

UNITED STATES DISTRICT COURT
DISTRICT OF _____

CASE NO. _____

Petitioner,

v.

Respondent.

_____ /

**ORDER DIRECTING RETURN OF MINOR CHILDREN
TO COUNTRY OF HABITUAL RESIDENCE**

IT IS HEREBY ORDERED, pursuant to the provisions of The Convention on the Civil Aspects of International Child Abduction, done at the Hague on October 25, 1980 (hereinafter, "Convention") and the International Child Abduction Remedies Act, 22 U.S.C. §§ 9001 et seq., that:

1. The child, [name and date of birth] be returned in the company of his/her mother/father, to the sovereign nation of [habitual residence] on or before [date], with the specific date, flight details, times and port of entry into the [habitual residence] communicated to the Court and all counsel thirty (30) days in advance of the return to the [habitual residence]. In addition, the Respondent, and his/her counsel, will provide the Petitioner and his/her counsel at least seven (7) days in advance of the child's return to [habitual residence], with the address and telephone contact numbers where he/she intends to reside and does in fact reside upon their return to [habitual residence] and will continue to do so until a court of competent jurisdiction in [habitual residence] makes a final custody determination.

2. By virtue of this Order [name of parent] has the exclusive right to the physical and legal custody of the minor child during the period of time required to return the minor child to [habitual residence].

3. This Order is not a determination of the merits of any custody issues within the meaning of Article 19 of the Hague Convention.

4. This Order shall be transmitted by the Clerk of the Court to the United States Department of State for transmittal to the Central Authority of [country of habitual residence];

5. This Order shall be transmitted by the Central Authority of [country of habitual residence] to the Minister of Justice of [country of habitual residence] and that the Minister of Justice be required to cause this Order to be enrolled as a mirror order in the [court of habitual residence] forthwith;

6. Both parties and the children are subject to the continuing jurisdiction of this Court and that this Court retains the authority to order either of the parties or the minor children to appear for any purpose, including civil and criminal contempt proceedings under the applicable statutes of the United States Code, Annotated, and the [habitual residence] Civil and Criminal Codes and that for this purpose both parties prospectively waive any legal right to prevent extradition in accordance with the laws of their country of origin, their country of citizenship or any other country.

[Insert provisions of order that should be entered by both the U.S. court and the court of the Habitual Residence]

THEREFORE, TO ANY POLICE OFFICER IN THE STATE OF _____ OR TO ANY FEDERAL OFFICER:

You are hereby commanded to enforce the instant Order allowing [name of party] to remove the above-named children from the United States of America, and to allow [name of party] to accompany the children to the country of [children's county of habitual residence], giving said [name of party] the right, without interference, to have said children in his lawful custody for the purposes described herein.

IT IS SO ORDERED:

Date

United States District Judge
United States District Court for the
District of _____