NEITHER PARENT SHALL CONCEAL THE WHEREABOUT OF ANY CHILD OF THE PARTIES.**

**EACH PARENT WILL KEEP THE OTHER ADVISED AT ALL TIMES OF THE RESIDENTIAL ADDRESS AND TELEPHONE NUMBERS WHERE THE CHILD WILL BE STAYING WHILE IN THE CUSTODY OF EITHER PARENT.**

**EACH PARENT SHALL NOTIFY THE OTHER IMMEDIATELY (NO LATER THAN 3 HOURS) OF ANY EMERGENCY PERTAINING TO ANY CHILD OF THE PARTIES.**

The child have a right to spend considerable time with each parent. Each of the parties shall exercise the utmost good faith and shall consent to all reasonable visitation requests by the other party. The Residential Parent is expected to provide access to the child at unscheduled times, if requested, and if to do so does not unreasonably disrupt prior planned activities of the child or the Residential Parent. Therefore, *not as a limitation, but as an extension of the foregoing*, the Non-Residential Parent is entitled to and shall have the following minimum visitation rights with the child:

A. **WEEKENDS:** The Non-Residential Parent may exercise alternate weekend visitation, as set forth below:

- i. The Non-Residential Parent shall have the child every other weekend in the vicinity of the Residential Parent's residence. (Likewise, the Residential Parent will also have the child on alternate weekends.) Should a parent's weekend to have the child fall on a three-day weekend which is observed by both the Non-Residential Parent and the child's school, and the weekend is a holiday or special occasion **not** otherwise expressly provided for below, then such parent shall be entitled to having the child for the entire three-day weekend.  
If a weekend provided for above is a two-day weekend, it shall be from 6:00 p.m. Friday, through 6:00 p.m. on Sunday. If a weekend is a three-day weekend, it shall be from 6:00 p.m. the day before the weekend (Thursday or Friday) through 6:00 p.m. the last day of the weekend (Sunday or Monday).
- ii. Alternatively, the Non-Residential Parent shall have weekend visitation at a location designated by the Non-Residential Parent once per month, on any weekend during a given month that would encompass a three-day weekend, as well as visitation in the vicinity of the Residential Parent's residence on the alternating weekend, when able. In the event there is no such three-day weekend during a given month, the first weekend of the month would be the weekend designated for visitation, unless otherwise agreed upon by the parties. Said visitation shall commence as

early as practicable and no later than 5:00 p.m. on the day before the holiday or Friday, whichever comes first, and conclude at 5:00 p.m. on the day before school resumes, or Sunday, whichever is later.

- B. **HOLIDAYS:** The parents shall share time with the child during holidays as set forth below:
- i. **Christmas Vacation:** In even numbered years, the Non-Residential Parent shall have visitation with the minor child from 5:00 p.m. on the day school dismisses to commence the Christmas vacation, until 5:00 p.m. on December 27<sup>th</sup>; the Residential Parent shall then have the minor child for an uninterrupted period of time from 5:00 p.m. on December 27<sup>th</sup> for the remainder of the Christmas/New Year's break.  
In odd-numbered years, the Residential Parent shall have the child for an uninterrupted period from the day school dismisses to commence the Christmas vacation, until 5:00 p.m. on December 26<sup>th</sup>; the Non-Residential Parent shall then have the minor child for visitation from 5:00 p.m. on December 26<sup>th</sup> to 5:00 p.m. the day before school resumes.
  - ii. **Spring vacation:** The Non-Residential Parent shall have visitation the entire spring vacation, annually, from 5:00 p.m. on the last day of school, until 5:00 p.m. on the day before school resumes. If there is another break encompassing five (5) consecutive week days, then on that break as well, the Non-Residential Parent shall have visitation from 5:00 p.m. on the last day of school until 5:00 p.m. on the day before school resumes.
  - iii. **Thanksgiving:** The Non-Residential Parent shall have visitation in the odd-numbered years, from 5:00 p.m. on the Wednesday before Thanksgiving until 5:00 p.m. on Sunday. In the even-numbered years, the Residential Parent shall have Thanksgiving with the child.
  - iv. **Mother's Day/Father's Day:** Mother's Day and Father's Day shall be spent with the parent being honored by the holiday in question, from 5:00 p.m. on the Friday prior to the holiday until 5:00 p.m. on Sunday. The Non-Residential Parent's visitation for this holiday shall take place in the vicinity of the Residential Parent's residence, unless said visitation coincides with the Non-Residential Parent's summer vacation visitation.
  - v. **Birthdays:** The child shall celebrate his or her birthday(s) in the home of the Residential Parent unless the birthday falls on a regularly scheduled visitation date with the Non-Residential Parent.
  - vi. **Non-Specified Holidays:** Should the parents jointly recognize a holiday not specifically mentioned herein, each parent shall cooperate with the other in providing visitation with the Non-Residential Parent for the entire holiday in the even-numbered years, and in working out beginning and ending times for such visitation..
- C. **SUMMER VACATION:** The Non-Residential Parent shall have summer visitation with the minor child, commencing five (5) days following the end of the school term and ending two weeks prior to the start of the new school term. During said summer vacation visitation, the Residential Parent shall have

visitation as set forth in paragraph A herein. The Residential Parent's summer visitation shall not be limited to any geographical location.

**Summer School:** If the child is required to attend summer school to pass to the next grade, it must be attended and the above described Summer Vacation schedule does not apply. Weekend visitation as set forth in paragraph A herein shall apply during summer school. The Non-Residential Parent's summer vacation visitation will commence at 5:00 p.m. on the Friday following the conclusion of summer school and last until 5:00 p.m. on the fifth (5<sup>th</sup>) day prior to commencement of the new school year.

- D. **OPEN TELEPHONIC COMMUNICATION:** When the child is with one parent, the other parent shall have open and reasonable telephonic communication with the child. Said telephonic communication shall be agreed upon by the parties. However, in the event the parties are unable to agree, then the parent that does not have the child with him or her shall have telephone contact on Thursdays and Sundays between 7:00 p.m. and 7:30 p.m. **The parent having the child in his or her physical custody at the time of telephonic contact with the other parent shall not record or monitor the child's telephone conversations with the other parent.**
- Each parent shall provide the other with e-mail addresses and make e-mail available to the child for the purpose of communicating with the other parent, as long as there is a computer with internet access in the home.
- E. **SCHOOL CALENDARS:** School calendars and event schedules shall be provided to the Non-Residential Parent by the Residential Parent immediately upon receipt. The Residential Parent shall also advise the Non-Residential Parent of events not appearing on school calendars as soon as practical after becoming aware of the dates of such events.
- F. **CONFLICTS:** Regular weekend and summer vacation visitation shall be had in accordance with the schedule set out herein. Should there be any conflict between the regularly scheduled and the holiday visitation, the holiday visitation will control, to-wit: the visitation set out in paragraphs B and C takes precedence over the visitation set out in paragraph A.
- G. **TRANSPORTATION COSTS:** The responsibility and costs for transportation of the child for visitation as well as the mode or method of transportation shall be agreed upon by the parties. In the event the parties are unable to agree, the court reserves jurisdiction to determine each party's specific responsibility as to transportation of the minor child for visitation purposes and such issue may be raised by either party filing a motion requesting the court address this issue. The criteria the court may consider in allocating transportation costs include, but are not limited to, the following:
- I. Relative income of the parties.
  - ii. Extent and regularity of the visitation of the Non-Residential Parent.
  - iii. Distance between each party's respective residence.
  - iv. The party responsible for and the circumstances of any relocation(s).
- H. **WAITING PERIOD:** The child and the parents shall be required to wait a reasonable period of time for the visiting parent to pick up the child to begin any visitation. Consideration shall be made for the distance between the various parties and the most of transportation used to exercise the visitation, as well as unforeseen delays and flight schedules.
- I. **CANCELLATIONS:** Cancellation by the Non-Residential Parent of any of the aforementioned visitation shall be made in writing and at least fourteen (14) days prior to the scheduled commencement of said visitation.