

JUDGE RENEE GOLDENBERG
CIRCUIT COURT JUDGE
UNIFIED FAMILY COURT
SEVENTEENTH JUDICIAL CIRCUIT OF
FLORIDA

BROWARD COUNTY COURTHOUSE
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April 22, 2009

The Florida Supreme Court
500 South Duval Street
Tallahassee, Florida 32399-1925

**In Re: Amendments to the Florida Supreme Court Approved Family Law Forms.
Supreme Court of Florida Case No. SC08-2058 March 26, 2009**

As requested in the Opinion, I respectfully submit my Comments, specifically directed to **proposed Form 12.995(a), Parenting Plan.**

1. **TITLE.** The title as proposed fails to set forth that it is an order of the Court even though on the last page, there is an adoption as an order. I recommend the following title:

PARENTING PLAN

(*COURT to Choose only one*) [Final Order [Temporary Order

2. **ADDRESSES AND TELEPHONE NUMBERS.** There is no place where a party may note if an address is unknown, a default has been entered, or an address or telephone number is confidential pursuant to Final Judgment for Protection Against Domestic Violence or other circumstance. I recommend adding under each parent:

[Mother's address unknown [Default - Mother
[Mother's address and telephone numbers confidential pursuant to Final Judgment for Protection Against Domestic Violence or Other:

[Father's address unknown [Default - Father
[Father's address and telephone numbers confidential pursuant to Final Judgment for Protection Against Domestic Violence or Other:

3. **CHILD[REN]'S RESIDENCE.** In III Jurisdiction, the proposed plan does not include the county where the children reside, which may be a later problem for relocation, etc. I recommend that before "Other" the following is inserted:

The child(ren) reside in *(Name of county in Florida)*

_____.

4. **SOLE PARENTAL RESPONSIBILITY.** In IV Parental Responsibility and Decision Making, the sole parental responsibility section does not comport with Florida law which requires a specific finding of detriment to the minor child if the parents share parental responsibility. I recommend the following change:

Sole Parental Responsibility:

It is in the best interests of the child(ren) that the Mother Father shall have sole authority to make major decisions for the child[ren]. It is detrimental to the child[ren] for the parents to share decision-making because

_____.

5. **ORDER OF THE COURT.** There is no reservation of jurisdiction provision. There is no space for the Court to add any other provision. I recommend adding the following to the Order of the Court:

Reservation of Jurisdiction. The Court reserves jurisdiction for the enforcement or modification of this Parenting Plan, and for any and such further relief as would be reasonable and just.

Other: _____.

Thank you for your kind consideration of my comments.

Sincerely,

RENEE GOLDENBERG
Circuit Judge

Cc: The Honorable Alice L. Blackwell, Chair, Florida Conference of Circuit Judges
Magistrate Susan Keith, Chair, Florida Supreme Court Family Court Steering
Committee
Robyn Vines, Esq., Chair, Florida Bar Family Law Rules Committee
Scott Rubin, Esq., Chair, Family Law Section, The Florida Bar
Roberta Stanley, Esq., Chair, Florida Chapter, American Academy of Matrimonial
Lawyers