

PLAIN-ENGLISH GUIDE

Family Law in Henry County

A plain-English map to family court in Henry County: which court to use, what to file, what it costs, and where to get help when you need it.

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- 01** Find the right court before you fill out a single form — Henry's Family Court and Probate Division share one Napoleon courthouse.

 - 02** Tell a dissolution apart from a divorce, and married-parent custody apart from juvenile-court custody.

 - 03** See the forms, fees, deadlines, and local steps that most often slow Henry County filings down.

 - 04** Pick a next step that fits your situation, your budget, and how much help you actually want.
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HOW TO USE THIS GUIDE

Start with the court, then the path, then the paperwork.

Most family-law problems get simpler once you can name three things: which court handles your issue, which path fits your situation, and what you need to file. This guide is built around those questions. Here is how Henry County splits the work.

MARRIED OR FORMERLY MARRIED

Family Court (DR)

Divorce, dissolution, legal separation, annulment, spousal support, and the property, support, and parenting issues inside those cases — plus civil protection orders. Heard by the Family Court (Judge Melissa Peper Firestone, with Magistrate Steve Callejas) on the 3rd floor.

PARENTS NEVER MARRIED

Family Court (Juvenile)

Parentage, custody, parenting time, and child support when the parents were never married to each other — heard by the same Family Court (Judge Firestone) on the 4th floor. DR and Juvenile sit together.

ADOPTION

Probate Division

Stepparent and kinship adoption, name changes, and marriage licenses. Heard by the separate Probate Division (Judge Amy C. Rosebrook), 2nd floor. Adoption permanently changes a child's legal parents.

READ THIS FIRST

This guide is information, not legal advice.

It explains how things generally work in Henry County, but it can't account for the facts of your situation. Reading it, downloading it, or contacting Gavvl Law does not make you a client or create an attorney-client relationship. Only a signed engagement agreement does that. For advice about your own case, talk with a licensed Ohio attorney.

YOUR COURTS AT A GLANCE

Two courts, one courthouse in Napoleon.

Henry County's family-law courts all sit at 660 N. Perry Street, Napoleon, OH 43545 — the Family Court in Suite 401 (DR on the 3rd floor, Juvenile on the 4th) and the Probate Division in Suite 203 (2nd floor). Court hours are Monday through Friday, 8:30 a.m. to 4:30 p.m.

COURT / OFFICE	WHO & PHONE	ONLINE
Family Court — Domestic Relations & Juvenile (divorce, dissolution, custody, support, protection orders)	Judge Melissa Peper Firestone · Magistrate Steve Callejas · (419) 599-5951	henrycountyfamilycourt.com
Probate Division (adoption, name change, marriage) — Suite 203, 2nd floor	Judge Amy C. Rosebrook · (419) 592-7771	henrycountyohio.gov
Clerk of Courts (record custodian) — Suite 302	(419) 592-5886	henrycountyohio.gov
Child Support Enforcement Agency (CSEA)	(419) 592-4633 · 104 E. Washington St.	henrycountyohio.gov
Children Services / FACS (abuse / neglect reports)	(419) 592-4210 · statewide 855-OH-CHILD · 911	henrycountyohio.gov

The one local thing to know first

Henry County runs a combined Family Court (Judge Firestone, with Magistrate Callejas) that hears both divorce/dissolution and unmarried-parent custody, support, and parentage — DR on the 3rd floor, Juvenile on the 4th. Adoptions and name changes go to the separate Probate Division (Judge Rosebrook, 2nd floor). There is no general e-filing portal — you file in person or by mail — but you can pay court costs online or by phone. One rule to plan around: in any custody case, both parents must complete the A-OK parenting class within 75 days of filing (Local Rule 11.01).

PART ONE

Domestic Relations: divorce, dissolution & married-parent cases.

If you are married, ending the marriage runs through the Family Court (Domestic Relations Division) of Common Pleas, where Judge Melissa Peper Firestone, with Magistrate Callejas, hears the case. The first question is usually whether you and your spouse agree on everything.

QUICK PATHFINDER

Do you both agree on every term?

If yes, a dissolution may fit — you file together and ask the court to approve your signed agreement. If no, or if you need the case started before you negotiate, a divorce is the path that gives you deadlines, temporary orders, and a judge to decide what you can't.

IN THIS PART

- Dissolution (you agree) and divorce (you don't)
- Custody, parenting time, and child support
- Dividing property and spousal support
- Temporary orders and restraining orders
- Changing or enforcing an order; legal separation, annulment
- Protection orders and staying safe

PATH A · AGREEMENT

Dissolution: ending a marriage you both agree on.

A dissolution is a no-fault way to end a marriage when you and your spouse agree on everything before you file — property, debts, spousal support, and (if you have children) custody, parenting time, and child support. You file together and both attend a short final hearing. A dissolution is not the same as an uncontested divorce.

COURT	FILING DEPOSIT	SERVICE	FINAL HEARING
Family Court	\$325–400	Usually waived	30–90 days

This path may fit if...

- You and your spouse agree the marriage should end.
- You agree on property, debt, support, and (with kids) parenting and child support.
- Both of you can sign the agreement and attend the final hearing.

Watch the agreement, not just the forms.
 A clean-looking packet can still cause problems later if retirement, taxes, the house, debt, insurance, or parenting terms are vague. The court can approve terms that are clear enough to enforce even when they are not good terms for you.

Core filing	Petition for Dissolution (SF 17)
Agreement	Separation Agreement (SF 19), signed by both
If minor children	Parenting plan, child-support worksheet, health-insurance details
Final step	A short hearing (about 15 minutes) where both spouses confirm the agreement

HENRY NOTE
Both of you must show up.
 A dissolution is only valid if both spouses attend the final hearing and still want to dissolve the marriage. With minor children, both parents must also complete the A-OK parenting class within 75 days of filing.

DISSOLUTION · PAPERWORK

What you file, what it costs, and what happens next.

Henry County uses the Ohio Supreme Court standardized dissolution forms (the four-county rules label the affidavits DR-1 through DR-4). File everything with the Family Court, which hears the case.

FORM	WHERE TO GET IT	WHAT IT'S FOR
Petition for Dissolution (SF 17) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form17.pdf	Supreme Court of Ohio	Starts the joint case and waives formal service.
Separation Agreement (SF 19) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form19.pdf	Supreme Court of Ohio	Your signed deal on property, debt, and support.
Shared Parenting Plan / Parenting Plan (SF 20 / SF 21) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form20.pdf	Supreme Court of Ohio	Your parenting plan, if you have minor children.

⚠ Heads up: Both parties also file the DR-1 (Income & Expenses) and DR-2 (Property) affidavits. With minor children, add the DR-3 (Parenting Proceeding) and DR-4 (Health Insurance) affidavits, a child-support worksheet, and a Title IV-D application — and both parents must complete the mandatory parenting class within 75 days.

How filing works

1. Reach full agreement, then prepare your Separation Agreement (and parenting plan, if you have kids).
2. File the petition, agreement, and DR-1/DR-2 affidavits, and pay the deposit (\$325, or \$400 with children). Add the IV-D application, worksheet, and DR-3/DR-4 if you have minor children.
3. Finish the parenting class within 75 days, then attend the final hearing 30 to 90 days after filing — both of you — and confirm the agreement.

Deposit (no children)	\$325
Deposit (with children)	\$400
Can't afford it?	Affidavit of Indigency
Paid to	Henry County Family Court (pay online)

PATH B · DISAGREEMENT

Divorce: when you don't agree, or need the court to act.

A divorce ends a marriage through a case one spouse files against the other. It doesn't have to mean a trial — most settle. Your first question: are you starting the case, or were you served?

01

You are starting the case

You file a Complaint for Divorce with the Clerk of Courts. With children, use Form 7; without, Form 6. The complaint opens the case and asks the court to have your spouse served.

02

You were served papers

You file an Answer within 28 days, and usually a Counterclaim so you can ask for your own relief. Do not wait for the hearing date — missing the answer deadline can cost you.

USE DIVORCE WHEN

You need a deadline, a temporary order, or a judge's decision.

Often the necessary path when a spouse won't sign, money is unclear, or parenting time is disputed.

UNCONTESTED ≠ DISSOLUTION

What "uncontested" means in Ohio

An uncontested (default) divorce is a regular divorce the court grants on your evidence when your spouse won't take part or can't be found (you serve by publication). It is not a dissolution, which needs full agreement.

1

Complaint filed

One spouse files; the clerk issues service by certified mail, sheriff, or publication. On filing, the court issues a mutual injunction (Court Order #1).

2

Service & answer

The other spouse is served and has 28 days to answer and counterclaim.

3

Temporary orders

Either side can ask the Family Court for temporary parenting time, support, or use of the home.

4

Settlement or decision

Many settle once documents are exchanged; if not, the court decides and the judge signs the decree.

DIVORCE · PAPERWORK & DEADLINES

Ohio standardized forms, filed with the Family Court.

Henry uses the Ohio Uniform divorce forms (DR-1 through DR-4). File everything with the Family Court.

FORM	WHERE TO GET IT	WHAT IT'S FOR
Complaint for Divorce, with / without children (SF 7 / SF 6) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form7.pdf	Supreme Court of Ohio	Starts your divorce case.
Answer / Counterclaim with children (SF 11 / SF 9) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form11.pdf	Supreme Court of Ohio	Your response and your own requests if you were served.
Parenting Proceeding Affidavit (DR-3 / Affidavit 3) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Affidavit3.pdf	Supreme Court of Ohio	Required when minor children are involved.

DEPOSIT · WITH CHILDREN

\$400

Divorce with minor children.

DEPOSIT · NO CHILDREN

\$325

Also a cross-claim/counterclaim.

CAN'T AFFORD IT?

\$0

Affidavit of Indigency available.

COMMON MISTAKES TO AVOID

What sends Henry filings back

- Signing forms before you reach the notary.
- Forgetting the DR-3 / DR-4 affidavits, the IV-D application, or the worksheet when you have kids.
- Missing the parenting class — due within 75 days.

DEADLINES THAT MATTER

The clocks in a Henry divorce

28 days to file your Answer after service (Civ.R. 12). The A-OK class is due within 75 days of filing. If the other side gets an ex parte order, you can request a hearing (set within about 10 days).

CUSTODY & PARENTING TIME

Learn the words Ohio actually uses.

Ohio does not use “joint custody,” “sole custody,” or “primary custody.” Learning the real terms matters, because the court and your paperwork will use them.

TWO ARRANGEMENTS

Shared parenting or one residential parent

The court either adopts shared parenting under a written plan, or names one parent the residential parent and legal custodian. Both parents can have a lot of time in either setup.

DECISIONS VS. ADDRESS

Legal custody vs. residential parent

Legal custody is the authority to make major decisions. The residential parent is mostly the address used for school and similar purposes. They are not the same thing.

THE SCHEDULE

Parenting time is separate

Parenting time is the schedule. It is set on the child’s best interest and is not decided by the custody label — parents can share time equally or unequally in either arrangement.

HENRY SPECIFICS

Henry uses Schedule A, Schedule B, and age plans.

Unless the court orders otherwise, parenting time follows Henry’s Standard Schedule A (under 150 miles) or Schedule B (long-distance, over 150 miles), plus the age-appropriate access plans in Appendix A. Adopting Schedule A or B meets the 90-overnight support threshold. See them in the four-county local rules: [the parenting Schedules](https://henrycountyfamilycourt.com/wp-content/uploads/2020/06/local-rules-5-1-2020.pdf) (<https://henrycountyfamilycourt.com/wp-content/uploads/2020/06/local-rules-5-1-2020.pdf>).

PARENTING CLASS

Mandatory — within 75 days

In any case allocating parental rights, both parents must complete the A-OK program within 75 days of filing (online at assistingourkids.com). Cases with children ages 5–17 also include the “What About Me” program. Missing it can cost you the allocation (Local Rule 11.01).

IF YOU ASK FOR SHARED PARENTING

You must file a plan

Asking for shared parenting is not enough on its own. The parent who wants it must submit a proposed shared parenting plan, or the court can’t consider it.

CHILD SUPPORT

How the number is set, paid, and changed.

Ohio uses an income-shares model: support is calculated from both parents' income, the cost of the child's health insurance, and work-related childcare. It is figured the same way whether you have shared parenting or one residential parent.

What drives the number

- Both parents' gross income (the court can impute income to a parent who is voluntarily unemployed or underemployed).
- The cost of the child's health insurance.
- Work-related childcare costs.
- Parenting time: 90 or more overnights a year usually triggers a 10% adjustment.

ESTIMATE IT

Run your own numbers with Gavvl's Ohio child support calculator:

gavvl.com/child-support-calculator

(<https://gavvl.com/child-support-calculator>)

Who administers it	Henry County CSEA, (419) 592-4633
How it's paid	Through Ohio Child Support Payment Central (CSPC)
When it can change	A substantial change — often a 10%+ change in the guideline amount — or 36 months after the order (administrative review)
When it ends	When the child turns 18 and graduates high school, or turns 19, whichever comes first (longer by agreement or for a child with special needs)

GOOD TO KNOW

Agreeing to less doesn't bind the court.

If both parents agree to a lower amount, the court still orders what it finds is in the child's best interest. It does not have to approve a lower number.

DIVIDING PROPERTY & SPOUSAL SUPPORT

Equitable does not mean equal.

Ohio courts divide marital property and debt fairly — which is not always 50/50.

What counts as marital usually turns on when something was acquired, not whose name is on it.

MARITAL VS. SEPARATE

When, not whose name
Property and debt built up during the marriage are usually marital. Inheritances and gifts are usually separate — if you can trace them. Mixing separate money into joint accounts can change that.

THE HARD ASSETS

Homes, retirement, business
Home equity and retirement are often part marital, part separate. Retirement is divided by a QDRO; some Ohio public pensions use a DOPO; military retirement has its own rules. A house, a business, or disputed values may need an appraisal or valuation.

STANDARD ORDERS

A mutual injunction is automatic
On filing a divorce, annulment, or legal separation, Henry issues a mutual preliminary injunction (Court Order #1) that binds both spouses from draining accounts, canceling insurance, or hiding assets. It is not a finding that either spouse did anything wrong.

SPOUSAL SUPPORT**Can it be changed later?**

A court can order spousal support in a divorce or legal separation. After the decree, it can be modified only if the decree reserved that power and circumstances have changed (R.C. 3105.18). If support matters in your case, file the DR-1 (Income & Expenses) affidavit.

A note on fault

It is usually wise to include no-fault grounds. Courts will not punish a spouse for bad behavior by itself — but behavior that drained marital money or affected the children's safety can matter to the result. Ohio does not recognize common-law marriage; the date of marriage, and the date of separation, are what count.

TEMPORARY ORDERS & RESTRAINING ORDERS

Rules for money, the house, and the kids while the case is open.

While a divorce, legal separation, or annulment is pending, either spouse can ask the Family Court for temporary orders, and in urgent situations for emergency (ex parte) orders. For violence, see the protection-order section.

The mutual preliminary injunction (Court Order #1)
 On filing a divorce, annulment, or legal separation, the court automatically issues this mutual injunction — no separate motion needed. It binds both spouses from harassing each other or the children, running up joint debt, selling or hiding assets, and canceling insurance or beneficiaries.

EMERGENCY (EX PARTE) ORDERS
 When there is a real, immediate danger. An ex parte order requires an affidavit of exigent circumstances and a statement of efforts to notify the other side. The enjoined party can request a hearing — set within about 10 days of the request (otherwise within three weeks of service).

TEMPORARY SUPPORT & CUSTODY
 While you wait for the final order
 The court can set temporary custody, parenting time, child support, and spousal support under Civ.R. 75(N). Financial requests need the DR-1 (Income & Expenses) affidavit, and there is no temporary support without a completed child-support worksheet.

ANSWER A COMPLAINT 28 days	PARENTING CLASS 75 days	EX PARTE → HEARING ~10 days
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CHANGING OR ENFORCING AN ORDER

After the decree, you go back to the same case.

Changes and enforcement happen by motion in your original Family Court case, heard by the Family Court (Judge Firestone or Magistrate Callejas). A post-judgment motion in a case with children is a \$280 deposit (re-opening a juvenile case, \$150).

CHANGE CUSTODY**Change in circumstances**

To change the residential parent or legal custodian, you show a change in circumstances and that the change serves the child's best interest (R.C. 3109.04). The court can order parenting education again.

CHANGE PARENTING TIME**Best interest**

Changing the schedule uses the best-interest standard (R.C. 3109.051). Use the standard Motion to Modify Parenting Time (SF 26).

CHANGE SUPPORT**Substantial change**

Ask for a review on a substantial change — often 10%+ — through the court or an administrative review at the CSEA. Spousal support changes only if the decree reserved jurisdiction.

ENFORCEMENT**When the other side won't follow the order**

File a Motion for Contempt with a separate Show Cause Order. The court can order make-up parenting time, a payment purge order (specific conditions to fix the violation and avoid the penalty), attorney fees, and — for willful violations — jail.

OUT-OF-STATE ORDERS**Registering a foreign order**

To enforce or change an out-of-state order here, you register it: custody under the UCCJEA (R.C. Chapter 3127), support under UIFSA (R.C. Chapter 3115, usually through the CSEA). Ask the Family Court about registering a foreign order.

Moving with the children

A residential parent who plans to move must file a Notice of Intent to Relocate (\$25) so the court can revisit parenting time (R.C. 3109.051(G)).

LEGAL SEPARATION & ANNULMENT

Two narrower paths — and what they are not.

Both are filed with the Family Court and heard by Judge Firestone. Keep them separate from divorce and dissolution, and from each other.

LEGAL SEPARATION (R.C. 3105.17)**Divides things, but you stay married**

A legal separation can divide property and set support, custody, and parenting time without ending the marriage. People choose it for religious or insurance reasons, or when they don't yet meet divorce residency. It is filed and processed like a divorce. It does not free either spouse to remarry, and either spouse can later seek a divorce.

ANNULMENT (R.C. 3105.31)**Treats the marriage as never valid**

An annulment is a court declaration that a marriage was void or voidable — not a divorce, and not available just because a marriage was short. Grounds are specific (for example bigamy, fraud or force, being under the age of consent, or a marriage never consummated) and carry strict time limits and proof requirements. Because it turns on those grounds, get legal advice.

Always confirm with the court

Counties handle annulment details differently, and Henry County publishes little on it — the standard Ohio forms and process apply. Confirm with the Family Court before you rely on a specific procedure. Military and international divorces also have their own rules and usually need experienced handling.

PROTECTION ORDERS

A court order to stop threats, abuse, or stalking.

In Henry County, domestic-violence, dating-violence, and stalking civil protection orders are filed in the Family Court (Domestic Relations Division, Judge Firestone); where the respondent is a juvenile, the Juvenile Division handles it. There is no filing fee for the person asking for protection.

PETITION	WHERE TO GET IT	WHEN TO USE IT
Domestic Violence CPO (Form 10.01-D) https://www.supremecourt.ohio.gov/docs/JCS/domesticViolence/protection_forms/DVForms/10.01D.pdf	Supreme Court of Ohio	Abuse or threats by a family or household member.
Dating Violence CPO (Form 10.01-P) https://www.supremecourt.ohio.gov/docs/JCS/domesticViolence/protection_forms/DVForms/10.01P.pdf	Supreme Court of Ohio	Abuse by someone you are or were dating.
Civil Stalking / SOOPO (Form 10.03-D) https://www.supremecourt.ohio.gov/docs/JCS/domesticViolence/protection_forms/stalkingForms/10.03D.pdf	Supreme Court of Ohio	Stalking or a sexual offense by anyone.

1

File — no fee

Bring the petition to the Family Court; there is no cost to you.

2

Same-day ex parte order

The court holds an ex parte hearing and can issue a same-day order if the petition shows an immediate risk.

3

Full hearing

A full hearing follows (often within about 7 to 10 days), where the court can issue an order lasting up to 5 years. Law enforcement serves the respondent.

IF AN ORDER IS VIOLATED

Call 911.

Violating a protection order is a crime, and you can also pursue contempt. (A criminal temporary protection order is different — the prosecutor files it in a criminal case.)

National Domestic Violence Hotline
 1-800-799-7233 · Henry County FACS (419)
 592-4210 · 855-OH-CHILD.

PROTECTING YOURSELF & YOUR KIDS

A few habits that help more than they seem to.

Family-law cases are stressful, and small choices can have big effects. None of this is about “winning” — it’s about protecting your children and yourself.

DO**Keep a clear record**

- Move important conversations to writing, and save texts, emails, and account information.
- Keep a simple timeline of missed visits or incidents.
- Follow every existing order, even an imperfect one.

DON'T**Avoid the backfires**

- Don't post about your case or your spouse on social media.
- Don't use the children as messengers or pull them into the conflict.
- Don't lock a spouse out, cancel their insurance, or destroy property — it violates the standard orders and hurts your case.

Kids' safety comes first — and so does yours.

If you are dealing with violence, financial pressure, or instability, help exists. Henry County FACS (419) 592-4210; statewide 1-855-OH-CHILD; National Domestic Violence Hotline 1-800-799-7233; or 911 in an emergency. Reach out — prioritizing well-being is not a sign of weakness.

NOT SURE WHERE TO START?**A 2-minute quiz can point you to the right path.**

Henry County's courts and forms can feel like a lot. If you're not sure whether you need a dissolution, a divorce, or something else, take Gavvl's free Find My Service quiz — it asks a few questions and points you to the right next step. gavvl.com/find-my-service (<https://gavvl.com/find-my-service>) · Or call (844) 694-2885.

PART TWO

Juvenile Court: custody when parents were never married.

When parents were never married to each other, the same Family Court (Judge Firestone) — exercising the county’s juvenile jurisdiction — handles parentage, custody, parenting time, and child support. The first question is whether there is already a court order.

QUICK PATHFINDER

Is there already an order?

Setting up a first order is different from changing one that already exists. And for an unmarried father, establishing parentage comes before — and separately from — any custody or parenting-time rights.

IN THIS PART

- Establishing parentage and first custody orders
- Parenting time and grandparent companionship
- Legal custody to a grandparent or other relative
- Changing or enforcing a juvenile order
- When Children Services is involved (CPS cases)

PARENTAGE & CUSTODY FOR UNMARRIED PARENTS

Two separate steps, in the right order.

Until a court orders otherwise, an unmarried mother is the sole residential parent and legal custodian by law (R.C. 3109.042). An unmarried father has to take two separate steps — and the order is the part people most often get wrong.

<p>01 Establish parentage first</p> <p>By a signed Acknowledgment of Paternity, an administrative order through the CSEA (it can order a DNA test), or a parentage case in the Family Court (Juvenile Division). This triggers child support — but by itself it does not give custody or parenting time.</p>	<p>02 Then ask for custody / parenting time</p> <p>Separately file in the Family Court (Juvenile Division) to be named residential parent or to set up shared parenting and a schedule. An at-home DNA test won't establish legal parentage — the court orders the test.</p>
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FORM	WHERE TO GET IT	WHAT IT'S FOR
Complaint for Parentage / Allocation (SF 23 / JF 2) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form23.pdf	Supreme Court of Ohio	Establishes parentage and asks for custody & parenting time.
Henry Family Court (forms & self-help) https://henrycountyfamilycourt.com/	Henry County	Uniform DR/juvenile forms, Schedules, and the Pro-Se Clinic.

CHILD SUPPORT

Set the same way

The Family Court (with the CSEA) sets support under the Ohio guidelines (R.C. Chapter 3119) and it is paid through Ohio Child Support Payment Central. Estimate it at gavvl.com/child-support-calculator (<https://gavvl.com/child-support-calculator>).

HENRY FILING FACTS

A new parentage or custody case is a \$200 deposit; publication, if needed, adds \$100. A Guardian ad Litem appointment is \$1,000 and a CASA appointment \$150 where ordered. File the DR-3 (Parenting Proceeding) affidavit with the case.

PARENTING TIME, COMPANIONSHIP & NON-PARENT CUSTODY

Time with a child — for parents and for relatives.

The words matter here. Parenting time is time a parent spends with a child; companionship (sometimes called visitation) is time a non-parent, like a grandparent, spends with a child.

GRANDPARENT / RELATIVE COMPANIONSHIP

Court-ordered time, in some situations

Ohio lets grandparents and certain relatives ask for companionship in defined situations — for example after a parent's death (R.C. 3109.11), or when parents are unmarried or divorcing (R.C. 3109.12). The court decides on the child's best interest.

LEGAL CUSTODY TO A NON-PARENT

When a relative is raising the child

A grandparent or other adult can ask the Family Court for legal custody (R.C. 2151.23). Because parents have a protected interest, a non-parent generally must first show the parents are unsuitable. Legal custody leaves the parents' residual rights intact — it is less permanent than adoption.

SHORT OF FULL CUSTODY

Power of Attorney & Caretaker Affidavit

For school and medical decisions short of full custody, a relative caregiver can use Ohio's Power of Attorney or Caretaker Authorization Affidavit (R.C. 3109.51–3109.80). The Family Court handles these filings; the Supreme Court Power of Attorney form is here: [Power of Attorney form](https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/powerAtty.pdf) (https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/powerAtty.pdf).

HENRY SPECIFICS

Schedule A / B and court mediation.

Henry uses Schedule A (under 150 miles) and Schedule B (long-distance) plus the Appendix A age plans, set out in the four-county local rules: [the parenting Schedules](https://henrycountyfamilycourt.com/wp-content/uploads/2020/06/local-rules-5-1-2020.pdf) (https://henrycountyfamilycourt.com/wp-content/uploads/2020/06/local-rules-5-1-2020.pdf).

Parenting and visitation disputes are referred to Northwest Ohio Court Mediation Services (not used in protection-order matters).

CHANGING A JUVENILE ORDER · WHEN CHILDREN SERVICES IS INVOLVED

Two very different situations.

Changes to a juvenile order happen in the same Family Court case. A child-protection (CPS) case is something else entirely — it is brought by the county to keep a child safe, not a custody fight between two parents.

MODIFY OR ENFORCE
Back to the same case

To change custody, show a change in circumstances plus best interest (R.C. 3109.04). To change parenting time, show best interest (R.C. 3109.051). To change support, show a substantial change, often 10%+ (R.C. 3119.79). To enforce an order, file a Motion for Contempt with a Show Cause Order in the same Family Court case.

REPORTING ABUSE OR NEGLECT
Who to call in Henry County.

Henry County FACS (Family, Adult & Children's Services): (419) 592-4210 during business hours. Any time, call the statewide hotline 1-855-OH-CHILD (1-855-642-4453), or 911 in an emergency. Ohio law protects good-faith reports.

FORM	WHERE TO GET IT	WHAT IT'S FOR
Motion for Change of Custody (SF 27 / JF 6) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form27.pdf	Supreme Court of Ohio	Asks to change the custody order.
Motion for Contempt (SF 24 / JF 3) https://www.supremecourt.ohio.gov/docs/JCS/CFC/DRForms/Form24.pdf	Supreme Court of Ohio	Enforces a juvenile order; file with a Show Cause Order.

IF A CPS CASE IS OPENED
What to expect — and your rights

Children Services assesses risk and usually tries to keep children safely at home with services, looking first to a relative if placement is needed. A court case can lead to protective supervision, temporary custody, a reunification case plan, or — in the most serious cases — termination of parental rights. You have the right to an attorney, including an appointed one if you qualify, and the court appoints a guardian ad litem for the child.

PART THREE

Probate Court: stepparent & kinship adoption.

Adoptions go through the separate Henry County Probate Division (Judge Amy C. Rosebrook), Suite 203, Napoleon — (419) 592-7771.

CONSENT

Whose yes you need

Usually both birth parents must consent. It may be excused if a parent failed, without justifiable cause, to support or contact the child for a year (R.C. 3107.07). A child 12+ consents too.

HOME STUDY

Usually required — not scary

The court typically requires an assessment or home study (background checks, a home visit, references); some stepparent cases are reduced. A standard step, not a test.

CUSTODY IS NOT ADOPTION

A permanent change

Legal custody can change later and leaves a parent's rights intact. Adoption permanently ends them and is final. In Ohio, unmarried people can't adopt together.

1

File the petition

File in the Probate Division using the Ohio standard probate forms, with consents; the Probate Court sets the deposit — confirm at (419) 592-7771.

2

Notices & assessment

Required parties are served notice (including a Putative Father Registry check); a home study is completed where required.

3

Hearing & decree

After the hearing, the court signs the decree and a new birth record issues.

IS ADOPTION THE RIGHT STEP?

Adoption questions are worth a conversation.

Consent and notice rules are where adoptions get complicated. The 2-minute quiz can help you sort out where you stand.

gavvl.com/find-my-service

(<https://gavvl.com/find-my-service>) · (844) 694-2885.

PART FOUR

How Gavvl Law can help.

This guide gave you the map. If you'd like company on the road, here is what working with our firm looks like. You don't always need the same kind of help — and we'll tell you when you don't.

FULL REPRESENTATION

A lawyer manages the whole case with you.

From first consultation through final orders: strategy, every filing, negotiation, and every court appearance. Best for complex, contested, or high-conflict cases, and anything that may go to trial. Billed as a retainer plus hourly fees.

LIMITED-SCOPE (FLAT FEE)

Hire us for the specific part you need.

Document drafting and filing, a single hearing, advice, or a document review — at a flat fee per task. Best for uncontested matters, simple modifications, and tight budgets. Not recommended for complex or high-conflict cases that need ongoing advocacy. A limited-scope matter can move to full representation if it becomes contested.

Divorce & dissolution

Strategy, settlement terms, filing packets, temporary orders, and final hearings.

Custody & parenting

Parenting schedules, shared parenting plans, modifications, and hearing preparation.

Child & spousal support

Support calculations, deviations, modifications, and enforcement.

Adoption

Stepparent and kinship adoption planning, consent review, and finalization.

WAYS TO PAY**Options that fit different budgets**

The available options depend on the service model. For limited-scope flat-fee work, you can pay in full or use Affirm, Klarna, or PayPal financing — or Gavvl Direct, an in-house plan with no credit check (a financed balance carries 19% annual interest, compounded monthly). For full-representation retainers, you can pay in full or use Affirm. Exact payment amounts are calculated when you enroll. Financing questions: financing@gavvl.com.

TAKE THE NEXT STEP

Three easy ways to get started.

Whichever path fits, the first move is small. Start with the quiz if you're not sure, or reach out directly.

START HERE

Find My Service quiz

About 2 minutes. Answer a few questions and get a personalized recommendation and financing options.

gavvl.com/find-my-service

(<https://gavvl.com/find-my-service>)

TALK TO US

Low-cost consultation

Schedule a low-cost consultation by phone or video.

(844) 694-2885

support@gavvl.com

ONLINE

Get started page

Begin online whenever it's convenient.

gavvl.com/start

(<https://gavvl.com/start>)

Why families choose Gavvl Law

A modern Ohio family-law firm serving all 88 counties, with 4.8+ stars across 90+ verified Google reviews and more than 50 years of combined family-law experience. Recognized by Best Lawyers as a 2026 "Firm to Watch." Co-founded by attorneys who have personally been through divorce and custody. (Awards and ratings reflect others' experiences and aren't a prediction about your case.)

READY WHEN YOU ARE

Not sure which path fits your situation?

Take the 2-minute quiz or reach out directly. We'll help you name the court, the likely path, and the level of help that fits the moment — no pressure.

(844) 694-2885

support@gavvl.com

gavvl.com/find-my-service

1677 Old Henderson Road, Columbus, OH 43220

IMPORTANT DISCLOSURES

The fine print, in plain language.

Please read these before relying on anything in this guide.

Information, not legal advice

This guide explains how things generally work in Henry County, but it can't account for the facts of your situation. Reading it, downloading it, or contacting Gavvl Law does not make you a client or create an attorney-client relationship. Only a signed engagement agreement does that. For advice about your own case, talk with a licensed Ohio attorney.

Fees and procedures change

Court fees, forms, and procedures change. The information here was verified as of June 18, 2026 from official Henry County court sources. Always confirm current fees and requirements with the Henry County Clerk of Courts before you file.

About awards and reviews

Awards, ratings, and reviews reflect the experiences of other clients and the opinions of the rating organizations. They are not a guarantee or prediction of the outcome of your case. Every case is different.

Jurisdiction & privacy

Gavvl Law attorneys are licensed to practice law in Ohio. This guide describes Ohio law and Henry County procedure only. Our privacy policy is at gavvl.com/privacy-policy.

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