



**SAMPLE FORMS
 CHILD CUSTODY AND
 VISITATION**

7/10/17

REQUEST FOR ORDER

If you have a family law case opened, you may file a Request for Order to obtain or modify court orders.

1	COMPLETE PAPERS	<input type="checkbox"/> <u>FL-300</u> Request for Order <input type="checkbox"/> <u>MC-025</u> Attachment to Judicial Council Form (optional) <input type="checkbox"/> <u>FL013</u> SLO form Statement of Venue (only if not previously filed) <input type="checkbox"/> <u>FL-330</u> Proof of Personal Service <input type="checkbox"/> <u>FL-320</u> Blank Responsive Declaration (leave blank) If there are child custody/visitation issues you may also need: <input type="checkbox"/> <u>FL-311</u> Child Custody and Visitation Application Attachment <input type="checkbox"/> <u>FL-312</u> Child Abduction Prevention <input type="checkbox"/> <u>FL-341(C)</u> Children's Holiday Schedule <input type="checkbox"/> <u>FL-341(D)</u> Additional Custody Provisions <input type="checkbox"/> <u>FL-341(E)</u> Joint Legal Custody If there are child support or spousal support issues you may also need: <input type="checkbox"/> <u>FL-155</u> Financial Statement (Simplified) or <input type="checkbox"/> <u>FL-150</u> Income and Expense Decl. <input type="checkbox"/> <u>FLF Form</u> Declaration Re: SLO Family Law Policies and Procedures Manual §2:8
2	MEDIATION IF REQUIRED	If your Request for Order is regarding child custody or visitation, then you must schedule a mediation appointment by calling (805) 226-3251. The date, time and location of your appointment should appear on item 6 of page one of the FL-300 Request for Order.
3	MAKE COPIES, FILE FORMS & GET DATE	The Court Clerk will need the original documents plus 2 copies. All originals must be 2-hole punched. When you take the originals plus the 2 copies to the Court, the clerk will give you a hearing date and time. The clerk will keep the originals and return the 2 copies to you. Bring money to pay the filing fee if you do not qualify for a fee waiver.
4	GIVE PAPERS TO OTHER PARTY	Someone who is 18 years or older must then personally deliver to the other party a copy of all the Request for Order documents in addition to a blank FL-320 Responsive Declaration. If support is an issue then the other party must also receive a completed and blank Declaration Re: SLO Family Law Policies and Procedures Manual §2:8 and FL-155 Financial Statement (Simplified) or FL-150 Income and Expense Declaration. The other party must receive these documents at least 16 court days before the hearing.
5	FILE PROOF OF SERVICE	The person who gave the documents to the other party must complete, date and sign the FL-330 Proof of Personal Service. When this form is completed you should make a copy for your records and file the original with the Court.
6	GO TO COURT	On the day of your hearing, arrive at least 15 minutes early. When the judge first calls your name, tell the judge how much time you expect your case to take. When your case is called for the hearing part, the judge may want to ask either party more questions. The court may also allow each of you to question the other side if there is a dispute over some facts, such as income.
7	PREPARE THE COURT ORDER	The judge will generally grant or deny your request at the end of your hearing. You will then need to prepare a Findings and Order After Hearing for the judge to sign. To do this, wait 10 days after your hearing, then visit the clerk's office and ask for a copy of the case summary. There will be a small charge. The Self-Help Center / Family Law Facilitator's Office will help you prepare the order.

WHERE TO GET FORMS:

Internet: For free, you can log onto www.courts.ca.gov/forms.htm and hover over “Forms & Rules” and then click on “Browse All Forms.” You can locate the forms needed by the Family Law form group and then by form number.

Court Clerk’s Office: For \$5, you may go to any of the County Courthouses to purchase a packet of blank forms.

COSTS INVOLVED:

Filing Fee: \$60 filing fee for the Request for Order. There is an additional fee of \$25 to modify or enforce child custody or visitation orders. The court will also charge a first appearance fee of \$435 if it was not previously paid or waived. There will also be a \$30 fee if you want a court reporter present at your hearing. If you do not have a court reporter present at your hearing, you will not be able to request a transcript of your hearing in the future.

Fee Waiver: If you cannot afford to pay the fees mentioned above, you may obtain the forms to apply for a fee waiver on the internet at www.courts.ca.gov/forms.htm or at any of our Courthouses. The fee waiver forms are:

FW-001 Application for Order on Waiver of Court Fees and Costs

FW-003 Order on Application for Waiver of Court Fees and Costs

THE DECLARATION IS AN IMPORTANT PART OF YOUR PAPERWORK:

The declaration is an important part of your case. Your declaration must explain all the reasons the court should grant the orders you are requesting. Your declaration is a persuasive document that provides the judge as much detail as you can give. Remember, it is the judge’s job to reach conclusions. It is your job to give the judge facts, details, dates, description of events, etc. so that the judge can consider them in making a decision. In your declaration, you must answer the question about why the judge should grant the orders you are requesting. On the day of the hearing, you may forget to tell the judge important facts. So, do your best to include in your declaration all the facts and details you want the judge to consider.

Your declaration may be up to 10 pages long, double-spaced using 12 point font. When writing or typing your declaration, keep in mind the judge will have to read this and refer to it at your hearing. Use descriptive headings for your paragraphs. This should tell the judge what the paragraph is about. You should start with the most important issue and the most recent event. When the judge is finished reading your declaration there should be no doubt about what you want, why you want it and why the judge should do what you want.

ATTACHING DOCUMENTS TO YOUR DECLARATION - EXHIBITS

Exhibits are documents that support something you are saying in your declaration. If you believe there are documents the judge should read, you may attach them to your declaration. You must properly describe the document in your declaration by stating what the document is, what exhibit number you have assigned it and why the document is important for the judge to consider. Your exhibit number will start with a P if you are the Petitioner and an R if you are the Respondent. If you previously filed exhibits then start with the number following your last exhibit. For example:

Attached as Exhibit P1 is a true and correct copy of my paystubs for the last 3 months which show that my gross monthly income is \$1550.

WHAT ORDERS CAN YOU REQUEST?

Legal Custody: Legal custody deals with the parents' right to make the decisions relating to the child's health, education and welfare. One or both parents can have legal custody. If both parents are making decisions about the child it is called joint legal custody. When writing your declaration you need to explain why it is in the child's best interest for one or both parents to make these decisions. If you are trying to modify an existing order then you need to explain any substantial changes in circumstances since the date of the existing order.

Physical Custody: Physical custody deals with the days and times that the child will spend with each parent. If the child primarily lives with one parent it is called physical custody. If you are requesting that both parents spend a substantial period of time with the child, it is called Joint Physical Custody. When writing your declaration you need to explain why your proposed physical custody request is in the child's best interest. If you are trying to modify an existing order then you need to explain any substantial changes in circumstances since the last order.

Visitation: Visitation is the time that the child spends with the parent who does not have primary physical custody. When writing your declaration you need to explain why your proposed visitation schedule is in the child's best interest. If you are trying to modify an existing order then you need to explain any substantial changes in circumstances since the date of the existing order. There are several options to choose from, generally they are: (1) Reasonable Visitation (2) Specific Visitation Schedule (3) Supervised Visitation. Reasonable visitation does not define the days and times that each parent will have physical custody of the child. A reasonable visitation court order usually works when both parents are in agreement about the time share that each is to have with the child. A specific visitation schedule defines the days and times that each parent will have physical custody of the child. A specific visitation schedule may be necessary for parents who have a difficult time agreeing on the days and times that each parent will spend with the child. Supervised Visitation requires that a responsible adult be present during any visitation times with the child. A supervised visitation order may be necessary if there are reasonable concerns that a parent may harm the child if left alone.

Prevent Child Abduction: If there are facts that show that the other parent may be thinking of taking the child and hiding the child from you, then you may request orders to prevent the other parent from abducting the child. When writing your declaration you need to explain what the other party has done or plans to do to take and hide the child from you.

Child Support: Both parents are required to financially support the minor child. Child support is the amount of money that one parent pays to the other to equalize the financial responsibility. The amount of child support is arrived by inputting several numbers into a formula. The main factors that are taken into consideration are: (1) Dad's gross monthly income (2) Mom's gross monthly income and (3) Percentage of time that is spent with the child. When writing your declaration, you must address each of these factors. The judge needs to know what you are claiming each of these numbers is and also how you arrived at those numbers. Other facts that may be discussed in your declaration are: (1) the other parent's ability to earn income, (2) the number of other biological children living with you (3) the amount of child care costs per month (4) the amount of rental income received (5) the amount of property taxes and mortgage interest paid per month and (6) the amount paid per month for health insurance premiums. You may attach any supporting documentation to your declaration as exhibits. Be prepared for what the amount of child support might be. Before you file your Request for Order, the Self-Help Center / Family Law Facilitator may help you calculate the amount of child support or you may go to <https://www.cse.ca.gov/ChildSupport/cse/guidelineCalculator> to calculate the child support amount on your own.

Spousal Support (formerly known as “ALIMONY”): The judge has discretion to order the payment of spousal support. The judge will consider several factors before deciding whether to award spousal support, the amount of spousal support and the length of time that spousal support will be received. Some of the factors the judge will consider when requesting temporary spousal support are:

- (1) Spouse’s ability to pay spousal support;
- (2) Other spouse’s need to receive spousal support and;
- (3) Standard of living during your marriage.

When writing your declaration, you must address each of these factors. The judge needs to know what you think your spouse’s income is and how you arrived at that number. In addition, your declaration must give details that describe your standard of living during the marriage which may include the number and kinds of vacations you took together, the kind of home you lived in, the kind of cars you owned, etc.

Other factors that you may include in your declaration are the following:

- (1) Length of marriage;
- (2) Age and health of each spouse;
- (3) How much income each spouse can earn on their own;
- (4) What the expenses of each spouse are;
- (5) The history of the way the couple handled money during the marriage;
- (6) Whether having a job would make it too hard to take care of the children;
- (7) Whether one spouse helped the other get an education, training, career, or professional license;
- (8) Whether there was domestic violence in the marriage or domestic partnership and;
- (9) Whether one spouse's career was affected by unemployment, or by taking care of the children or home.

Attorney’s Fees and Costs: You may request that the other party pay for your attorney’s fees and costs. The judge has discretion to grant or deny this request. When writing your declaration, you must establish in sufficient detail that the other party has the financial ability to pay your attorney’s fees and costs.

Property Restraint: You may request that the other party be prohibited from cashing out 401K’s, checking accounts, savings accounts, etc. When writing your declaration, you must describe why this order is necessary.

Property Control: You may request an order giving you permission to use a car or live in the house. Your declaration must describe why this order is necessary.

Other Relief: You may request any other relief not already covered. For example, you may request to (1) set aside default (2) change venue (3) reimbursement of half of uninsured health care expenses. Your declaration must describe why this order is necessary.

PARTY WITHOUT ATTORNEY OR ATTORNEY: STATE BAR NO.: NAME: Pat Sample FIRM NAME: STREET ADDRESS: 1234 Main Street CITY: San Luis Obispo STATE: CA ZIP CODE: 93401 TELEPHONE NO.: (805) 555-1234 FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name): Petitioner in Pro Per	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Luis Obispo STREET ADDRESS: 1035 Palm Street, Room 385 MAILING ADDRESS: CITY AND ZIP CODE: San Luis Obispo, CA 93408 BRANCH NAME:	
PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARENT/PARTY:	
REQUEST FOR ORDER <input checked="" type="checkbox"/> CHANGE <input type="checkbox"/> TEMPORARY EMERGENCY ORDERS <input checked="" type="checkbox"/> Child Custody <input checked="" type="checkbox"/> Visitation (Parenting Time) <input type="checkbox"/> Spousal or Partner Support <input type="checkbox"/> Child Support <input type="checkbox"/> Domestic Violence Order <input type="checkbox"/> Attorney's Fees and Costs <input type="checkbox"/> Property Control <input type="checkbox"/> Other (specify):	CASE NUMBER: FL070572

NOTICE OF HEARING

1. TO (name(s)): **Sam Sample**
 Petitioner Respondent Other Parent/Party Other (specify):

2. A COURT HEARING WILL BE HELD AS FOLLOWS:

a. Date: _____ Time: _____ <input type="checkbox"/> Dept.: _____ <input type="checkbox"/> Room: _____ b. Address of court <input checked="" type="checkbox"/> same as noted above <input type="checkbox"/> other (specify): _____
--

3. **WARNING to the person served with the Request for Order:** The court may make the requested orders without you if you do not file a *Responsive Declaration to Request for Order* (form FL-320), serve a copy on the other parties at least nine court days before the hearing (unless the court has ordered a shorter period of time), and appear at the hearing. (See form FL-320-INFO for more information.)

(Forms FL-300-INFO and DV-400-INFO provide information about completing this form.)

COURT ORDER
(FOR COURT USE ONLY)

It is ordered that:

- 4. Time for service until the hearing is shortened. Service must be on or before (date):
- 5. A *Responsive Declaration to Request for Order* (form FL-320) must be served on or before (date):
- 6. The parties must attend an appointment for child custody mediation or child custody recommending counseling as follows (specify date, time, and location): **April 6, 2008 at 8:30 am at 1035 Palm Street, Room 222, San Luis Obispo, CA 93408 (805) 226-3251.**
- 7. The orders in *Temporary Emergency (Ex Parte) Orders* (form FL-305) apply to this proceeding and must be personally served with all documents filed with this *Request for Order*.
- 8. Other (specify):

Date: _____ JUDICIAL OFFICER _____ Page 1 of 4

PETITIONER: Pat Sample	CASE NUMBER:
RESPONDENT: Sam Sample	FL070572
OTHER PARENT/PARTY:	

REQUEST FOR ORDER

Note: Place a mark in front of the box that applies to your case or to your request. If you need more space, mark the box for "Attachment." For example, mark "Attachment 2a" to indicate that the list of children's names and birth dates continues on a paper attached to this form. Then, on a sheet of paper, list each attachment number followed by your request. At the top of the paper, write your name, case number, and "FL-300" as a title. (You may use *Attached Declaration (form MC-031)* for this purpose.)

1. RESTRAINING ORDER INFORMATION

One or more domestic violence restraining/protective orders are now in effect between (specify):
 Petitioner Respondent Other Parent/Party (Attach a copy of the orders if you have one.)
 The orders are from the following court or courts (specify county and state):

- a. Criminal: County/state (specify): Case No. (if known):
- b. Family: County/state (specify): Case No. (if known):
- c. Juvenile: County/state (specify): Case No. (if known):
- d. Other: County/state (specify): Case No. (if known):

2. CHILD CUSTODY

I request temporary emergency orders

VISITATION (PARENTING TIME)

a. I request that the court make orders about the following children (specify):

Child's Name	Date of Birth	<input checked="" type="checkbox"/> Legal Custody to (person who decides: health, education, etc):	<input checked="" type="checkbox"/> Physical Custody to (person with whom child lives):
Chad Sample	1/2/2005	Pat Sample	Pat Sample

b. The orders I request for child custody visitation (parenting time) are:

Attachment 2a.

(1) Specified in the attached forms:

- Form FL-305 Form FL-311 Form FL-312 Form FL-341(C)
- Form FL-341(D) Form FL-341(E) Other (specify):

(2) As follows (specify):

Attachment 2b.

c. The orders that I request are in the best interest of the children because (specify):

Attachment 2c.

I am the parent that has made all medical and educational decisions regarding our child since the child's birth. The child has lived primarily with me since 2007 when the Respondent and I separated. The Respondent plays an important role in our son's life and Respondent wants to spend more time with our son and a set schedule between the two of us will help us accomplish this.

d. This is a change from the current order for child custody visitation (parenting time).

(1) The order for legal or physical custody was filed on (date):

. The court ordered (specify):

(2) The visitation (parenting time) order was filed on (date):

. The court ordered (specify):

Attachment 2d.

PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARENT/PARTY:	CASE NUMBER: FL070572
---	---------------------------------

3. CHILD SUPPORT

(Note: An earnings assignment may be issued. See *Income Withholding for Support* (form FL-195))

a. I request that the court order child support as follows:

Child's name and age

I request support for each

Monthly amount (\$) requested

child based on the child support guideline. (if not by guideline)

Attachment 3a.

b. I want to change a current court order for child support filed on (date):

The court ordered child support as follows (specify):

c. I have completed and filed with this *Request for Order* a current *Income and Expense Declaration* (form FL-150) or I filed a current *Financial Statement (Simplified)* (form FL-155) because I meet the requirements to file form FL-155.

d. The court should make or change the support orders because (specify):

Attachment 3d.

4. SPOUSAL OR DOMESTIC PARTNER SUPPORT

(Note: An *Earnings Assignment Order For Spousal or Partner Support* (form FL-435) may be issued.)

a. Amount requested (monthly): \$

b. I want the court to change end the current support order filed on (date):
 The court ordered \$ _____ per month for support.

c. This request is to modify (change) spousal or partner support after entry of a judgment.

I have completed and attached *Spousal or Partner Support Declaration Attachment* (form FL-157) or a declaration that addresses the same factors covered in form FL-157.

d. I have completed and filed a current *Income and Expense Declaration* (form FL-150) in support of my request.

e. The court should make, change, or end the support orders because (specify):

Attachment 4e.

5. PROPERTY CONTROL

I request temporary emergency orders

a. The petitioner respondent other parent/party be given exclusive temporary use, possession, and control of the following property that we own or are buying lease or rent (specify):

b. The petitioner respondent other parent/party be ordered to make the following payments on debts and liens coming due while the order is in effect:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

c. This is a change from the current order for property control filed on (date):

d. Specify in Attachment 5d the reasons why the court should make or change the property control orders.

PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARENT/PARTY:	CASE NUMBER: FL070572
---	---------------------------------

6. ATTORNEY'S FEES AND COSTS

I request attorney's fees and costs, which total (specify amount): \$. I filed the following to support my request:

- a. A current *Income and Expense Declaration* (form FL-150).
- b. A *Request for Attorney's Fees and Costs Attachment* (form FL-319) or a declaration that addresses the factors covered in that form.
- c. A *Supporting Declaration for Attorney's Fees and Costs Attachment* (form FL-158) or a declaration that addresses the factors covered in that form.

7. DOMESTIC VIOLENCE ORDER

- Do not use this form to ask for domestic violence restraining orders! Read form DV-505-INFO, *How Do I Ask for a Temporary Restraining Order*, for forms and information you need to ask for domestic violence restraining orders.
- Read form DV-400-INFO, *How to Change or End a Domestic Violence Restraining Order* for more information.

- a. The *Restraining Order After Hearing* (form DV-130) was filed on (date):
- b. I request that the court change end the personal conduct, stay-away, move-out orders, or other protective orders made in *Restraining Order After Hearing* (form DV-130). (If you want to change the orders, complete 7c.)
- c. I request that the court make the following changes to the restraining orders (specify): Attachment 7c.
- d. I want the court to change or end the orders because (specify): Attachment 7d.

8. OTHER ORDERS REQUESTED (specify):

Attachment 8.

9. TIME FOR SERVICE / TIME UNTIL HEARING I urgently need:

- a. To serve the *Request for Order* no less than (number): court days before the hearing.
- b. The hearing date and service of the *Request for Order* to be sooner.
- c. I need the order because (specify): Attachment 9c.

10. FACTS TO SUPPORT the orders I request are listed below. The facts that I write in support and attach to this request cannot be longer than 10 pages, unless the court gives me permission.

Attachment 10.

I declare under penalty of perjury under the laws of the State of California that the information provided in this form and all attachments is true and correct.

Date: 3/7/2008

Pat Sample

(TYPE OR PRINT NAME)

Pat Sample

(SIGNATURE OF APPLICANT)



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARENT/PARTY:	CASE NUMBER: FL070572
---	---------------------------------

CHILD CUSTODY AND VISITATION (PARENTING TIME) APPLICATION ATTACHMENT
—This is not a court order—

TO Petition Response Request for Order Responsive Declaration to Request for Order
 Other (specify):

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 (person who decides about health, education, etc.)</u>	<u>Physical Custody to (person with whom the child lives)</u>
Chad Sample	1/2/2005	Pat Sample	Pat Sample

2. Visitation (Parenting Time).

Note: Unless specifically ordered, a child's holiday schedule order has priority over the regular parenting time.

- a. Reasonable right of parenting time (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 child custody mediation or child custody recommending counseling at (specify date, time, and location):
- d. No visitation (parenting time).
- e. Visitation (parenting time). (Specify start and ending date and time. If applicable, check "start of" OR "after school.")
 Petitioner's Respondent's Other Parent's/Party's parenting time (visitation) will be as follows:

(1) Weekends starting (date):

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

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

from **Friday** at **4:00** a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

to **Sunday** at **7:00** a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

(a) The parties will alternate the fifth weekends, with the petitioner respondent
 other parent/party having the initial fifth weekend, which starts (date):

(b) The petitioner respondent other parent/party will have the fifth weekend in odd even numbered months.

(2) Alternate weekends starting (date):

from _____ at _____ a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

to _____ at _____ a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

(3) Weekdays starting (date):

from **Wednesday** at **4:00** a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

to **Wednesday** at **6:00** a.m. p.m./ If applicable, specify: start of school
(day of week) (time) after school

(4) Other visitation (parenting time) days and restrictions are: listed in Attachment 2e(4)
 as follows:

PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARENT/PARTY:	CASE NUMBER: FL070572
---	---------------------------------

3. Supervised visitation (parenting time).
- a. If item 3 is checked, you must attach a declaration that shows why unsupervised visitation (parenting time) would be bad for your children. The judge is required to consider supervised visitation if one parent or party is alleging domestic violence and is protected by a restraining order.
- b. The person who supervises the visitation (parenting time) must meet the requirements listed in *Declaration of Supervised Visitation Provider* (form FL-324) under Family Code § 3200.5.
- c. I request that (name): _____ have supervised visitation (parenting time) with the minor children according to the schedule set out on page 1.
- d. I request that the visitation (parenting time) be supervised by (name): _____ who is a professional nonprofessional supervisor. The supervisor's phone number is (specify): _____
- e. I request that any costs of supervision be paid as follows: petitioner: _____ percent; respondent: _____ percent; other parent/party: _____ percent.
4. Transportation for visitation (parenting time) and place of exchange.
- a. The children will be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.
- b. Transportation to begin the visits will be provided by (name): _____
- c. Transportation from the visits will be provided by (name): _____
- d. The exchange point at the beginning of the visit will be (address): _____
- e. The exchange point at the end of the visit will be (address): _____
- f. During the exchanges, the party driving the children will wait in the car and the other party will wait in his or her home (or exchange location) while the children go between the car and the home (or exchange location).
- g. Other (specify): _____
5. Travel with children. The petitioner respondent other parent/party must have written permission from the other parent or party, or a court order, to take the children out of the following places:
- 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 parties will take the children out of California without the other party's permission. I request the orders set out on attached form FL-312.
7. Children's holiday schedule. I request the holiday and vacation 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): _____

SHORT TITLE: - Sample and Sample	CASE NUMBER: FL070572
-------------------------------------	--------------------------

ATTACHMENT (Number): 10
 (This Attachment may be used with any Judicial Council form.)

BRIEF SUMMARY:

1. I request that the Court grant me sole legal and sole physical custody of our minor child, Chad Sample, who is 2 years old. I also request that the Respondent be awarded specific days and times for visitation with the minor child.

LEGAL CUSTODY:

2. The Respondent and I separated shortly after our son was born. Our son was born with a rare skin condition that requires him to take special medications. Since the birth of our son, I have taken our son to all of his doctor's appointments. His condition has somewhat stabilized recently, however for the last 20 months our son has had approximately 50 doctor's appointments. Although, I inform the Respondent of all upcoming doctor's appointments, he has not been present to any of these appointments and he also has not offered to take our son to any of these appointments.

3. I have also administered to our son all the necessary medications. It is my belief that the Respondent does not know the names of the medications or how often our son needs the medications.

4. After our son was born, I took on the responsibility of finding quality day-care for our son. I interviewed numerous persons and agencies and offered to give this information to the Respondent, however he was not interested in it and told me to make the decision.

5. I believe that it would be in our son's best interest if I were granted sole legal custody so that I may continue to make

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 2
 (Add pages as required)

SHORT TITLE:

- Sample and Sample

CASE NUMBER:

FL070572

ATTACHMENT (Number): 10*(This Attachment may be used with any Judicial Council form.)*

necessary decisions regarding our child's health and welfare.

PHYSICAL CUSTODY:

6. I am our son's primary caretaker. I have provided a stable and loving environment for him since the day he was born. On weekends, our son and I have daily outings to the beach, park or library. We also spend lots of time visiting friends and family. During the week, I drop off and pick up our son from day-care. Some of our daily activities include reading to him before bed, eating a home cooked meal, and playing games. Our son is well adjusted and gets along well with the other children in his day-care.

VISITATION:

7. I believe that the Respondent plays an important role in our son's life. Since the Respondent and I separated, the Respondent has spent approximately 6 hours a month with our son. I believe that it would be in our son's best interest if he would spend more time with the Respondent. Respondent is a good father and loves our son. I believe Respondent wants to spend more time with our son and a set schedule between the two of us will help us accomplish this.

I declare under penalty of perjury under the laws of the State of California that the information provided in this form and all attachments is true and correct.

Date: 3/7/2008



Pat Sample
Petitioner in Pro Per

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 2 of 2
(Add pages as required)

ATTORNEY OR PARTY WITHOUT ATTORNEY OR GOVERNMENTAL AGENCY (under Family Code, §§ 17400, 17406) <i>(Name, State Bar number, and address)</i> Pat Sample 1234 Main Street San Luis Obispo, CA 93401 TELEPHONE NO.: (805) 555-1234 FAX NO.: ATTORNEY FOR (Name): Petitioner in Pro Per	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Luis Obispo STREET ADDRESS: 1035 Palm Street, Room 385 MAILING ADDRESS: CITY AND ZIP CODE: San Luis Obispo, CA 93408 BRANCH NAME:	
PETITIONER/PLAINTIFF: Pat Sample RESPONDENT/DEFENDANT: Sam Sample OTHER PARENT/PARTY:	CASE NUMBER: FL070572 <i>(If applicable, provide):</i> HEARING DATE: HEARING TIME: DEPT.:
PROOF OF PERSONAL SERVICE	

1. I am at least 18 years old, not a party to this action, and not a protected person listed in any of the orders.
2. Person served (name): **Sam Sample**
3. I served copies of the following documents (specify):
Request for Order and Blank Responsive Declaration to Request for Order

4. By personally delivering copies to the person served, as follows:
 - a. Date: **3/9/2007** b. Time: **9:00 AM**
 - c. Address: **2020 Lincoln Drive**
San Luis Obispo, CA 93401

5. I am

<ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> not a registered California process server. b. <input type="checkbox"/> a registered California process server. c. <input type="checkbox"/> an employee or independent contractor of a registered California process server. 	<ol style="list-style-type: none"> d. <input type="checkbox"/> exempt from registration under Business & Profession Code section 22350(b). e. <input type="checkbox"/> a California sheriff or marshal.
---	---

6. My name, address, and telephone number, and, if applicable, county of registration and number (specify):
Julie Friend
444 11th Avenue
Paso Robles, CA 93446

7. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
8. I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **3/9/07**

Julie Friend _____
 (TYPE OR PRINT NAME OF PERSON WHO SERVED THE PAPERS)

▶ *Julie Friend* _____
 (SIGNATURE OF PERSON WHO SERVED THE PAPERS)