

Dissolution Brief



Legal Assistance Office, LSST – 29 Palms

Resources



- **Legal Assistance Office, LSST-W, Twentynine Palms, CA**

<http://www.29palms.marines.mil/Offices/LegalServicesSupportTeam/LegalAssistance.aspx>

—(760) 830-6111

- **California Self Help Center**

—<http://www.courts.ca.gov/selfhelp.htm>

- **California Family Law Facilitator's Office**

—Joshua Tree Courthouse

—6527 White Feather Road, Joshua Tree, CA 92252

- **California Child Support Calculator**

—<http://childsup.ca.gov/Resources/CalculateChildSupport.aspx>



MCCS Services



- Counseling services for anger, combat operational stress, and depression
 - Counseling available to individuals and couples
- Classes in stress management, baby boot camp and parenting
- Counseling Services Main Office
 - Bldg. 1438 (760) 830-7277
- New Parent Support Program
 - Bldg. 1438 (760) 830-7622
- Prevention and Education Services
(760) 830-4950/6345



Summary Dissolution



- A quick, easy way to get divorced
- Do not even have to appear before a judge
- Must meet all of the following criteria:
 - Married less than 5 years
 - No children born during marriage and spouse not pregnant
 - Do not own any real property
 - Do not owe more than \$6,000 in debts acquired during marriage
- Car loans are not included
- Student loans cannot exceed \$41,000
- Own less than \$41,000 in property acquired during marriage



California Dissolution



- Not necessary for both spouses to agree to end the marriage
 - Either spouse can decide to end the marriage, and even if the other spouse does not want to end the marriage, he or she cannot stop the process
 - If a spouse does not participate in the divorce, the other spouse may still obtain a default judgment and the divorce will continue
- California is a “no fault” divorce state
 - The spouse asking for the divorce does not have to prove that the other spouse did something wrong
 - Must simply state divorce is due to “irreconcilable differences”

California Dissolution



- LAO only handles dissolutions within the state of California
- Do you qualify:
 - Married in California; or
 - You or your spouse lived here for the past 6 months



for



- You children must have lived here for at least the past 6 months for a court to have jurisdiction over any child custody/support issues

California Dissolution Process



- (1) Petitioner obtains and completes all applicable forms
- (2) Petitioner files all applicable forms with the court clerk (\$435 Fee)
- (3) A person at least 18 and not involved in the case serves the other spouse copies of the Petitioner's court forms
- (4) Respondent decides how he/she wants to respond
- (5) If the Respondent chooses to file a response, he/she obtains and completes all applicable forms, then files them with the court clerk
- (6) A person at least 18 and not involved in the case serves the other spouse a copy of the Respondent's court forms
- (7) Parties conduct a preliminary declaration of disclosure which requires the exchange financial documents that show what they own and owe
- (8) Judge must approve and sign a judgment before divorced finalized



Uncontested Divorces

- Benefits of an Uncontested Divorce:
 - Faster
 - No Legal Fees
 - Less Hassle and Heartache
 - You and Your Spouse Decide – Not a Judge



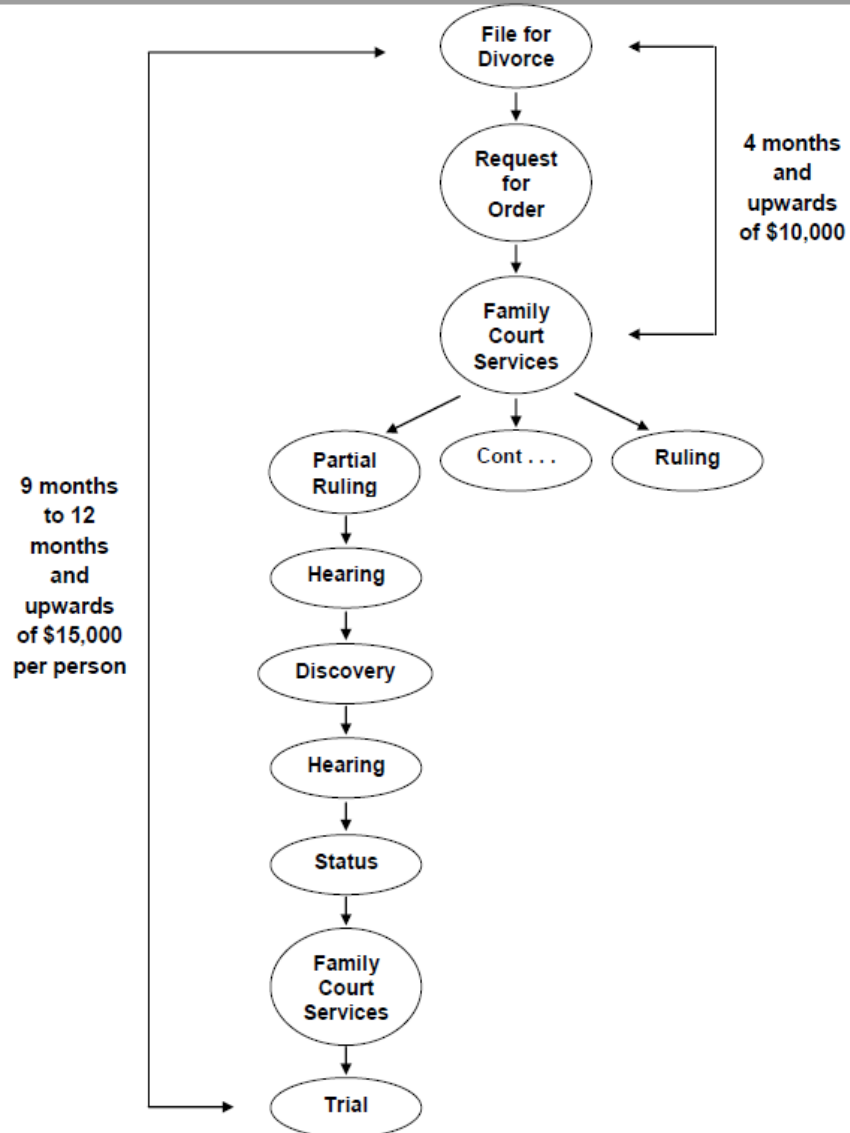
Contested Divorces



- LAO is unable to assist with contested divorces
- Unable to communicate without arguing
- Cannot work together through issues in a calm, collected manner
- Cannot reach an agreement on significant issues, such as child custody or support, distribution of property, or retirement



Contested Divorces Process



LAO Mediation Services



- Topics Addressed at Mediation:

- Property/Automobile Division
- Debt Division
- Retirement Division
- Child/Spousal Support
- Child Custody/Visitation
- Life/Health Insurance

- LAO Mediation Process:

- File petition with court clerk
- Obtain Mediation Packet from LAO
- Return to LAO to schedule mediation



LAO Mediation Services Cont...



- Both spouses must attend the mediation in person
- Just as important to attend the mediation as it was to attend the wedding
- Pertains to many responsibilities and obligations which may last well into the future, for example:
 - Sergeant ending a 5 year marriage with 2 minor children may pay upwards of \$200,000 in spousal support and child support over the lives of the children
- Does not factor in debt allocation retained retirement benefits
- Bottom Line – Both Spouses Must Be Present To Ensure Integrity Of Process



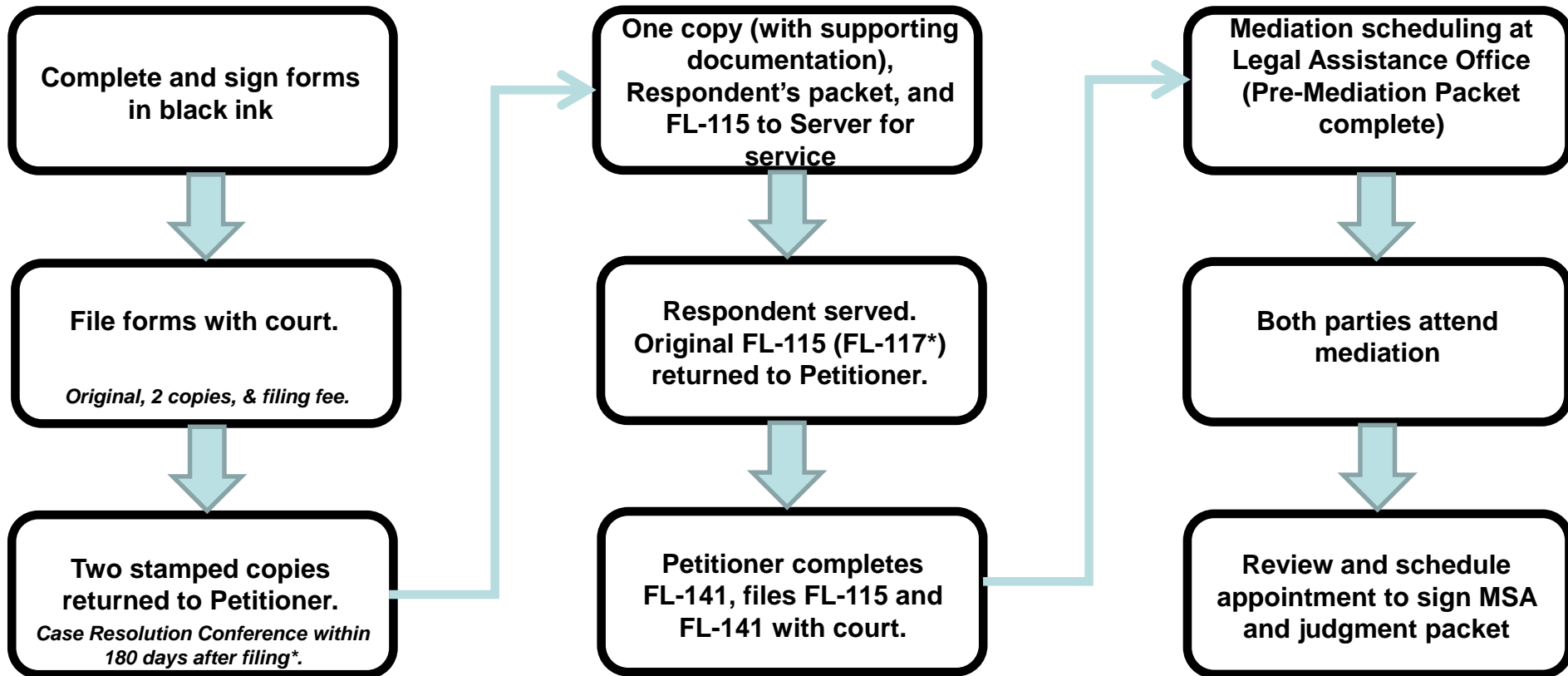
Benefits of Mediation



- Spouses decide between themselves – not a judge
- Maintain privacy by staying out of a courtroom
- Able to control conditions of agreement - no surprises
- Less costly without incurring attorney's fees
- Continues until both spouses agree on the terms
- Less hassle and heartache than litigation
- Does not preclude litigation if mediation is unsuccessful
- More efficient than litigation
- Flexible schedule without required court hearings



29 Palms Mediation Process



**California Rules for Court 5.83c(2)*

California Dissolution Timeline



- (1) Obtain and complete forms
- (2) File forms with court
- (3) Serve copies on spouse
- (4) Date of service starts 6 month “cooling off” period
- (5) Schedule mediation at LAO
- (6) Attend mediation at LAO (2-3 weeks)
- (7) LAO drafts Marital Settlement Agreement (MSA) (2-3 weeks)
- (8) File MSA with court
- (9) Complete final declaration of disclosure forms
- (10) After 6 months and 1 day, judge may enter final divorce decree

MEDIATION TIMELINE EXAMPLE



24 Feb 2015	Attends LAO Dissolution Brief
25 Feb 2015	<ul style="list-style-type: none">- Both parties file papers- Spouse is served- Parties schedule mediation at LAO
9 Mar 2015 (12 days)	<ul style="list-style-type: none">- Mediation conducted
23 Apr 2015 (57 days)	<ul style="list-style-type: none">- Parties sign MSA and judgment packet
29 Apr 2015 (63 days)	<ul style="list-style-type: none">- MSA & judgment packet submitted to court
30 Apr 2015 (64 days)	<ul style="list-style-type: none">- Judgment granted by court
11 May 2015 (75 days)	<ul style="list-style-type: none">- Parties received final judgment by mail
26 Aug 2015 (182 days)	<ul style="list-style-type: none">- Effective date of divorce

Servicemember Specific Benefits



- Marines are able to handle mediation on their own time without having to miss training for court appearances
- Provisions within agreement tailored to military lifestyle
 - Pre-Deployment/Post-Deployment visitation with child(ren)
 - Military deployment/duties not held against Marine for custody purposes
- Able to establish interim child/spousal support terms without resorting to Chapter 15 Complaints
- Resolves pending custody/support issues for Marines quickly, allowing them to focus on their mission
- Issues addressed faster in order to prevent holds from executing deployment/PCS orders

Questions?



- Only ask questions related to the information covered in the brief
- I am unable to answer questions specific to your individual situation



- You will have the opportunity after the brief to see if there are any remaining slots to speak to an attorney today, otherwise you may make an appointment

Dissolution Forms



Legal Assistance Office, LSST – 29 Palms





Your name and address.



The address of the accident, performance, party, detention, place of business, or other factor which qualifies this case for filing in the above-designated district is:

(NAME - INDICATE TITLE OR OTHER QUALIFYING FACTOR)

ADDRESS

(CITY)

(STATE)

(ZIP CODE)

I declare, under penalty of perjury, that the foregoing is true and correct and that this declaration was executed on

, 2015

at

, California

Signature of Attorney/Party



FL-100

PETITION-MARRIAGE

(Family Law)

CAPTION BOX



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (Name):

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

PETITIONER:

RESPONDENT:

PETITION FOR

☐ Dissolution (Divorce) of:

☐ Legal Separation of:

☐ Nullity of:

☐ Marriage

☐ Marriage

☐

☐ Domestic Partners

FOR COURT USE ONLY

**Stamped by
Court Clerk
when filed with
the court.**

CASE NUMBER:

**Provided by Court Clerk
when filed with the court.**

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

John Andrew Doe
123 Center Street
Oceanside, California 92054

TELEPHONE NO.: **123-456-7890**

FAX NO.:

E-MAIL ADDRESS: **johndoe@yahoo.com**

ATTORNEY FOR (Name):

FOR COURT USE ONLY

**Names must be spelled
the same on all forms.**

**“In Pro Per”
or
“Self-Represented
Litigant”**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

**Dissolution
Legal Separation
Nullity**

PETITIONER: **John Andrew Doe**

RESPONDENT: **Jane Ann Doe**

PETITION FOR

☐ **AMENDED**

☒ **Dissolution (Divorce) of:**

☒ **Marriage**

☐ **Domestic Partnership**

CASE NUMBER:

☐ **Legal Separation of:**

☐ **Marriage**

☐ **Domestic Partnership**

☐ **Nullity of:**

☐ **Marriage**

☐ **Domestic Partnership**

1. **LEGAL RELATIONSHIP** (check all that apply):

- a. ☒ We are married.
- b. ☐ We are domestic partners and our domestic partnership was established in California.
- c. ☐ We are domestic partners and our domestic partnership was NOT established in California.

2. **RESIDENCE REQUIREMENTS** (check all that apply):

Check one or both.

- a. ☒ Petitioner ☐ Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of this *Petition*. (For a divorce, at least one person in the legal relationship described in items 1a and 1c must comply with this requirement.)
- b. ☐ We are the same sex and were married in California but are not residents of California. Neither of us lives in a state or nation that will dissolve the marriage. This case is filed in the county in which we married.
Petitioner's residence (state or nation): _____ Respondent's residence (state or nation): _____
- c. ☐ Our domestic partnership was established in California. Neither of us has to be a resident or have a domicile in California to dissolve our partnership here.

3. **STATISTICAL FACTS**

- a. ☒ (1) Date of marriage (specify): **December 1, 2010** (2) Date of separation (specify): **December 1, 2014**
(3) Time from date of marriage to date of separation (specify): **4** Years **0** Months
- b. ☐ (1) Registration date of domestic partnership with the California Secretary of State or other state equivalent (specify below)
(2) Date of separation (specify): _____
(3) Time from date of registration of domestic partnership to date of separation (specify): _____ Years _____ Months

Minor Children – biological or adopted child(ren) under 18 years old belonging to Petitioner and Respondent. Does not include step children.

4. MINOR CHILDREN *(children born before (or born or adopted during) the marriage or domestic partnership):*

a. ☐ There are no minor children.

b. ☐ The minor children are:

Child's name

Birthdate

Age

Sex

(1) ☐ continued on [Attachment 4b](#).

(2) ☐ a child who is not yet born.

**Check only if Wife is pregnant
at the time of filing with the
court.**

c. If there are minor children of Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form [FL-105](#)) must be attached.

d. ☐ Petitioner and Respondent signed a voluntary declaration of paternity. A copy ☐ is ☐ is not attached.

PETITIONER: **John Andrew Doe**

CASE NUMBER:

RESPONDENT: **Jane Ann Doe**

Petitioner requests that the court make the following orders:

5. LEGAL GROUNDS (Family Code sections 2200–2210, 2310–2312)

- a. ☒ Divorce or ☐ Legal separation of the marriage or domestic partnership based on *(check one)*:
- (1) ☒ irreconcilable differences. (2) ☐ permanent legal incapacity to make decisions.
- b. ☐ Nullity of void marriage or domestic partnership based on:
- (1) ☐ incest. (2) ☐ bigamy.
- c. ☐ Nullity of voidable marriage or domestic partnership based on:
- (1) ☐ petitioner's age at time of registration of domestic partnership or marriage. (4) ☐ fraud.
- (2) ☐ prior existing marriage or domestic partnership. (5) ☐ force.
- (3) ☐ unsound mind. (6) ☐ physical incapacity.

6. CHILD CUSTODY AND VISITATION (PARENTING TIME)

	Petitioner	Respondent	Joint	Other
a. Legal custody of children to	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Physical custody of children to	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Child visitation (parenting time) be granted to	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>

As requested in: ☐ form [FL-311](#) ☐ form [FL-312](#) ☐ form [FL-341\(C\)](#)
☐ form [FL-341\(D\)](#) ☐ form [FL-341\(E\)](#) ☐ [Attachment 6c\(1\)](#)

d. ☐ Determine the parentage of children born to Petitioner and Respondent before the marriage or domestic partnership.

7. CHILD SUPPORT

- a. If there are minor children born to or adopted by Petitioner and Respondent before or during this marriage or domestic partnership, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party.
- b. An earnings assignment may be issued without further notice.
- c. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.
- d. ☐ Other (specify):

6a. Legal Custody – decision maker for health, education, and welfare of the child(ren).

6b. Physical Custody – the parent the child(ren) will live with the majority of the time.

6c. Child Visitation – the parent with visitation rights to the child(ren).

8. SPOUSAL OR DOMESTIC PARTNER SUPPORT

- a. ☐ Spousal or domestic partner support payable to ☐ Petitioner ☐ Respondent
- b. ☐ Terminate (end) the court's ability to award support to ☐ Petitioner ☐ Respondent
- c. ☐ Reserve for future determination the issue of support payable to ☐ Petitioner ☐ Respondent
- d. ☒ Other (specify):

Petitioner currently paying \$500 per month for spousal support ordered by the ???? Court for a different relationship.

9. SEPARATE PROPERTY

- a. ☐ There are no such assets or debts that I know of to be confirmed by the court.
- b. ☒ Confirm as separate property the assets and debts in ☒ *Property Declaration* (form [FL-160](#)) ☐ [Attachment 9b](#)
☒ the following list. Item Confirm to
All property owned by Petitioner prior to marriage or acquired during the marriage by gift, inheritance, bequest, devise, or descent, all accumulations and earnings acquired after the date of separation, in addition to other separate property unknown to Petitioner at this time. Petitioner reserves the right to amend petition upon further discovery....Petitioner.

8a. Check Petitioner if you want the court to order your spouse to pay you spousal support. Check Respondent if you want the court to order you to pay your spouse spousal support.

8b. Check the appropriate box if you want to court to terminate the ability to award spousal support to the Petitioner and/or Respondent.

8c. Check the appropriate box if you want to reserve spousal support for a future determination.

8d. Indicate any other issue(s) you want to the court to consider.

PETITIONER: **John Andrew Doe**RESPONDENT: **Jane Ann Doe**

CASE NUMBER:

10. COMMUNITY AND QUASI-COMMUNITY PROPERTY

- a. ☐ There are no such assets or debts that I know of to be divided by the court.
- b. ☒ Determine rights to community and quasi-community assets and debts. All such assets and debts are listed ☒ in *Property Declaration* (form [FL-160](#)) ☐ in [Attachment 10b](#).
☐ as follows (*specify*):

11. OTHER REQUESTS

- a. ☐ Attorney's fees and costs payable by ☐ Petitioner ☐ Respondent
- b. ☐ Petitioner's former name be restored to (*specify*):
- c. ☐ Other (*specify*):

☐ Continued on [Attachment 11c](#).



12. I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

John Andrew Doe

(TYPE OR PRINT NAME)



John Doe

(SIGNATURE OF PETITIONER)

Date:

In Pro Per

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR PETITIONER)

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child, spousal or partner support.

NOTICE—CANCELLATION OF RIGHTS: Dissolution or legal separation may automatically cancel the rights of a domestic partner or spouse under the other domestic partner's or spouse's will, trust, retirement plan, power of attorney, pay-on-death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a domestic partner or spouse as beneficiary of the other partner's or spouse's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports, to determine whether they should be changed or whether you should take any other actions. Some changes may require the agreement of your partner or spouse or a court order.



FL-105/GC120

DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)

****Complete only if there are minor children of the marriage eighteen years or younger. Do not include step children unless adopted by the Petitioner and Respondent. If more than two minor children of the marriage, supplemental form FL-105A/GC-120A will be needed.****

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

TELEPHONE NO.: FAX NO. (Optional):
E-MAIL ADDRESS (Optional):
ATTORNEY FOR (Name):

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:
MAILING ADDRESS:
CITY AND ZIP CODE:
BRANCH NAME:

PETITIONER: (This section applies only to family law cases.)
RESPONDENT:
OTHER PARTY:

(This section applies only to guardianship cases.)
GUARDIANSHIP OF (Name): **Leave blank** Minor

**DECLARATION UNDER UNIFORM CHILD CUSTODY
JURISDICTION AND ENFORCEMENT ACT (UCCJEA)**

1. I am a party to this proceeding to determine custody of a child.
2. ☐ My present address and the present address of each child residing with me is confidential under Family Code section 3429 as I have indicated in item 3.
3. There are (specify number): **#** minor children who are subject to this proceeding, as follows:

(Insert the information requested below. The residence information must be given for the last FIVE years.)

a. Child's name		Place of birth	Date of birth	Sex
Jacob Nicholas Doe		Richmond, Virginia	July 31, 2010	M
Period of residence	Address	Person child lived with (name and complete current address)		Relationship
07/2013 to present	123 Center Street Oceanside, CA 92054 <input type="checkbox"/> Confidential	John Andrew Doe <input type="checkbox"/> Confidential		Father
07/2010 to 07/2013	Child's residence (City, State) 456 North Avenue Richmond, VA 23218	Person child lived with (name and complete current address) Jane Ann Doe		Mother
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		

b. Child's name Jill Ann Doe		Place of birth Richmond, Virginia	Date of birth April 2, 2012	Sex F
<input checked="" type="checkbox"/> Residence information is the same as given above for child a. <i>(If NOT the same, provide the information below.)</i>				

Period of residence to present	Address <input type="checkbox"/> Confidential	Person child lived with <i>(name and complete current address)</i> <input type="checkbox"/> Confidential	Relationship
to	Child's residence <i>(City, State)</i>	Person child lived with <i>(name and complete current address)</i>	
to	Child's residence <i>(City, State)</i>	Person child lived with <i>(name and complete current address)</i>	
		Person child lived with <i>(name and complete current address)</i>	

Check boxes c and d only if additional space is required.

- c. ☐ Additional residence information for a child listed in item a or b is continued on attachment 3c.
- d. ☐ Additional children are listed on form *FL-105(A)/GC-120(A)*. *(Provide all requested information for additional children.)*

SHORT TITLE:

CASE NUMBER:

In re marriage of: Doe, John and Jane
Doe, John and Smith, Jane

Same last name

Different last name

4. Do you have information about, or have you participated as a party or as a witness or in some other capacity in, another court case or custody or visitation proceeding, in California or elsewhere, concerning a child subject to this proceeding?

☐ Yes ☒ No (If yes, attach a copy of the orders (if you have one) and provide the following information):

Proceeding	Case number	Court (name, state, location)	Court order or judgment (date)	Name of each child	Your connection to the case	Case status
a. <input type="checkbox"/> Family						
b. <input type="checkbox"/> Guardianship						
c. <input type="checkbox"/> Other						

Proceeding	Case Number	Court <i>(name, state, location)</i>
d. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency		
e. <input type="checkbox"/> Adoption		

5. ☐ One or more domestic violence restraining/protective orders are now in effect. *(Attach a copy of the orders if you have one and provide the following information):*

Court	County	State	Case number <i>(if known)</i>	Orders expire <i>(date)</i>
a. <input type="checkbox"/> Criminal				
b. <input type="checkbox"/> Family				
c. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency				
d. <input type="checkbox"/> Other				

6. Do you know of any person who is not a party to this proceeding who has physical custody or claims to have custody of or visitation rights with any child in this case? ☐ Yes ☒ No (If yes, provide the following information):

a. Name and address of person	b. Name and address of person	c. Name and address of person
<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights
Name of each child	Name of each child	Name of each child

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

Print and sign

JOHN ANDREW DOE

(TYPE OR PRINT NAME)

John Doe

(SIGNATURE OF DECLARANT)

7. ☐ Number of pages attached: _____

NOTICE TO DECLARANT: You have a continuing duty to inform this court if you obtain any information about a custody proceeding in a California court or any other court concerning a child subject to this proceeding.



FL-110 SUMMONS (Family Law)

SUMMONS (Family Law)**CITACIÓN (Derecho familiar)**

NOTICE TO RESPONDENT (Name): Jane Ann Doe
AVISO AL DEMANDADO (Nombre):

FOR COURT USE ONLY
 (SOLO PARA USO DE LA CORTE)

You have been sued. Read the information below and on the next page.
Lo han demandado. Lea la información a continuación y en la página siguiente.

Petitioner's name is: **John Andrew Doe**
Nombre del demandante:

CASE NUMBER (NÚMERO DE CASO):

You have 30 calendar days after this *Summons* and *Petition* are served on you to file a *Response* (form [FL-120](#)) at the court and have a copy served on the petitioner. A letter, phone call, or court appearance will not protect you.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs.

For legal advice, contact a lawyer immediately. Get help finding a lawyer at the California Courts Online Self-Help Center (www.courts.ca.gov/selfhelp), at the California Legal Services website (www.lawhelpca.org), or by contacting your local county bar association.

Tiene 30 días de calendario después de haber recibido la entrega legal de esta Citación y Petición para presentar una Respuesta (formulario [FL-120](#)) ante la corte y efectuar la entrega legal de una copia al demandante. Una carta o llamada telefónica o una audiencia de la corte no basta para protegerlo.

Si no presenta su Respuesta a tiempo, la corte puede dar órdenes que afecten su matrimonio o pareja de hecho, sus bienes y la custodia de sus hijos. La corte también le puede ordenar que pague manutención, y honorarios y costos legales.

Para asesoramiento legal, póngase en contacto de inmediato con un abogado. Puede obtener información para encontrar un abogado en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en el sitio web de los Servicios Legales de California (www.lawhelpca.org) o poniéndose en contacto con el colegio de abogados de su condado.

NOTICE—RESTRAINING ORDERS ARE ON PAGE 2:

These restraining orders are effective against both spouses or domestic partners until the petition is dismissed, a judgment is entered, or the court makes further orders. They are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.

FEE WAIVER: If you cannot pay the filing fee, ask the clerk for a fee waiver form. The court may order you to pay back all or part of the fees and costs that the court waived for you or the other party.

AVISO—LAS ÓRDENES DE RESTRICCIÓN SE

ENCUENTRAN EN LA PÁGINA 2: Las órdenes de restricción están en vigencia en cuanto a ambos cónyuges o miembros de la pareja de hecho hasta que se despidan las peticiones, se emita un fallo o la corte dé otras órdenes. Cualquier agencia del orden público que haya recibido o visto una copia de estas órdenes puede hacerlas acatar en cualquier lugar de California.

EXENCIÓN DE CUOTAS: Si no puede pagar la cuota de presentación, pida al secretario un formulario de exención de cuotas. La corte puede ordenar que usted pague, ya sea en parte o por completo, las cuotas y costos de la corte previamente exentos a petición de usted o de la otra parte.

[SEAL]

**Petitioner's
Name
Address
Telephone #**

1. The name and address of the court are *(El nombre y dirección de la corte son)*:

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

6527 White Feather Road
PO BOX 6602
Joshua Tree, CA 92252

2. The name, address, and telephone number of the petitioner's attorney, or the petitioner without an attorney, are: *(El nombre, dirección y número de teléfono del abogado del demandante, o del demandante si no tiene abogado, son)*:

**John Andrew Doe
123 Center Street
Oceanside, California 92054
123-456-7890**

Date *(Fecha)*:

Clerk , by *(Secretario, por)* _____ , Deputy *(Asistente)*

STANDARD FAMILY LAW RESTRAINING ORDERS



Starting immediately, you and your spouse or domestic partner are restrained from:

1. removing the minor children of the parties from the state or applying for a new or replacement passport for those minor children without the prior written consent of the other party or an order of the court;
2. cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties and their minor children;
3. transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, without the written consent of the other party or an order of the court, except in the usual course of business or for the necessities of life; and
4. creating a nonprobate transfer or modifying a nonprobate transfer in a manner that affects the disposition of property subject to the transfer, without the written consent of the other party or an order of the court. Before revocation of a nonprobate transfer can take effect or a right of survivorship to property can be eliminated, notice of the change must be filed and served on the other party.

**Apply to
Petitioner as
soon as
dissolution
papers are
filed with the
court.**

**Apply to
Respondent
as soon as
served.**



FL-160

PROPERTY DECLARATION

(Family Law)

The form is used to declare all community property.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

TELEPHONE NO.:

FAX NO. :

E-MAIL ADDRESS:

ATTORNEY FOR (Name): In Pro Per

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO

6527 White Feather Road
P.O. Box 6602
Joshua Tree, CA 92252

PETITIONER:

RESPONDENT:

OTHER PARENT/PARTY:



PETITIONER'S



RESPONDENT'S



COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION



SEPARATE PROPERTY DECLARATION



FL-160 contents

Date of Marriage

Marriage

Date of Separation

Separate Property

Community Property

- Gift
- Inheritance
- Will
- Gambling Debt
- Student Loan

Separate Property

A		B	C - D = E			F	
ITEM NO.	BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
1. REAL ESTATE 123 Center Street Oceanside, CA 92054		During marriage	\$ 400000	\$ 200000	\$ 200000	\$ 100000	\$ 100000
2. HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES Already divided		During marriage	1000	0	1000	500	500
Antique Lamp		During marriage	1500	0	1500	1500	0
3. JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc. Misc items		During marriage	5000	0	5000	5000	0
4. VEHICLES, BOATS, TRAILERS							
2013 Kia Soul		During marriage	25000	22000	3000	3000	0
2012 Kia Optima		During marriage	10000	0	10000	0	10000

DATE ACQUIRED
Before Marriage or BM
During Marriage or DM
After Separation or AS

5. SAVINGS ACCOUNTS							
Nations Bank/1234	During marriage	\$9325	\$0	\$9325	\$4662.50	\$4662.50	
6. CHECKING ACCOUNTS							
USAA/5678	During marriage	\$5000	\$0	\$5000	\$5000	\$0	
7. CREDIT UNION, OTHER DEPOSITORY ACCOUNTS		\$	\$	\$	\$	\$	
NFCU/9012	During marriage	\$5000	\$0	\$5000	\$0	\$5000	
8. CASH							
\$2000 in safe located at 123 Center Street Oceanside, CA	During marriage	\$2000	\$0	\$2000	\$1000	\$1000	
9. TAX REFUND							
2013 Federal	During marriage	\$4000	\$0	\$4000	\$1000	\$3000	
10. LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE							
State Farm/1111	During marriage						
11. STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS							
Apple/2222	During marriage	\$6000	\$0	\$6000	\$4000	\$2000	

12. RETIREMENT AND PENSIONS

Military Retirement

During marriage

Unknown

Unknown

Unknown

By law

By law

American Century Retirement

During marriage

\$60000

\$0

\$60000

\$30000

\$30000

13. PROFIT-SHARING, IRAS, DEFERRED COMPENSATION ANNUITIES

General Electric 401K

During marriage

\$60000

\$0

\$60000

\$45,000

\$15,000

14. ACCOUNTS RECEIVABLE
UNSECURED NOTES

**Bruce Smith owes the
Petitioner \$750**

During marriage

\$750

\$0

\$750

\$750

\$0

15. PARTNERSHIP, OTHER
BUSINESS INTERESTS

If you own your own business or have partnership shares.



16. OTHER ASSETS						
Twelve (12) Antique Rifles	During marriage	\$15000	\$0	\$15000	\$15,000	\$0
17. ASSETS FROM CONTINUATION SHEET						
18. TOTAL ASSETS	Not required to total					

Page 3 - debts (complete columns A and D only)



19. STUDENT LOANS		\$	\$	\$
20. TAXES 2014 Federal	During marriage	\$315	\$315	\$0
21. SUPPORT ARREARAGES If you or your spouse owes any back child or spousal support.				
22. LOANS—UNSECURED Nations Bank Vehicle Loan/4444	During marriage	\$22000	\$22000	\$0

<p>23. CREDIT CARDS</p> <p>Capital One/5555</p> <p>NFCU Visa/3333</p>	<p>During marriage</p> <p>During marriage</p>	<p>\$2000</p> <p>\$2500</p>	<p>\$0</p> <p>\$2500</p>	<p>\$2000</p> <p>\$0</p>
<p>24. OTHER DEBTS</p> <p>Any other debt(s) not already listed.</p>				
<p>25. OTHER DEBTS FROM CONTINUATION SHEET</p>				
<p>26. TOTAL DEBTS</p>	<p>Not required to total</p>			

☐ A Continuation of Property Declaration (form FL-161) is attached and incorporated by reference.

I declare under penalty of perjury under the laws of the State of California that, to the best of my knowledge, the foregoing is a true and correct listing of assets and obligations and the amounts shown are correct.

Date:

JOHN ANDREW DOE

(TYPE OR PRINT NAME)

Print and sign

John Doe

SIGNATURE



FL-311, FI-341, FL-341(C), FL-
341(D), and FL-341(E)
Child Custody
(Disso 3 only)

PETITIONER/PLAINTIFF:

CASE NUMBER:

RESPONDENT/DEFENDANT:

CHILD CUSTODY AND VISITATION APPLICATION ATTACHMENT

- TO ☒ Petition, Response, Application for Order or Responsive Declaration ☐ Other (specify):
☐ To be ordered now and effective until the hearing

1. ☒ Custody. Custody of the minor children of the parties is requested as follows:

<u>Child's Name</u>	<u>Date of Birth</u>	<u>Legal Custody to</u> (person who makes decisions about health, education, etc.)	<u>Physical Custody to</u> (person with whom the child lives)
---------------------	----------------------	---	--

2. ☒ Visitation.

- a. ☐ Reasonable right of visitation to the party without physical custody (not appropriate in cases involving domestic violence)
 b. ☐ See the attached _____-page document dated (specify date):
 c. ☐ The parties will go to mediation at (specify location):
 d. ☐ No visitation
 e. ☐ Visitation for the ☐ petitioner ☐ respondent will be as follows:

- (1) ☐ Weekends starting (date):

(The first weekend of the month is the first weekend with a Saturday.)

☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of the month

from _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

- (a) ☐ The parents will alternate the fifth weekends, with the ☐ petitioner ☐ respondent having the initial fifth weekend, which starts (date):

- (b) ☐ The petitioner will have fifth weekends in ☐ odd ☐ even months.

- (2) ☐ Alternate weekends starting (date):

The ☐ petitioner ☐ respondent will have the children with him or her during the period

from _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

- (3) ☐ Weekdays starting (date):

The ☐ petitioner ☐ respondent will have the children with him or her during the period

from _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time)

- (4) ☐ Other (specify days and times as well as any additional restrictions):



Select one

If 1- 3 do not apply,
select "other" and
specify.

PETITIONER:

CASE NUMBER:

RESPONDENT:

3. ☐ **Supervised visitation.**

I request that (name): have supervised visitation with the minor children according to the schedule set out on page 1 and that the visits be supervised by (name): who is a ☐ professional ☐ nonprofessional supervisor. The supervisor's phone number is (specify):

I request that the costs of supervision be paid as follows: petitioner: percent; respondent: percent.

If item 3 is checked, you must attach a declaration that shows why unsupervised visitation would be bad for your children. The judge is required to consider supervised visitation if one parent is alleging domestic violence and is protected by a restraining order.

4. ☐ **Transportation for visitation and place of exchange.**

- a. ☐ Transportation to the visits will be provided by (name):
- b. ☐ Transportation from the visits will be provided by (name):
- c. ☐ Drop-off of the children will be at (address):
- d. ☐ Pick-up of the children will be at (address):
- e. ☐ The children will be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.
- f. ☐ During the exchanges, the parent driving the children will wait in the car and the other parent will wait in his or her home while the children go between the car and the home.
- g. ☐ Other (specify):

5. ☐ **Travel with children.** The ☐ petitioner ☐ respondent ☐ other (name): must have written permission from the other parent or a court order to take the children out of

- a. ☐ the state of California.
- b. ☐ the following counties (specify):
- c. ☐ other places (specify):

6. ☐ **Child abduction prevention.** There is a risk that one of the parents will take the children out of California without the other parent's permission. I request the orders set out on attached form FL-312.7. ☐ **Children's holiday schedule.** I request the holiday and visitation schedule set out on the attached ☒ form FL-341(C) ☐ other (specify):8. ☐ **Additional custody provisions.** I request the additional orders regarding custody set out on the attached ☐ form FL-341(D) ☐ other (specify):9. ☐ **Joint legal custody provisions.** I request joint legal custody and want the additional orders set out on the attached ☐ form FL-341(E) ☐ other (specify):10. ☐ **Other.** I request the following additional orders (specify):

Select any
that apply.

PETITIONER:	CASE NUMBER:
RESPONDENT:	

ADDITIONAL PROVISIONS—PHYSICAL CUSTODY ATTACHMENT

TO ☒ Petition or Application for Order ☐ Findings and Order After Hearing or Judgment
☐ Stipulation and Order for Custody and/or Visitation of Children

1. ☐ **Notification of parent's current address.** Each parent must notify the other parent of his or her current address and telephone number within *(specify number)*: _____ days of any change in his or her
 - a. address for ☐ residence ☐ mailing ☐ work.
 - b. telephone/message number at ☐ home ☐ work ☐ the children's schools.

Neither parent may use such information for the purpose of harassing, annoying, or disturbing the peace of the other or invading the other's privacy. If a parent has an address with the State of California's Safe at Home confidential address program, no residence or work address is needed.
2. ☐ **Notification of proposed move of child.** Each parent must notify the other parent *(specify number)*: _____ days prior to any planned change in residence of the children. The notification must state, to the extent known, the planned address of the children, including the county and state of the new residence. The notification must be sent by certified mail, return receipt requested.
3. ☐ **Child care**
 - a. ☐ The children must not be left alone without age-appropriate supervision.
 - b. ☐ The parents must let each other know the name, address, and phone number of the children's regular child-care providers.
4. ☐ **Right of first option of child care.** In the event either parent requires child care for *(specify number)*: _____ hours or more while the children are in his or her custody, the other parent must be given first opportunity, with as much prior notice as possible, to care for the children before other arrangements are made. Unless specifically agreed or ordered by the court, this order does not include regular child care needed when a parent is working.
5. ☐ **Canceled parenting time**
 - a. ☐ If the noncustodial parent fails to arrive at the appointed time and fails to notify the custodial parent that he or she will be late, then the custodial parent need wait for only *(specify number)*: _____ minutes before considering the visitation canceled.
 - b. ☐ In the event a noncustodial parent is unable to exercise visitation on a given occasion, he or she must notify the custodial parent at the earliest possible opportunity.
 - c. ☐ The custodial parent must give the noncustodial parent as much notice as possible if the children are ill and unable to participate in scheduled time with the other parent. ☐ A doctor's excuse is required.
6. ☐ **Phone contact between parents and children**
 - a. ☐ The children may have telephone access to the parents ☐ and the parents may have telephone access to the children at reasonable times, for reasonable durations.
 - b. ☐ The scheduled phone contact between parents and the children is *(specify)*: _____
 - c. ☐ Neither parent nor any other third party may listen to or monitor the calls.
7. ☐ **No negative comments.** Neither parent will make or allow others to make negative comments about the other parent or the other parent's past or present relationships, family, or friends within hearing distance of the children.
8. ☐ **No use of children as messengers.** The parents will communicate directly with each other on matters concerning the children and may not use the children as messengers between them.
9. ☐ **Alcohol or substance abuse.** The ☐ petitioner ☐ respondent may not consume alcoholic beverages, narcotics, or restricted dangerous drugs (except by prescription) within *(specify number)*: _____ hours prior to or during periods of time with the children ☐ and may not permit any third party to do so in the presence of the children.
10. ☐ **No exposure to cigarette smoke.** The children will not be exposed to secondhand cigarette smoke while in the home or car of either parent.



Select all that applies.

Select all
that apply.

PETITIONER:	CASE NUMBER:
RESPONDENT:	

11. ☐ **No interference with schedule of other parent without that parent's consent.** Neither parent will schedule activities for the children during the other parent's scheduled parenting time without the other parent's prior agreement.

12. ☐ **Third-party contact**
a. ☐ The children will have no contact with *(specify name)*:
b. ☐ The children must not be left alone in the presence of *(specify name)*:

13. ☐ **Children's clothing and belongings**
a. ☐ Each parent will maintain clothing for the children so that the children do not have to make the exchanges with additional clothing.
b. ☐ The children will be returned to the other parent with the clothing and other belongings they had when they arrived.

14. ☐ **Log book.** The parents will maintain a 'log book' and make sure that the book is sent with the children between their two homes. Using businesslike notes (no personal comments), parents will record information related to the health, education, and welfare issues that arise during the time the children are with them.

15. ☐ **Terms and conditions of order may be changed.** The terms and conditions of this order may be added to or changed as the needs of the children and parents change. Such changes will be in writing, dated and signed by both parents; each parent will retain a copy. If the parents want a change to be a court order, it must be filed with the court in the form of a court document.

16. ☐ **Other (specify):**



PETITIONER:

CASE NUMBER:

RESPONDENT:

JOINT LEGAL CUSTODY ATTACHMENT

- TO ☒ Petition or Application for Order ☐ Findings and Order After Hearing or Judgment
☐ Stipulation and Order for Custody and/or Visitation of Children

1. The parents will have joint legal custody of the minor children.
2. In exercising joint legal custody, the parents will share in the responsibility and confer in good faith on matters concerning the health, education, and welfare of the children. The parents must confer in making decisions on the following matters:
 - a. ☐ Enrollment in or leaving a particular private or public school or daycare center
 - b. ☐ Participation in particular religious activities or institutions
 - c. ☐ Beginning or ending of psychiatric, psychological, or other mental health counseling or therapy
 - d. ☐ Selection of a doctor, dentist, or other health professional (except in emergency situations)
 - e. ☐ Participation in extracurricular activities
 - f. ☐ Out-of-country or out-of-state travel
 - g. ☐ Other (specify):

In all other matters in exercising joint legal custody, the parents may act alone, as long as the action does not conflict with any orders concerning the physical custody of the children.

3. If a parent does not obtain the required consent of the other parent to the decisions checked in item 2:
 - a. He or she may be subject to civil or criminal penalties.
 - b. The court may change the legal and physical custody of the minor children.
 - c. ☐ Other consequences (specify):
4. ☐ Special decision-making designation
 - a. The ☐ petitioner ☐ respondent will be responsible for making decisions regarding the following issues (specify):
5. ☐ Health-care notification
 - a. ☐ Each parent must notify the other of the name and address of each health practitioner who examines or treats the children; such notification must be made within (specify number): days of the commencement of the first such treatment or examination.
 - b. ☐ Each parent is authorized to take any and all actions necessary to protect the health and welfare of the children, including but not limited to consent to emergency surgical procedures or treatment. The parent authorizing such emergency treatment must notify the other parent as soon as possible of the emergency situation and of all procedures or treatment administered to the children.
 - c. ☐ Both parents are required to administer any prescribed medications for the children.
6. ☐ School notification. Each parent will be designated as a person the children's school will contact in the event of an emergency.
7. ☐ Name. Neither parent will change the last name of the children or have a different name used on the children's medical, school, or other records without the written consent of the other parent.
8. ☐ Other (specify):



Select all that apply.

FL-115



PROOF OF SERVICE OF SUMMONS (Family Law-Uniform Parentage-Custody and Support)

Server must be a third party, 18 years or older, and not a party in the dissolution proceedings.

****MUST COORDINATE WITH THE BASE MAGISTRATE OR MILITARY POLICE
PRIOR TO EXECUTING A SERVICE ONBOARD ANY PROPERTY CONTROLLED BY
THE U.S. MILITARY.****

1. At the time of service I was at least 18 years of age and not a party to this action. I served the respondent with copies of:

- a. ☒ Family Law—Marriage/Domestic Partnership: *Petition—Marriage/Domestic Partnership* (form [FL-100](#)), *Summons* (form [FL-110](#)), and blank *Response—Marriage/Domestic Partnership* (form [FL-120](#))

–or–

- b. ☐ Uniform Parentage: *Petition to Establish Parental Relationship* (form [FL-200](#)), *Summons* (form [FL-210](#)), and blank *Response to Petition to Establish Parental Relationship* (form [FL-220](#))

- c. ☐ Custody and Support: *Petition for Custody and Support* (form [FL-230](#)), *Summons* (form [FL-210](#)), and blank *Response* (form [FL-240](#))

Minor children example.

and

- d. ☒ (1) ☒ Completed and blank *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act* (form [FL-105](#))

Only if
minor
children
are
involved

- (2) ☒ Completed and blank *Declaration of Disclosure* (form [FL-140](#))

- (3) ☒ Completed and blank *Schedule of Assets and Debts* (form [FL-142](#))

- (4) ☒ Completed and blank *Income and Expense Declaration* (form [FL-150](#))

- (5) ☐ Completed and blank *Financial Statement (Simplified)* (form [FL-155](#))

- (6) ☒ Completed and blank *Property Declaration* (form [FL-160](#))

- (7) ☐ *Request for Order* (form [FL-300](#)), and blank *Responsive Declaration to Request for Order* (form [FL-320](#))

- (8) ☐ Other (specify):

2. Address where respondent was served:

Date of service starts the 6 month waiting period. Dissolution is not automatically granted after the waiting period.

3. I served the respondent by the following means (check *one*):

a. ☒ **Personal service.** I personally delivered copies to the respondent on (date): _____ at (time): _____

b. ☐ **Substituted service.** I left the copies with or in the presence of (name): _____ who is (specify title or relationship to respondent): _____

(1) ☐ **(Business)** a person at least 18 years of age who was apparently in charge at the office or usual place of business of the respondent. I informed him or her of the general nature of the papers.

(2) ☐ **(Home)** a competent member of the household (at least 18 years of age) at the home of the respondent. I informed him or her of the general nature of the papers.

on (date): _____ at (time): _____

I thereafter mailed additional copies (by first class, postage prepaid) to the respondent at the place where the copies were left (Code Civ. Proc., § 415.20b) on (date): _____

A declaration of diligence is attached, stating the actions taken to first attempt personal service.

2. The Server inputs the address where the Respondent was served.

3.a. The Server inputs the date and time of the service. This date starts the six month waiting period required for the dissolution.

2. Address where respondent was served:

3. I served the respondent by the following means (*check proper boxes*):

a. ☒ **Personal service.** I personally delivered the copies to the respondent (Code Civ. Proc., § 415.10)
on (*date*): _____ at (*time*): _____

b. ☐ **Substituted service.** I left the copies with or in the presence of (*name*): _____
who is (*specify title or relationship to respondent*): _____

(1) ☐ **(Business)** a person at least 18 years of age who was apparently in charge at the office or usual place of business of the respondent. I informed him or her of the general nature of the papers.

(2) ☐ **(Home)** a competent member of the household (at least 18 years of age) at the home of the respondent. I informed him or her of the general nature of the papers.

on (*date*): _____ at (*time*): _____

I thereafter mailed additional copies (by first class, postage prepaid) to the respondent at the place where the copies were left (Code Civ. Proc., § 415.20b) on (*date*): _____

A declaration of diligence is attached, stating the actions taken to first attempt personal service.

Page 1 of 2

3. b. Substituted service. If the Respondent can not be personally served, but the package can be left with someone described in 3b(1) or 3b(2), indicate such. Ensure the Server understands he/she must briefly explain why the package is being left with someone other than the Respondent, and request that person deliver the package to the Respondent. The package still must be mailed to the Respondent. (ref. Section 415.20 (b) of the California Civil Code Of Procedure)

PETITIONER:

CASE NUMBER:

RESPONDENT:

3. c. ☐ **Mail and acknowledgment service.** I mailed the copies to the respondent, addressed as shown in item 2, by first-class mail, postage prepaid, on (date): _____ from (city): _____
- (1) ☐ with two copies of the *Notice and Acknowledgment of Receipt* (form [FL-117](#)) and a postage-paid return envelope addressed to me. (**Attach completed *Notice and Acknowledgment of Receipt* (form [FL-117](#)).**) (Code Civ. Proc., § 415.30.)
- (2) ☐ to an address outside California (by registered or certified mail with return receipt requested). (**Attach signed return receipt or other evidence of actual delivery to the respondent.**) (Code Civ. Proc., §§ 415.40, 417.20.)
- d. ☐ **Other** (*specify code section*): _____
- ☐ Continued on Attachment 3d.

3. c. Mail and acknowledgment service. If the Respondent is served by mail, the Server must use form FL-117 and complete block 3c of FL-115. See California Code of Civil Procedure [415.30](#).

4. Person who served papers

Name: **JOHN HANCOCK**
Address: **456 Able Street**
Oceanside, CA 92058

Telephone number: **760-555-9999**

This person is

- a. ☐ exempt from registration under Business and Professions Code section 22350(b).
b. ☒ not a registered California process server.
c. ☐ a registered California process server: ☐ an employee or ☐ an independent contractor
(1) Registration no.:
(2) County:
d. **The fee** for service was (specify): \$

5. ☒ I **declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

—or—

6. ☐ I am a California sheriff, marshal, or constable, and I certify that the foregoing is true and correct.

Date:

JOHN HANCOCK

(NAME OF PERSON WHO SERVED PAPERS)

**Print, date,
and sign**



(SIGNATURE OF PERSON WHO SERVED PAPERS)



FL-140

DECLARATION OF DISCLOSURE

(Family Law)

The petitioner must serve a preliminary declaration of disclosure at the same time as the Petition or within 60 days of filing the Petition. The respondent must serve a preliminary declaration of disclosure at the same time as the Response or within 60 days of filing the Response. The time periods may be extended by written agreement of the parties or by court order (see Family Code section 2104(f)).

Attached are the following:

1. ☒ A completed *Schedule of Assets and Debts* (form FL-142) or ☒ A *Property Declaration* (form FL-160) for (specify):
☒ Community and Quasi-Community Property ☒ Separate Property.
2. ☒ A completed *Income and Expense Declaration* (form FL-150).
3. ☒ All tax returns filed by the party in the two years before the date that the party served the disclosure documents.
4. ☐ A statement of all material facts and information regarding valuation of all assets that are community property or in which the community has an interest (*not a form*).
5. ☐ A statement of all material facts and information regarding obligations for which the community is liable (*not a form*).
6. ☐ An accurate and complete written disclosure of any investment opportunity, business opportunity, or other income-producing opportunity presented since the date of separation that results from any investment, significant business, or other income-producing opportunity from the date of marriage to the date of separation (*not a form*).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **26 January 2015**

JOHN ANDREW DOE

(TYPE OR PRINT NAME)

John Doe

SIGNATURE



FL-141

DECLARATION REGARDING SERVICE OF DECLARATION OF DISCLOSURE AND INCOME AND EXPENSE DECLARATION (Family Law)

The form is filed with the court after the Respondent has been served.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

John Andrew Doe
123 Center Street
Oceanside, California 92054

TELEPHONE NO.: **123-456-7890**

FAX NO. :

E-MAIL ADDRESS:

ATTORNEY FOR (Name): **Self-Represented Litigant**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

PETITIONER: **John Andrew Doe**

RESPONDENT: **Jane Ann Doe**

OTHER PARENT/PARTY:

**DECLARATION REGARDING SERVICE OF DECLARATION OF
DISCLOSURE AND INCOME AND EXPENSE DECLARATION**

☒

Petitioner's

☒

Preliminary

☐

Respondent's

☐

Final

1. I am the ☐ attorney for ☒ petitioner ☐ respondent in this matter.

2. ☒ Petitioner's ☐ Respondent's *Preliminary Declaration of Disclosure* (form FL-140), current* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community and Separate Property Declarations* (form FL-160) with appropriate attachments, all tax returns filed by the party in the two years before service of the preliminary disclosures, and all other required information under Family Code section 2104 were served on:

☒ the other party ☐ the other party's attorney by ☐ personal service ☐ mail

☐ Other (specify):
on (date):

If the Respondent is in the state of California, the Respondent must be served in person, by a third party. The third party must be 18 years or older and cannot be a party to these proceedings.

3. ☐ Petitioner's ☐ Respondent's *Final Declaration of Disclosure* (form FL-140), current* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community or Separate Property Declarations* (form FL-160) with attachments, and the material facts and information required by Family Code section 2105 were served on:

☐ the other party ☐ other party's attorney by ☐ personal service ☐ mail

☐ Other (specify):
on (date):

1. I am the ☐ attorney for ☒ petitioner ☐ respondent in this matter.

2. ☒ Petitioner's ☐ Respondent's *Preliminary Declaration of Disclosure* (form FL-140), current* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community and Separate Property Declarations* (form FL-160) with appropriate attachments, all tax returns filed by the party in the two years before service of the preliminary disclosures, and all other required information under Family Code section 2104 were served on:

☒ the other party ☐ the other party's attorney by ☐ personal service ☐ mail

☐ Other (specify):

on (date):

**Input the date of service
from item 3a of the FL-115.**

3. ☐ Petitioner's ☐ Respondent's *Final Declaration of Disclosure* (form FL-140), current* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community or Separate Property Declarations* (form FL-160) with attachments, and the material facts and information required by Family Code section 2105 were served on:

☐ the other party ☐ other party's attorney by ☐ personal service ☐ mail

☐ Other (specify):

on (date):

**#3 and #4 will be completed at
a later date.**

4. ☐ Service of ☐ Petitioner's ☐ Respondent's ☐ preliminary ☐ final declaration of disclosure
☐ current income and expense declaration has been waived as follows:

a. ☐ The parties agreed to waive final declaration of disclosure requirements under Family Code section 2105(d.)
(Form FL-144 may be used for this purpose.) The waiver ☐ was filed on (date):

☐ is being filed at the same time as this form.

**#3 and #4 will be completed at
a later date.**

b. ☐ The party has failed to comply with disclosure requirements, and the court has granted the request for voluntary waiver of
receipt under Family Code section 2107 on (date):

c. ☐ This is a default proceeding that does not include a stipulated judgment or settlement agreement. Petitioner waives final
disclosure requirements under Family Code section 2110.

*Current is defined as completed within the past three months providing no facts have changed. (Cal. Rules of Court, rule 5.260.)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

Print and sign after the Respondent has been served.

(TYPE OR PRINT NAME)

SIGNATURE



FL-144

**Stipulation and Waiver
of Final Declaration of
Disclosure**



1. Under Family Code section 2105(d), the parties agree to waive the requirements of Family Code section 2105(a) concerning the final declaration of disclosure.
2. The parties agree as follows:
 - a. We have complied with Family Code section 2104, and the preliminary declarations of disclosure have been completed and exchanged.
 - b. We have completed and exchanged a current *Income and Expense Declaration* (form FL-150) that includes all material facts and information on each party's earnings, accumulations, and expenses.
 - c. We have fully complied with Family Law section 2102 and have fully augmented the preliminary declarations of disclosure, including disclosure of all material facts and information on
 - (1) the characterization of all assets and liabilities,
 - (2) the valuation of all assets that are community property or in which the community has an interest, and
 - (3) the amounts of all community debts and obligations.
 - d. Each of the parties enters into this waiver knowingly, intelligently, and voluntarily.
 - e. Each party understands that this waiver does not limit the legal disclosure obligations of the parties but rather is a statement under penalty of perjury that those obligations have been fulfilled.
 - f. The parties also understand that if they do not comply with these obligations, the court will set aside the judgment.

The petitioner and respondent declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER)

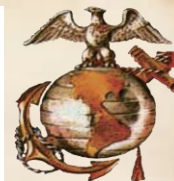
(TYPE OR PRINT NAME)

(SIGNATURE OF RESPONDENT)



FI-120

Response-Marriage



1. RESIDENCE (Dissolution only) ☐ Petitioner ☒ Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of the *Petition for Dissolution of Marriage*.

2. STATISTICAL FACTS

a. Date of marriage: c. Time from date of marriage to date of separation (specify):
b. Date of separation: Years: Months:

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born prior to or during the marriage or adopted during the marriage):

- a. ☐ There are no minor children.
b. ☐ The minor children are:

<u>Child's name</u>	<u>Birthdate</u>	<u>Age</u>	<u>Sex</u>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

☐ Continued on Attachment 3b.

- c. If there are minor children of the Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
d. ☐ A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

4. SEPARATE PROPERTY

Respondent requests that the assets and debts listed ☐ in *Property Declaration* (form FL-160) ☐ in Attachment 4
☐ below be confirmed as separate property.

<u>Item</u>	<u>Confirm to</u>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child or spousal support.

MARRIAGE OF (last name, first name of parties):

CASE NUMBER:



5. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN

- a. ☐ There are no such assets or debts subject to disposition by the court in this proceeding.
- b. ☐ All such assets and debts are listed ☐ in *Property Declaration* (form FL-160) ☐ in Attachment 5b.
☐ below (specify):

6. ☐ Respondent contends that the parties were never legally married.
7. ☐ Respondent denies the grounds set forth in item 6 of the petition.

8. Respondent requests

- a. ☐ dissolution of the marriage based on
- (1) ☐ irreconcilable differences. (Fam. Code, § 2310(a).)
- (2) ☐ incurable insanity. (Fam. Code, § 2310(b).)
- b. ☐ legal separation of the parties based on
- (1) ☐ irreconcilable differences. (Fam. Code, § 2310(a).)
- (2) ☐ incurable insanity. (Fam. Code, § 2310(b).)
- c. ☐ nullity of void marriage based on
- (1) ☐ incestuous marriage. (Fam. Code, § 2200.)
- (2) ☐ bigamous marriage. (Fam. Code, § 2201.)
- d. ☐ nullity of voidable marriage based on
- (1) ☐ respondent's age at time of marriage. (Fam. Code, § 2210(a).)
- (2) ☐ prior existing marriage. (Fam. Code, § 2210(b).)
- (3) ☐ unsound mind. (Fam. Code, § 2210(c).)
- (4) ☐ fraud. (Fam. Code, § 2210(d).)
- (5) ☐ force. (Fam. Code, § 2210(e).)
- (6) ☐ physical incapacity. (Fam. Code, § 2210(f).)

9. Respondent requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

- | | Petitioner | Respondent | Joint | Other |
|--|--------------------------|--------------------------|--------------------------|--------------------------|
| a. Legal custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Physical custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Child visitation be granted to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 9c. | | | | |
| d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage. | <input type="checkbox"/> | <input type="checkbox"/> | | |
| e. Attorney fees and costs payable by | <input type="checkbox"/> | <input type="checkbox"/> | | |
| f. Spousal support payable to (wage assignment will be issued) | <input type="checkbox"/> | <input type="checkbox"/> | | |
| g. <input type="checkbox"/> Terminate the court's jurisdiction (ability) to award spousal support to Petitioner. | | | | |
| h. <input type="checkbox"/> Property rights be determined. | | | | |
| i. <input type="checkbox"/> Respondent's former name be restored to (specify): | | | | |
| j. <input type="checkbox"/> Other (specify): | | | | |

☐ Continued on Attachment 9j.



FL-142

SCHEDULE OF ASSETS AND DEBTS

(Family Law)

The form is used to declare all community property and separate property.

THIS FORM SHOULD NOT BE FILED WITH THE COURT

FL-142

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):

TELEPHONE NO.:

123-456-7890

John Andrew Doe
123 Center Street
Oceanside, California 92054

ATTORNEY FOR (Name): **In Pro Per**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **San Bernardino**

PETITIONER: **John Andrew Doe**

RESPONDENT: **Jane Ann Doe**

SCHEDULE OF ASSETS AND DEBTS

☒

Petitioner's

☐

Respondent's

CASE NUMBER:

ITEM NO.	ASSETS DESCRIPTION	SEP. PROP	DATE ACQUIRED	CURRENT GROSS FAIR MARKET VALUE	AMOUNT OF MONEY OWED OR ENCUMBRANCE
1.	REAL ESTATE <i>(Give street addresses and attach copies of deeds with legal descriptions and latest lender's statement.)</i>			\$	\$
	123 Center Street Oceanside, California 92054	CP	During Marriage	400,000	200,000

**Special instructions
contained in parenthesis.
Must provide supporting
documentation to other party
during service and a copy to
Legal Assistance when
scheduling mediation.**

SEP. PROP

P = Petitioner

R = Respondent

CP = Community Property

DATE ACQUIRED

Before Marriage or BM

During Marriage or DM

After Separation or AS

2. HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES
(Identify.)

Various

CP

During
Marriage

1,000

0

3. JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc.
(Identify.)

Misc items

CP

During
marriage

5000

0

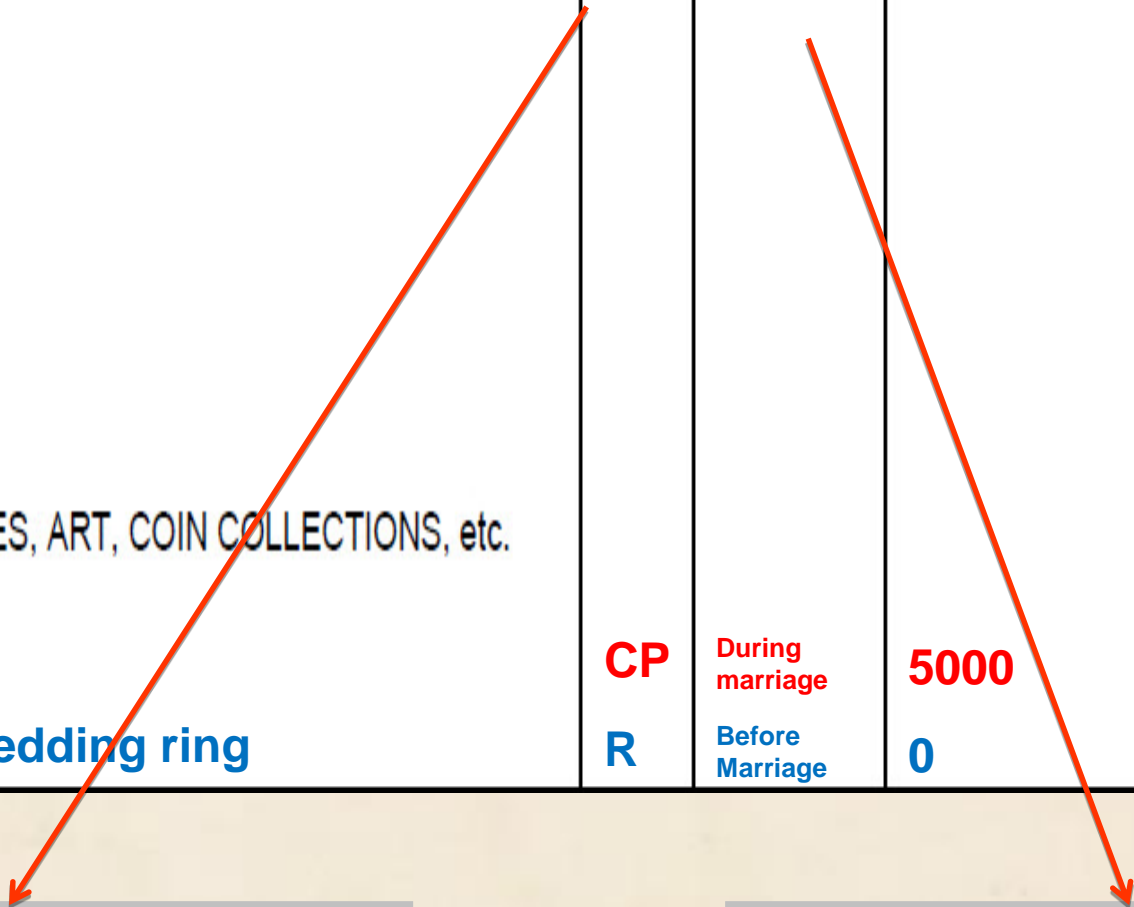
Engagement/Wedding ring

R

Before
Marriage

0

5,000



SEP. PROP

P = Petitioner

R = Respondent

CP = Community Property

DATE ACQUIRED

Before Marriage

During Marriage

After Separation

ITEM NO.	ASSETS DESCRIPTION	SEP. PROP	DATE ACQUIRED	CURRENT GROSS FAIR MARKET VALUE	AMOUNT OF MONEY OWED OR ENCUMBRANCE
4. VEHICLES, BOATS, TRAILERS <i>(Describe and attach copy of title document.)</i>				\$	\$
	2013 Kia Soul	P	During Marriage	25000	22000
	2012 Kia Optima	R	During Marriage	1000	0
5. SAVINGS ACCOUNTS <i>(Account name, account number, bank, and branch. Attach copy of latest statement.)</i>					
	Nations Bank/1234	CP	During Marriage	9325	0
	Nations Bank/1234	R	Before marriage	10000	0

6. CHECKING ACCOUNTS (Account name and number, bank, and branch. Attach copy of latest statement.)				
USAA/5678	CP	During marriage	\$5000	\$0
USAA/5678	P	Before marriage	\$10000	\$0
USAA/5656	R	Before marriage	\$10000	\$0
7. CREDIT UNION, OTHER DEPOSIT ACCOUNTS (Account name and number, bank, and branch. Attach copy of latest statement.)				
NFCU/9012	CP	During marriage	\$5000	\$0
8. CASH (Give location.)				
\$2000 in safe located at 123 Center Street Oceanside, CA	CP	During marriage	\$2000	\$0

9. TAX REFUND					
2013 Federal/\$500	CP	During marriage	\$4000	\$0	
10. LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE <i>(Attach copy of declaration page for each policy.)</i>					
State Farm/1111	P	During marriage			
ITEM NO.	ASSETS DESCRIPTION	SEP. PROP	DATE ACQUIRED	CURRENT GROSS FAIR MARKET VALUE	AMOUNT OF MONEY OWED OR ENCUMBRANCE
11. STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS <i>(Give certificate number and attach copy of the certificate or copy of latest statement.)</i>				\$	\$
Apple/2222	CP	During marriage		\$6000	\$0
12. RETIREMENT AND PENSIONS <i>(Attach copy of latest summary plan documents and latest benefit statement.)</i>					
Military Retirement	CP	During marriage		Unknown	Unknown
American Century Retirement	CP	During marriage		\$60000	\$0

13. PROFIT - SHARING, ANNUITIES, IRAS, DEFERRED COMPENSATION <i>(Attach copy of latest statement.)</i>				
General Electric 401K	CP	During marriage	\$60000	\$0
14. ACCOUNTS RECEIVABLE AND UNSECURED NOTES <i>(Attach copy of each.)</i>				
15. PARTNERSHIPS AND OTHER BUSINESS INTERESTS <i>(Attach copy of most current K-1 form and Schedule C.)</i>				
16. OTHER ASSETS				
17. TOTAL ASSETS FROM CONTINUATION SHEET				
18. TOTAL ASSETS	Not required to provide a total		\$	\$

ITEM NO.	DEBTS—SHOW TO WHOM OWED	SEP. PROP.	TOTAL OWING	DATE INCURRED
19. STUDENT LOANS <i>(Give details.)</i> Park University/2323		R	\$ 15000	During marriage
20. TAXES <i>(Give details.)</i>				
21. SUPPORT ARREARAGES <i>(Attach copies of orders and statements.)</i>				
22. LOANS—UNSECURED <i>(Give bank name and loan number and attach copy of latest statement.)</i>				
23. CREDIT CARDS <i>(Give creditor's name and address and the account number. Attach copy of latest statement.)</i>				
24. OTHER DEBTS <i>(Specify.):</i>				

25. TOTAL DEBTS FROM CONTINUATION SHEET			
26. TOTAL DEBTS	Not required to provide a total	\$	

27. ☐ (Specify number): _____ pages are attached as continuation sheets.

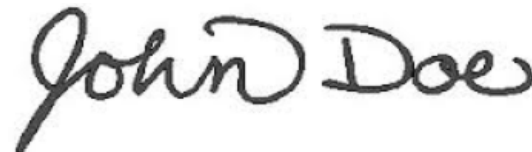
Complete #27 if applicable

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **26 January 2015**

JOHN A. DOE

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)



FL-150

INCOME AND EXPENSE DECLARATION (Family Law)

****This form will be discussed but should be completed at home. To be completed by the Petitioner. The Respondent will complete the same form if providing a response. Do not leave any blanks on this form for the dollar amount. If the amount does not apply, enter a "0" for the amount.****

1. Employment *(Give information on your current job or, if you're unemployed, your most recent job.)*

Attach copies
of your pay
stubs for last
two months
(black out
social
security
numbers).

- a. Employer:
- b. Employer's address:
- c. Employer's phone number:
- d. Occupation:
- e. Date job started:
- f. If unemployed, date job ended:
- g. I work about hours per week.
- h. I get paid \$ gross (before taxes) per month per week per hour.

(If you have more than one job, attach an 8½-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

(If you have more than one job, attach an 8½-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

2. Age and education

- a. My age is (specify):
- b. I have completed high school or the equivalent: ☐ Yes ☐ No If no, highest grade completed (specify):
- c. Number of years of college completed (specify): ☐ Degree(s) obtained (specify):
- d. Number of years of graduate school completed (specify): ☐ Degree(s) obtained (specify):
- e. I have: ☐ professional/occupational license(s) (specify):
☐ vocational training (specify):

3. Tax information

- a. ☐ I last filed taxes for tax year (specify year):
- b. My tax filing status is ☐ single ☐ head of household ☐ married, filing separately
☐ married, filing jointly with (specify name):
- c. I file state tax returns in ☐ California ☐ other (specify state):
- d. I claim the following number of exemptions (including myself) on my taxes (specify):

4. Other party's income. I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$
This estimate is based on (explain):

(If you need more space to answer any questions on this form, attach an 8½-by-11-inch sheet of paper and write the question number before your answer.) Number of pages attached:

I declare under penalty of perjury under the laws of the State of California that the information and any attachments is true and correct.

Date: **JOHN ANDREW DOE**

Print and sign

John Doe

rm and

5. **Income** (For average monthly, add up all the income you received in each category in the last 12 months and divide the total by 12.)

	Base pay for your rank at the time of filing with the court. (E-5 over 4 yrs)	Last month	Average monthly
a. Salary or wages (gross, before taxes)		\$ 2580.60	_____
b. Overtime (gross, before taxes)		\$ 0	_____
c. Commissions or bonuses	May include tips.	\$ 0	_____
d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving		\$ 0	_____
e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage		\$ 0	_____
f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership		\$ 0	_____
g. Pension/retirement fund payments		\$ 0	_____
h. Social security retirement (not SSI)		\$ 0	_____
i. Disability: <input type="checkbox"/> Social security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance		\$ 0	_____
j. Unemployment compensation		\$ 0	_____
k. Workers' compensation	Military: 5a and 5l should equal amount in 1h on page 1 of FL-150.	\$ 0	_____
l. Other (military BAQ, royalty payments, etc.) (specify):		\$ 2362.92	_____

6. **Investment income** (Attach a schedule showing gross receipts less cash expenses for each piece of property.)

- a. Dividends/interest..... \$ _____
- b. Rental property income \$ _____
- c. Trust income..... \$ _____
- d. Other (specify): \$ _____

7. **Income from self-employment, after business expenses for all businesses.** \$ _____

I am the ☐ owner/sole proprietor ☐ business partner ☐ other (specify):

Number of years in this business (specify):

Name of business (specify):

Type of business (specify):

**Must include amount, frequency,
and source of all additional
income (disability pay, expense
account, social security, GI Bill
etc.)**

Attach a profit and loss statement for the last 12 months or a Schedule C from your last federal tax return. Black out your social security number. If you have more than one business, provide the information above for each of your businesses.

8. ☐ **Additional income.** I received one-time money (lottery winnings, inheritance, etc.) in the last 12 months (specify source and amount):

9. ☐ **Change in income.** My financial situation has changed significantly over the last 12 months because (specify):
Pay raise, promotion, lost job, etc.

10. Deductions	Last month
a. Required union dues	\$ _____
b. Required retirement payments (not social security, FICA, 401(k), or IRA).....	\$ _____
c. Medical, hospital, dental, and other health insurance premiums (total monthly amount).....	\$ _____
d. Child support that I pay for children from other relationships.....	\$ _____
e. Spousal support that I pay by court order from a different marriage.....	\$ _____
f. Partner support that I pay by court order from a different domestic partnership	\$ _____
g. Necessary job-related expenses not reimbursed by my employer (attach explanation labeled "Question 10g")	\$ _____

11. Assets	Total
a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts	\$ _____
b. Stocks, bonds, and other assets I could easily sell	\$ _____
c. All other property, <input type="checkbox"/> real and <input type="checkbox"/> personal (estimate fair market value minus the debts you owe)	\$ _____



<u>ITEM</u>	<u>REAL</u>	<u>PERSONAL</u>	<u>DEBT</u>	<u>TOTAL</u>
HOME	450,000		250,000	200,000
FURNITURE		1000	0	1000
CAR 1		9000	3000	6000
CAR 2		10,000	8000	2000
CLOTHES		500	0	500
JEWELERY		2000	500	1500
TOTAL				161000

11. Assets

- a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts \$ _____
- b. Stocks, bonds, and other assets I could easily sell \$ _____
- c. All other property, ☒ real and ☒ personal (estimate fair market value minus the debts you owe) \$ 161,000

PETITIONER/PLAINTIFF: **John Andrew Doe**

CASE NUMBER:

RESPONDENT/DEFENDANT: **Jane Ann Doe**

OTHER PARENT/CLAIMANT:

12. The following people live with me:

Name	Age	How the person is related to me? (ex: son)	That person's gross monthly income	Pays some of the household expenses?
a.				<input type="checkbox"/> Yes <input type="checkbox"/> No
b.				<input type="checkbox"/> Yes <input type="checkbox"/> No
c.				<input type="checkbox"/> Yes <input type="checkbox"/> No
d.				<input type="checkbox"/> Yes <input type="checkbox"/> No
e.				<input type="checkbox"/> Yes <input type="checkbox"/> No

List details of every person living at the Petitioner's address at the time of filing.

13. Average monthly expenses



Estimated expenses



Actual expenses



Proposed needs

a. Home:

(1) ☒ Rent or ☐ mortgage... \$ **1800**

If mortgage:

(a) average principal: \$ _____

(b) average interest: \$ _____

(2) Real property taxes \$ **0**

(3) Homeowner's or renter's insurance
(if not included above) \$ **25**

(4) Maintenance and repair \$ **0**

b. Health-care costs not paid by insurance... \$ **0**

c. Child care \$ **0**

d. Groceries and household supplies. \$ **450**

e. Eating out. \$ **100**

f. Utilities (gas, electric, water, trash) \$ **300**

g. Telephone, cell phone, and e-mail \$ **120**

h. Laundry and cleaning \$ **0**

i. Clothes \$ **0**

j. Education \$ **0**

k. Entertainment, gifts, and vacation. \$ **100**

l. Auto expenses and transportation
(insurance, gas, repairs, bus, etc.) \$ **220**

m. Insurance (life, accident, etc.; do not
include auto, home, or health insurance). . . \$ **150**

n. Savings and investments. \$ **350**

o. Charitable contributions. \$ **0**

p. Monthly payments listed in item 14
(itemize below in 14 and insert total here).. \$ **700**

q. Other (specify): \$ **0**

r. **TOTAL EXPENSES** (a–q) (do not add in
the amounts in a(1)(a) and (b)) \$ **4315**

s. Amount of expenses paid by others \$ **2000**



14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
Navy Federal	Vehicle Loan	\$ 300	\$ 5,000	11/1/2014
University of Phoenix	Student Loan	\$ 300	\$ 3500	11/1/2014
Navy Federal Visa Card	Credit Card	\$ 100	\$ 800	11/1/2014
		\$	\$	
		\$	\$	
Total from "Amount" column goes in 13p.			\$	

15. Attorney fees (This is required if either party is requesting attorney fees.): **XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX**

- a. To date, I have paid my attorney this amount for fees and costs (specify): \$ **XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX**
- b. The source of this money was (specify): **XX**
- c. I still owe the following fees and costs to my attorney (specify total owed): \$ **XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX**
- d. My attorney's hourly rate is (specify): \$ **XX**

I confirm this fee arrangement.

Date: **XX**
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

(TYPE OR PRINT NAME OF ATTORNEY)

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

(SIGNATURE OF ATTORNEY)

13. Average monthly expenses



Estimated expenses



Actual expenses



Proposed needs

a. Home:

(1) ☒ Rent or ☐ mortgage... \$ **1800**

If mortgage:

(a) average principal: \$ _____

(b) average interest: \$ _____

(2) Real property taxes \$ **0**

(3) Homeowner's or renter's insurance
(if not included above) \$ **25**

(4) Maintenance and repair \$ **0**

b. Health-care costs not paid by insurance... \$ **0**

c. Child care \$ **0**

d. Groceries and household supplies. \$ **450**

e. Eating out. \$ **100**

f. Utilities (gas, electric, water, trash) \$ **300**

g. Telephone, cell phone, and e-mail \$ **120**

h. Laundry and cleaning \$ **0**

i. Clothes \$ **0**

j. Education \$ **0**

k. Entertainment, gifts, and vacation. \$ **100**

l. Auto expenses and transportation
(insurance, gas, repairs, bus, etc.) \$ **220**

m. Insurance (life, accident, etc.; do not
include auto, home, or health insurance). . . \$ **150**

n. Savings and investments. \$ **350**

o. Charitable contributions. \$ **0**

p. Monthly payments listed in item 14
(itemize below in 14 and insert total here).. \$ **700**

q. Other (specify): \$ **0**

r. **TOTAL EXPENSES** (a–q) (do not add in
the amounts in a(1)(a) and (b)) \$ **4315**

s. Amount of expenses paid by others \$ **2000**

14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
Navy Federal	Vehicle Loan	\$ 300	\$ 5,000	11/1/2014
University of Phoenix	Student Loan	\$ 300	\$ 3500	11/1/2014
Navy Federal Visa Card	Credit Card	\$ 100	\$ 800	11/1/2014
		\$	\$	
		\$	\$	
		\$	\$	

15. **Attorney fees** (This is required if either party is requesting attorney fees.): **XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX**

a. To date, I have paid my attorney this amount for fees and costs (specify): \$ **XXXXXXXXXXXXXXXXXXXXXXXXXXXX**

b. The source of this money was (specify):

c. I still owe the following fees and costs to my attorney (specify total owed): \$ XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

d. My attorney's hourly rate is (specify): \$

I confirm this fee arrangement.

If represented by a lawyer, the lawyer will complete item #15.

Date: XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

[illegible]

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

(TYPE OR PRINT NAME OF ATTORNEY)

(SIGNATURE OF ATTORNEY)

CHILD SUPPORT INFORMATION

(NOTE: Fill out this page only if your case involves child support.)

16. Number of children

- a. I have (specify number): **2** children under the age of 18 with the other parent in this case.
- b. The children spend **20** percent of their time with me and **80** percent of their time with the other parent.
(If you're not sure about percentage or it has not been agreed on, please describe your parenting schedule here.)

The Petitioner will have each minor child every other weekend of the year, every Father's Day, the Petitioner's birthday, and every even year on each minor child's birthday. The Respondent will have each minor child on the days in which the Petitioner has not previously listed.

17. Children's health-care expenses

- a. ☒ I do ☐ I do not have health insurance available to me for the children through my job.
- b. Name of insurance company: **Tricare (if active duty)**
- c. Address of insurance company:
- d. The monthly cost for the children's health insurance is or would be (specify): \$
(Do not include the amount your employer pays.)

18. **Additional expenses for the children in this case**
- | | Amount per month |
|--|------------------|
| a. Child care so I can work or get job training. | \$ _____ |
| b. Children's health care not covered by insurance | \$ _____ |
| c. Travel expenses for visitation | \$ _____ |
| d. Children's educational or other special needs (<i>specify below</i>): | \$ _____ |

19. **Special hardships.** I ask the court to consider the following special financial circumstances
(attach documentation of any item listed here, including court orders):
- | | Amount per month | For how many months? |
|--|------------------|----------------------|
| a. Extraordinary health expenses not included in 18b. | \$ _____ | _____ |
| b. Major losses not covered by insurance (examples: fire, theft, other
insured loss) | \$ _____ | _____ |
| c. (1) Expenses for my minor children who are from other relationships and
are living with me | \$ _____ | _____ |
| (2) Names and ages of those children (<i>specify</i>): | | |

(3) Child support I receive for those children. \$ _____

The expenses listed in a, b, and c create an extreme financial hardship because (*explain*):

20. **Other information I want the court to know concerning support in my case** (*specify*):

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

John Andrew Doe
123 Center Street
Oceanside, California 92054

TELEPHONE NO.: **123-456-7890** FAX NO. (Optional):E-MAIL ADDRESS (Optional): **johndoe@yahoo.com**ATTORNEY FOR (Name): **In Pro Per**

FOR COURT USE ONLY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **San Diego**STREET ADDRESS: **325 S. Melrose Drive**MAILING ADDRESS: **325 S. Melrose Drive**CITY AND ZIP CODE: **Vista, CA 92081-6651**BRANCH NAME: **North County Division**

MARRIAGE OR PARTNERSHIP OF

PETITIONER: **John Andrew Doe**RESPONDENT: **Jane Ann Doe**

JUDGMENT

☒ **DISSOLUTION** ☐ **LEGAL SEPARATION** ☐ **NULLITY**☐ Status only☐ Reserving jurisdiction over termination of marital or domestic partnership status☐ Judgment on reserved issues

Date marital or domestic partnership status ends:

CASE NUMBER:

**Effective date of
dissolution**

Filing Process

Step 1: Complete the forms and sign in black ink.

Step 2: Make two copies of the signed forms.

Step 3: Take the original, two copies, and filing fee to court for filing. The Clerk will stamp the original and two copies. The two copies will be returned to the Petitioner.

Step 4: Petitioner keeps one copy. Petitioner provides the Server with the following in the service packet:

- one copy of the forms filed with the court
- Respondent's packet
- FL-115
- FL-150, 160, 140, and 142
- pay stubs or LES for last two months
- last two years of tax returns
- any supporting documentation for information listed on the FL-142 in parenthesis

Filing Process

- Step 5: Server serves the Respondent by verifying the Respondent's identify, informs the Respondent he/she is being served with dissolution/legal separation/nullity papers, provides the Respondent with all the information in the service packet except for the FL-115.
- Step 6: Server completes items 2-6 of the FL-115 and returns the original FL-115 to the Petitioner.
- Step 7: After receiving the original FL-115 from the Server, Petitioner completes item 2 and dates and signs the FL-141. Original FL-115 and FL-141 must be filed with the court.



QUESTIONS?

Legal Assistance Office
760-830-6111