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**CAUSE NO:**

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|  | | **§** | **IN THE** | |  | | | **COURT** |
| **APPLICANT** | | **§** |  |  | |  | | |
| **VS.** |  | **§** |  |  | |  | | |
|  |  | **§** |  |  | |  | | |
|  | | **§** |  | | | | **COUNTY, TEXAS** | |
| **RESPONDENT** | |  |  | | | |  | |

**SEPARATION OF WIRELESS TELEPHONE SERVICE ACCOUNT**

**UNDER SECTION 85.0225**

On the , day of , 20, the Court reviewed the evidence before it and determined that the Applicant is eligible for the separation of a wireless telephone service account under §85.0225, Family Code.

The Court found that:

* The Applicant  is the primary user of and/or has care and custody of children who are the primary users of the mobile phone numbers listed below and associated devices, by a preponderance of the evidence.
* The name and billing wireless telephone number of the Respondent, the current wireless telephone service account holder, is

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* The Respondent currently has control and financial responsibility for the wireless telephone service account associated with the aforementioned mobile phone numbers and associated devices.
* is the wireless telephone service provider for the aforementioned mobile phone numbers and devices (hereinafter “Phone Company”).

Accordingly, **IT IS ORDERED** that Phone Company transfer all financial responsibility for and right to use the following wireless telephone numbers to the Applicant’s control as soon as practicable but no later than the fifth business day after receipt of this order:

[Phone Number, including area code]

[Phone Number, including area code]

[Phone Number, including area code]

**(Add additional numbers as needed)**

If further action is required by the Applicant to complete the transfer process, the Phone Company shall make a description of the necessary procedures available in writing to the Applicant.

Phone Company may charge Applicant routine and customary fees and impose routine and customary requirements for establishing a wireless telephone service account, including requiring Applicant to provide proof of identification, financial information, and customer references.

**IT IS FURTHER ORDERED** that Phone Company may not:

1. impose a penalty for early termination of a contract in connection with separating a wireless telephone service account under this order;
2. hold the Applicant responsible for any outstanding balance of the Respondent's wireless telephone service account or require payment of the outstanding balance as a condition of separating a wireless telephone service account under this order;
3. charge a fee for transferring the wireless telephone number in addition to the usual and customary fees for establishing a wireless telephone service account; or
4. share the Applicant’s contact information with the Respondent in any way in the process of separating the account and facilitating this transfer.

The Phone Company is not required to complete the transfer of use, control, and financial responsibility of the aforementioned mobile phone numbers and associated mobile devices if:

* 1. the wireless telephone service account holder named in the order has terminated the account;
  2. a difference in network technology would prevent or impair the functionality of a device on a network if the transfer occurs;
  3. the transfer would cause a geographic or other limitation on the network or service provision to the Applicant; or
  4. another technological or operational issue would prevent or impair the use of the wireless telephone number if the transfer occurs.

A wireless telephone service provider or an officer, employee, or agent of the provider is not subject to civil liability for actions taken as required by this court order rendered under Section 85.0225, Family Code.

DATE SIGNED BY JUDGE: **/  /**

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|  |  | PRESIDING JUDGE’S SIGNATURE |
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|  |  | PRESIDING JUDGE’S PRINTED NAME |