

Child Custody

No one wants child custody to turn into a battle between the parents. However if it becomes necessary, the issue and determination of custody once raised in a New Jersey court proceeding is governed by statute. N.J.S.A. 9:2-4 declares that the public policy of this State is "to assure minor children of frequent and continuing contact with both parents after the parents have separated or dissolved their marriage and that it is in the public interest to encourage parents to share the rights and responsibilities of child rearing in order to effect this policy". The statute further provides that in any proceeding involving the custody of a minor child, the rights of both parents shall be equal. Custody decisions are always guided by what is in the best interest of the child.

What are the Possible Child Custody determinations?

Joint Legal and Joint Residential Custody provides a) consultation between both parents in making major decisions regarding the child's health, education and general welfare and b) the child will live equally and alternately at each parent's residence.

Sole Legal and Sole Residential provides one parent with sole decision making and sole residential custody with appropriate parenting time for the non custodial parent.

Joint Legal Custody with Primary Residential Custody to one parent provides both parents with equal rights and responsibilities to consult with the other to make major decisions, however the child resides primarily with one parent.

Any other custody arrangement as the court may determine to be in the best interests of the child.

Contact Us

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