

Dissolution of Marriage General Overview of Process

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|----------|--|---|--|---|
| 1 | COMPLETE FORMS | <p>Complete the following forms to start case:</p> <ul style="list-style-type: none"> <input type="checkbox"/> FL-110 Summons <input type="checkbox"/> FL-100 Petition <input type="checkbox"/> FL-160 Separate Property Declaration <input type="checkbox"/> FL-160 Community Property Declaration <input type="checkbox"/> FL-311 Custody Visitation Attachment if there are minor children <input type="checkbox"/> FL-105 UCCJEA if there are minor children <input type="checkbox"/> FL013 Statement of Venue <input type="checkbox"/> FL-150 Income & Expense Declaration with last 2 months of payroll stubs <input type="checkbox"/> FL-140 Declaration of Disclosure (complete, but do not file) | | |
| 2 | MAKE COPIES & FILE FORMS | <p>File your forms to get a case number. The following options exist to file your forms: <input type="checkbox"/> eFile <input type="checkbox"/> Drop box <input type="checkbox"/> Mail <input type="checkbox"/> In Person check your courthouse counter filing hours</p> <p>If you eFile, the Court will email you a copy of the filed forms with your case number.</p> <p>If you use the drop box, mail or in person option, you must file the originals with 2 copies and a self-addressed stamped envelope. If you prefer that the Court email you a copy of the filed forms, then you must file only the original forms along with a completed Electronic Consent Form so the Court may email you a filed copy of your forms.</p> <p>You must also pay the filing fee if you did not request a fee waiver.</p> | | |
| 3 | GIVE SPOUSE COPY OF FORMS | <p>Your spouse must receive a copy of all the completed forms listed above, ownership papers and account statements on page 4 of the FL-160, Notice of Case Assignment & Status Conference and the following blank forms FL-120 Response, FL-140 Declaration of Disclosure, FL-150 Income & Expense Declaration, and FL-160 Property Declaration. If there are minor kids, your spouse must also receive a blank FL-105 UCCJEA. The person giving your spouse these papers could be a friend, relative, private process server, or a Sheriff. The person who personally gives the forms to your spouse must be 18 years or older and cannot be you. The person who gives the papers to your spouse must sign and complete the FL-115 Proof of Service of Summons and return it to you so that you may file the original FL-115 form with the Court.</p> | | |
| 4 | WAIT 30 DAYS | <p>Wait 30 days after the papers were given to your spouse. If your spouse decides to file an FL-120 Response, a copy of it should have been mailed to you.</p> | | |
| 5 | PARENTING CLASS | <p>If you have minor kids, you must complete the online parenting class about the impact of divorce on kids. The class is free. Sign up at https://pas.familieschange.ca.gov/.</p> | | |
| 6 | COMPLETE FINANCIAL DISCLOSURE & DECIDE HOW TO FINISH CASE. CHOOSE A, B or C. | <p>A. Default: If no FL-120 Response was filed you may request the orders in your FL-100 Petition in a Default Judgment. You must give your spouse your <u>Preliminary Declaration of Disclosure</u>.</p> | <p>B. Uncontested: If you and your spouse agree to everything, you may file a Stipulated Judgment or Marital Settlement Agreement. Both parties must exchange <u>Preliminary Declarations of Disclosure</u>. The <u>Final Declaration of Disclosure</u> may be waived if there are no changes to the Preliminary information.</p> | <p>C. Trial: If an FL-120 Response was filed and no agreement is reached, then a trial date must be requested, and the judge will decide all the issues. Before trial, both parties must exchange <u>Preliminary and Final Declarations of Disclosure</u>. Before your trial date, if there are minor children, you must schedule a child custody mediation by calling (805) 706-3608.</p> |
| 7 | PREPARE YOUR JUDGMENT | <p>You will need to prepare your final judgment and other necessary forms. When the judge signs your final judgment, your case will be completed.</p> | | |

WHERE TO GET HELP:

☐ **Self-Help Center:** To schedule a telephone appointment for a document review or to register for our Zoom webinar go to <https://calendly.com/self-help-center/> or call (805) 706-3617. Visit our website for more information at <https://www.slo.courts.ca.gov/self-help/family-law/divorce/start-divorce-case>.

☐ **30-minute video:** View [property video](https://www.lacourt.org/selfhelpcourses/Dissolution%20Orientation%20Lesson4%20Property/story.html) about the mandatory financial disclosure forms that LA Superior Court produced at [https://www.lacourt.org/selfhelpcourses/Dissolution Orientation Lesson4 Property/story.html](https://www.lacourt.org/selfhelpcourses/Dissolution%20Orientation%20Lesson4%20Property/story.html).

☐ **Online Form Preparation:** This program will ask you to answer questions. The answers you give will be used to complete the forms needed to start case. This program will allow you to print or eFile your forms. Go to [https://california-efm.tylertech.cloud/SRL/SRL/Start?legalProcessKey=DivorceSeparationNullity Full](https://california-efm.tylertech.cloud/SRL/SRL/Start?legalProcessKey=DivorceSeparationNullity%20Full).

WHERE TO GET FORMS:

☐ **Internet:** For free, click on the hyperlinks in these instructions or go to www.courts.ca.gov and hover over "Forms & Rules" and then click on "Find Your Court Forms" and type in the form number or name.

☐ **Court Clerk's Office:** For \$5, you may purchase a packet of blank forms.

COSTS INVOLVED: \$435 filing fee for filing the FL-100 Petition. If you cannot afford to pay the filing fees, you may request a fee waiver by completing the following forms:

☐ [FW-001](#) Request to Waive Court Fees ☐ [FW-003](#) Order on Court Fee Waiver

HELPFUL TIPS:

☐ **Self-Help Website** at www.slo.courts.ca.gov has more instructions and sample forms to view.

☐ **Petitioner & Respondent** - If you are filing the FL-100 Petition you will always be the Petitioner and your spouse will be the Respondent.

☐ The forms may be handwritten in blue or black ink.

☐ **Date of Separation** is the date that in your mind you knew the marriage was over and you did something to show that you no longer wanted to be married.

☐ **Separate Property** is any asset or debt that was purchased or incurred before your date of marriage or after your date of separation and will be listed on the FL-160 Separate Property Declaration.

☐ **Community Property** is any asset or debt that was purchased or incurred after your date of marriage and before your date of separation and will be listed on the FL-160 Community Property Declaration.

☐ **Pension Retirement Plans:** A pension can be the most valuable asset acquired during the marriage or domestic partnership. There are very specific and technical rules that apply to pensions, and you should get legal advice from a lawyer to protect your pension interest. You may need additional documents including a [pension joinder](#) and Qualified Domestic Relations Order before a judge will divide the pension. A QDRO is an extremely complicated legal document and if you make a mistake, there can be harmful results.

☐ **Preliminary & Final Declaration of Disclosure:** California law requires that you and your spouse give each other written information about all the income, expenses, assets, and debts that you know to exist. With this information you can divide your assets and debts equally and make reasonable decisions about support. If you leave anything out, either by mistake or on purpose, your property division may not be accepted by the court and your case may be reopened or changed.

☐ **Legal Custody** is the parents' right to make the decisions about the child's health, education, and welfare.

☐ **Physical Custody** deals with who the child will primarily live with.

☐ **Visitation** is the time that the child spends with the parent who does not have physical custody.

☐ **Child Support:** To determine the amount of guideline child support that the Court may order in your case, visit <https://childsupport.ca.gov/guideline-calculator/>.

☐ **Update Contact Information:** Parties must serve and file [MC-040](#) Notice of Change of Address or Other Contact Information to keep each other and the Court informed of their contact information.

☐ **Request for Status Conference:** Parties may serve and file local form [FL014](#) Request for Status Conference or Family Centered Case Resolution Conference to request a status conference.

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

NOTICE TO RESPONDENT (Name):

AVISO AL DEMANDADO (Nombre):

Sam Sample

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:

Nombre del demandante: **Pat Sample**

CASE NUMBER (NÚMERO DE CASO):

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

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.

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 la petición, 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.

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.

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]

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

**San Luis Obispo Superior Court
1035 Palm Street, Room 385
San Luis Obispo, CA 93408**

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):

**Pat Sample
1234 Main Street
San Luis Obispo, CA 93401
(805) 555-1234**

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.

You must notify each other of any proposed extraordinary expenditures at least five business days prior to incurring these extraordinary expenditures and account to the court for all extraordinary expenditures made after these restraining orders are effective. However, you may use community property, quasi-community property, or your own separate property to pay an attorney to help you or to pay court costs.

NOTICE—ACCESS TO AFFORDABLE HEALTH

INSURANCE: Do you or someone in your household need affordable health insurance? If so, you should apply for Covered California. Covered California can help reduce the cost you pay towards high quality affordable health care. For more information, visit www.coveredca.com. Or call Covered California at 1-800-300-1506.

WARNING—IMPORTANT INFORMATION

California law provides that, for purposes of division of property upon dissolution of a marriage or domestic partnership or upon legal separation, property acquired by the parties during marriage or domestic partnership in joint form is presumed to be community property. If either party to this action should die before the jointly held community property is divided, the language in the deed that characterizes how title is held (i.e., joint tenancy, tenants in common, or community property) will be controlling, and not the community property presumption. You should consult your attorney if you want the community property presumption to be written into the recorded title to the property.

ÓRDENES DE RESTRICCIÓN ESTÁNDAR DE DERECHO FAMILIAR

En forma inmediata, usted y su cónyuge o pareja de hecho tienen prohibido:

1. llevarse del estado de California a los hijos menores de las partes, o solicitar un pasaporte nuevo o de repuesto para los hijos menores, sin el consentimiento previo por escrito de la otra parte o sin una orden de la corte;
2. cobrar, pedir prestado, cancelar, transferir, deshacerse o cambiar el nombre de los beneficiarios de cualquier seguro u otro tipo de cobertura, como de vida, salud, vehículo y discapacidad, que tenga como beneficiario(s) a las partes y su(s) hijo(s) menor(es);
3. transferir, gravar, hipotecar, ocultar o deshacerse de cualquier manera de cualquier propiedad, inmueble o personal, ya sea comunitaria, cuasicomunitaria o separada, sin el consentimiento escrito de la otra parte o una orden de la corte, excepto en el curso habitual de actividades personales y comerciales o para satisfacer las necesidades de la vida; y
4. crear o modificar una transferencia no testamentaria de manera que afecte la asignación de una propiedad sujeta a transferencia, sin el consentimiento por escrito de la otra parte o una orden de la corte. Antes de que se pueda eliminar la revocación de una transferencia no testamentaria, se debe presentar ante la corte un aviso del cambio y hacer una entrega legal de dicho aviso a la otra parte.

Cada parte tiene que notificar a la otra sobre cualquier gasto extraordinario propuesto por lo menos cinco días hábiles antes de realizarlo, y rendir cuenta a la corte de todos los gastos extraordinarios realizados después de que estas órdenes de restricción hayan entrado en vigencia. No obstante, puede usar propiedad comunitaria, cuasicomunitaria o suya separada para pagar a un abogado que lo ayude o para pagar los costos de la corte.

AVISO—ACCESO A SEGURO DE SALUD MÁS ECONÓMICO:

¿Necesita seguro de salud a un costo asequible, ya sea para usted o alguien en su hogar? Si es así, puede presentar una solicitud con Covered California. Covered California lo puede ayudar a reducir el costo que paga por seguro de salud asequible y de alta calidad. Para obtener más información, visite www.coveredca.com. O llame a Covered California al 1-800-300-0213.

ADVERTENCIA—INFORMACIÓN IMPORTANTE

De acuerdo a la ley de California, las propiedades adquiridas por las partes durante su matrimonio o pareja de hecho en forma conjunta se consideran propiedad comunitaria para fines de la división de bienes que ocurre cuando se produce una disolución o separación legal del matrimonio o pareja de hecho. Si cualquiera de las partes de este caso llega a fallecer antes de que se divida la propiedad comunitaria de tenencia conjunta, el destino de la misma quedará determinado por las cláusulas de la escritura correspondiente que describen su tenencia (por ej., tenencia conjunta, tenencia en común o propiedad comunitaria) y no por la presunción de propiedad comunitaria. Si quiere que la presunción comunitaria quede registrada en la escritura de la propiedad, debería consultar con un abogado.

| | |
|---|---|
| PARTY WITHOUT ATTORNEY OR ATTORNEY 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: PatSample@emailaddress.com ATTORNEY FOR (name): Petitioner Self-Represented | 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 | |
| PETITION FOR <input checked="" type="checkbox"/> Dissolution (Divorce) of: <input checked="" type="checkbox"/> Marriage <input type="checkbox"/> Domestic Partnership <input type="checkbox"/> Legal Separation of: <input type="checkbox"/> Marriage <input type="checkbox"/> Domestic Partnership <input type="checkbox"/> Nullity of: <input type="checkbox"/> Marriage <input type="checkbox"/> Domestic Partnership | <input type="checkbox"/> AMENDED CASE NUMBER: |

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):

- 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, unless you are in the legal relationship described in 1b., at least one of you must comply with this requirement.)
- b. ☐ 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.
- c. ☐ We are the same sex, were married in California, but currently live in a jurisdiction that does not recognize, and will not dissolve, our marriage. This *Petition* is filed in the county where we married.
 Petitioner lives in (specify): Respondent lives in (specify):

3. **STATISTICAL FACTS**

- a. ☒ (1) Date of marriage (specify): **07/07/2013** (2) Date of separation (specify): **01/15/2021**
 (3) Time from date of marriage to date of separation (specify): **7** Years **6** 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

4. **MINOR CHILDREN**

- a. ☐ There are no minor children.
- b. ☒ The minor children are:
Child's name Birthdate Age

Chad Sample
Cindy Sample

01/02/2015 **8**
05/02/2020 **3**

- (1) ☐ continued on Attachment 4b. (2) ☐ a child who is not yet born.
- c. If any children listed above were born before the marriage or domestic partnership, the court has the authority to determine those children to be children of the marriage or domestic partnership.
- d. 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.
- e. ☐ Petitioner and Respondent signed a voluntary declaration of parentage or paternity. (Attach a copy if available.)

PETITIONER: **Pat Sample**
 RESPONDENT: **Sam Sample**

CASE NUMBER:

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 ☒ ☐ ☐ ☐
- b. Physical custody of children to ☒ ☐ ☐ ☐
- c. Child visitation (parenting time) be granted to ☐ ☒ ☐ ☐
- As requested in ☒ form FL-311 ☐ form FL-312 ☐ form FL-341(C)
☐ form FL-341(D) ☐ form FL-341(E) ☐ Attachment 6c(1)

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*):

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*):

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

PETITIONER: **Pat Sample**
 RESPONDENT: **Sam Sample**

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*): **Pat Jones**
- c. ☐ Other (*specify*):

☐ Continued on Attachment 11c.

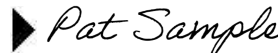
12. I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.

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

Date: **03/04/2021**

Pat Sample

(TYPE OR PRINT NAME)



(SIGNATURE OF PETITIONER)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR PETITIONER)

FOR MORE INFORMATION: Read *Legal Steps for a Divorce or Legal Separation* (form [FL-107-INFO](#)) and visit "Families Change" at www.familieschange.ca.gov — an online guide for parents and children going through divorce or separation.

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.

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

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):**

This section is for information only and is not a part of your request for orders:

California's public policies and law on child custody and visitation include that:

- In general, children should have frequent and continuing contact with their parents, and parents should be encouraged to share the responsibility of raising their children, except when domestic abuse has happened or contact with a parent is not in the best interests of the children.
- When making any orders about physical and legal custody and visitation (parenting time), the court must consider the best interests of the child, which primarily include the health, safety, and welfare of the child.
- If a parent has been abusive, judges use laws to help protect children when deciding to make orders about child custody and visitation (parenting time). A judge may deny an abusive parent custody or unsupervised visitation with a child.
- Children have the right to be safe and free from abuse.
- A child's exposure to domestic violence and domestic violence committed where a child lives are detrimental to the health, safety, and welfare of the child.
- For more information, read selfhelp.courts.ca.gov/child-custody#best-interest and selfhelp.courts.ca.gov/domestic-violence-child-custody

Complete items 1 through 13 that apply to your request for orders.

1. Minor Children

☐ [Attachment 1.](#)

| Child's name | Birthdate | Age |
|--------------|------------|-----|
| Chad Sample | 01/02/2015 | 8 |
| Cindy Sample | 05/02/2020 | 3 |

2. ☒ **Custody** of the minor children is requested as follows:

- | | Petitioner | Respondent | Joint | Other Parent/Party |
|--|-------------------------------------|--------------------------|--------------------------|--------------------------|
| a. Physical custody of children to..... (The person with whom the child will regularly live) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Legal custody of children to (The person who decides about the child's health, education, and welfare) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Note: To ask the court for joint legal custody orders that specify when the parents must agree before making decisions (for example, before choosing or changing the children's school, doctor, or religious or school activities), use *Joint Legal Custody Attachment* (form [FL-341\(E\)](#)) or a document that includes the same content as form FL-341(E).

To learn about physical and legal custody, go to selfhelp.courts.ca.gov/child-custody.

- c. ☐ There are allegations of a history of abuse or substance abuse in this case. (You must complete item 5.)
- d. ☐ Other (specify):

3. ☒ **Visitation (Parenting Time)** I request that the court order (check one):

- a. ☐ Reasonable right of visitation (parenting time) to the party in item 2a without physical custody, including but not limited to, virtual visitation. **(Not appropriate in cases involving domestic violence and substance abuse).**
- b. ☐ Visitation (parenting time) as described in the attached _____-page document dated (specify date):
- c. ☒ The visitation schedule in item 4 that includes in-person, virtual, other visitation.
- d. ☐ Supervised visitation. (You must complete item 6.)
- e. ☐ No visitation (parenting time) to the person without physical custody for the reasons described in item 13.

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



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

4. ☐ **Petitioner's** ☒ **Respondent's** ☐ **Other Parent's/Party's** visitation (parenting time) will be (check all that apply):
- a. ☒ **In person**, as follows (Specify start and ending date and time. If applicable, check "start of" OR "after school"):

- (1) ☒ **Weekends starting** (date):

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

| Weekend | Day(s) | Times | Start of (or After) School (if applicable) |
|---|-----------------------------------|--|---|
| <input checked="" type="checkbox"/> 1st | from <u>Friday</u> at <u>4:00</u> | <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. | <input type="checkbox"/> start of <input checked="" type="checkbox"/> after |
| | to <u>Sunday</u> at <u>6:30</u> | <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| <input type="checkbox"/> 2nd | from _____ at _____ | <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| | to _____ at _____ | <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| <input checked="" type="checkbox"/> 3rd | from <u>Friday</u> at <u>4:00</u> | <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. | <input type="checkbox"/> start of <input checked="" type="checkbox"/> after |
| | to <u>Sunday</u> at <u>6:30</u> | <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| <input type="checkbox"/> 4th | from _____ at _____ | <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| | to _____ at _____ | <input type="checkbox"/> a.m. <input type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |
| <input checked="" type="checkbox"/> 5th | from <u>Friday</u> at <u>4:00</u> | <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. | <input type="checkbox"/> start of <input checked="" type="checkbox"/> after |
| | to <u>Sunday</u> at <u>6:30</u> | <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m. | <input type="checkbox"/> start of <input type="checkbox"/> after |

- (a) ☐ The parties will alternate the fifth weekends, with the ☐ petitioner ☐ respondent ☐ other parent/party having the initial fifth weekend, starting (date):
- (b) ☐ The ☐ petitioner ☐ respondent ☐ other parent/party will have the fifth weekend in ☐ odd ☐ even numbered months.

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

(Specify day(s) from _____ at _____ ☐ a.m. ☐ p.m. ☐ start of ☐ after
and times): to _____ at _____ ☐ a.m. ☐ p.m. ☐ start of ☐ after

- (3) ☐ **Weekdays starting** (date):

(Specify day(s) from _____ at _____ ☐ a.m. ☐ p.m. ☐ start of ☐ after
and times): to _____ at _____ ☐ a.m. ☐ p.m. ☐ start of ☐ after

- (4) ☐ Other visitation (parenting time) days and restrictions are ☐ [listed in Attachment 4a\(4\)](#)
☐ as follows:

- b. ☐ **Virtual visitation**

I ask that the court order virtual visitation as described ☐ [in Attachment 4b.](#) ☐ below:
 Virtual visitation means using audiovisual electronic technology (like a smartphone, tablet, smart watch, or computer) for a parent and a child to see and hear each other. Learn more about how to have safe virtual visits at selfhelp.courts.ca.gov/child-custody/virtual-visitations.

- c. ☐ **Other ways that visitation (parenting time) can happen** that are in the best interests of the child (specify):



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

5. ☐ **Child custody and visitation when there are allegations of a history of abuse or substance abuse**

a. **Allegations**

- (1) ☐ Petitioner ☐ Respondent ☐ Other parent/party is (or are) alleged to have a history of abuse against any of the following persons: a child, the other parent, their current spouse, or the person they live with or are dating or engaged to.
- (2) ☐ Petitioner ☐ Respondent ☐ Other parent/party is (or are) alleged to have the habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the habitual or continual abuse of prescribed controlled substances.

b. **Child custody**

- (1) ☐ I ask that the court NOT order sole or joint custody of the minor child to the party or parties in 5a.
- (2) ☐ Even though there are allegations, I ask that the court make the child custody orders in item 4.
(Write the reasons why you think it would be in the best interests of the child that the party or parties be granted child custody, even though there are allegations against them of a history of abuse or substance abuse. The orders that you request about child custody or visitation must also be specific as to time, day, place, and manner of transfer (exchange) of the child, as Family Code sections 3011(a)(5)(A) and 6323(c) require.)
☐ Below: ☐ [Attachment 5b\(2\)](#) ☐ Other (specify):

c. **Visitation (Parenting Time)**

- (1) ☐ I ask that the court order supervised visitation as specified in item 6.
- (2) ☐ I ask that the court order unsupervised visitation to the party or parties as specified in item 4.
- (A) Even though there are allegations of a history of abuse or substance abuse, I request that the court order unsupervised visitation to (specify): ☐ petitioner ☐ respondent ☐ other parent/party.
- (B) The reasons why the court should make the orders are
(Write the reasons why you think it would be in the best interests of the child that the party or parties be granted unsupervised visitation (parenting time) even though there are allegations against them of a history of abuse or substance abuse. The orders that you request about child custody or visitation must also be specific as to time, day, place, and manner of transfer (exchange) of the child, as Family Code sections 3011(a)(5)(A) and 6323(c) require.)
☐ Below: ☐ [In Attachment 5c\(2\)\(B\)](#) ☐ Other (specify):

- (3) ☐ Other (specify):



(To learn about supervised visitation, go to: selfhelp.courts.ca.gov/guide-supervised-visitation.)

- c. I ask that the visitations be monitored by (name, if known):

The provider's phone number is (specify):

- (1) ☐ The person or agency is a professional provider.

(A) A professional provider must meet the requirements listed in *Declaration of Supervised Visitation and Exchange Services Provider* (Professional) ([form FL-324\(P\)](#)) and sign the declaration.

(B) Professional provider fees to be paid by: petitioner: _____ percent. respondent: _____ percent.
other parent/party: _____ percent.

- (2) ☐ The person is a nonprofessional provider. The person must meet the requirements listed in *Declaration of Supervised Visitation and Exchange Services Provider (Nonprofessional)* (form FL-324(NP)).

- d. Location of supervised visitation. I request that supervised visitation be (*check one*):

- (1) ☐ In person at a safe location.
- (2) ☐ Virtual visitation (not in person).
- (3) ☐ Other (*describe*):

- e. Schedule for supervised visitation (*specify*):

- (1) ☐ Once a week, for (*number of hours for each visit*):
- (2) ☐ Two times each week, for (*number of hours for each visit*):
- (3) ☐ As specified in item 4.
- (4) ☐ Other (*describe*):

7. ☒ **Transportation for visitation (parenting time) and place of exchange**

Note: In cases of domestic violence, the court must have enough information to make orders that are specific as to the time, day, place, and manner of transfer (exchange) of the child for custody and visitation under Family Code section 6323(c).

- The children must be driven only by a licensed and insured driver. The vehicle must be legally registered with the Department of Motor Vehicles and must have child restraint devices properly installed, as required by law.
- ☒ Transportation **to** begin the visits will be provided by (*name*): Sam Sample
- ☒ Transportation **from** the visits will be provided by (*name*): Sam Sample
- ☐ The exchange point at the beginning of the visit will be (*address*):
- ☐ The exchange point at the end of the visit will be (*address*):
- ☐ During the exchanges, the party driving the children will wait in the car and the other party will wait in the home (or exchange location) while the children go between the car and the home (or exchange location).
- ☐ Other (*specify*):

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

8. ☒ **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 state of California.
 - ☐ the following counties (*specify*):
 - ☐ other places (*specify*):
9. ☐ **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](#).
10. ☐ **Child custody mediation**
I request an order for the parties to go to child custody mediation or child custody recommending counseling (*specify date, time, and location, if applicable*):

Note: Parents with a family court case who do not agree about child custody or visitation are required to attend mediation to try to develop a parenting plan that is in the best interest of their child. A party who alleges domestic violence in a written declaration under penalty of perjury or who is protected by a protective order may ask the mediator or child custody recommending counselor to meet with the parties separately and at separate times. A court order for separate sessions is not required.

11. ☐ **Children's holiday schedule.** I request the holiday and vacation schedule set out ☐ below ☐ [on form FL-341\(C\)](#)
12. ☐ **Additional custody provisions.** I request the additional orders for custody set out ☐ below ☐ [on form FL-341\(D\)](#)
13. ☐ **Other** (*specify*):

| | |
|--|--------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Pat Sample 1234 Main Street San Luis Obispo, CA 93401 TELEPHONE NO.: (805) 555-1234 FAX NO. (Optional): E-MAIL ADDRESS (Optional): PatSample@emailaddress.com 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: | |
| (This section applies only to family law cases.) PETITIONER: Pat Sample RESPONDENT: Sam Sample OTHER PARTY: | |
| (This section applies only to guardianship cases.) GUARDIANSHIP OF (Name): _____ Minor | CASE NUMBER: |
| 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): **2** 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 Chad Sample | | Place of birth San Luis Obispo, CA | Date of birth 1/2/2005 | Sex M |
| Period of residence 1/15/11 to present | Address 1234 Main Street, SLO, CA 93401 <input type="checkbox"/> Confidential | Person child lived with (name and complete current address) Pat Sample 1234 Main Street, SLO, CA <input type="checkbox"/> Confidential | | Relationship Mother |
| 1/1/05 to 1/15/11 | Child's residence (City, State) 377 Osos Street, SLO, CA 93401 | Person child lived with (name and complete current address) Pat Sample 1234 Main Street, SLO, CA Sam Sam 333 Osos Street, SLO, CA | | Mother and Father |
| 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 Cindy Sample <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> | | Place of birth San Luis Obispo, CA | Date of birth 5/2/2010 | Sex F |
| Period of residence to present | Address <input type="checkbox"/> Confidential | Person child lived with (name and complete current address) <input type="checkbox"/> Confidential | | Relationship |
| 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) | | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | | |

- 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:

Sample and Sample

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 (name, state, location) |
|--|-------------|-------------------------------|
| 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 (if known) | Orders expire (date) |
|--|--------|-------|------------------------|----------------------|
| 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):

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

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

Date: **3/4/11**

Pat Sample

(TYPE OR PRINT NAME)

► **Pat Sample**

(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.

| | |
|---|--------------|
| PARTY WITHOUT ATTORNEY OR ATTORNEY 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: PatSample@emailaddress.com ATTORNEY FOR (name): Petitioner in Pro Per | |
| 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 | |
| <input checked="" type="checkbox"/> PETITIONER'S <input type="checkbox"/> RESPONDENT'S <input type="checkbox"/> COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION <input checked="" type="checkbox"/> SEPARATE PROPERTY DECLARATION | CASE NUMBER: |

See *Instructions* on page 4 for information about completing this form. For additional space, use *Continuation of Property Declaration* (form FL-161).

| 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 | | \$ | | \$ | | \$ | | |
| 2. | HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES | | | | | | | | |
| 3. | JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc. | | | | | | | | |
| 4. | VEHICLES, BOATS, TRAILERS | | | | | | | | |
| | 2000 Ford Mustang | 1/12/00 | 3,000.00 | | 0.00 | | 3,000.00 | 3,000.00 | 0.00 |
| | 1999 Toyota 4Runner | 2/1/99 | 2,500.00 | | 0.00 | | 2,500.00 | 0.00 | 2,500.00 |
| 5. | SAVINGS ACCOUNTS | | | | | | | | |
| 6. | CHECKING ACCOUNTS | | | | | | | | |

| 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 | |
| 7. | CREDIT UNION, OTHER DEPOSITORY ACCOUNTS | | | | \$ | | \$ | \$ | \$ |
| 8. | CASH | | | | | | | | |
| 9. | TAX REFUND | | | | | | | | |
| 10. | LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE | | | | | | | | |
| 11. | STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS | | | | | | | | |
| 12. | RETIREMENT AND PENSIONS | | | | | | | | |
| 13. | PROFIT-SHARING, IRAS, DEFERRED COMPENSATION, ANNUITIES | | | | | | | | |
| 14. | ACCOUNTS RECEIVABLE, UNSECURED NOTES | | | | | | | | |
| 15. | PARTNERSHIP, OTHER BUSINESS INTERESTS | | | | | | | | |
| 16. | OTHER ASSETS | | | | | | | | |
| 17. | ASSETS FROM CONTINUATION SHEET | | | | | | | | |
| 18. | TOTAL ASSETS | | 5,500.00 | | 0.00 | | 5,500.00 | 3,000.00 | 2,500.00 |

| A | | B | C | D | |
|-------------|--|---------------|-------------|------------------------------------|------------|
| ITEM NO. | DEBTS - SHOW TO WHOM OWED | DATE INCURRED | TOTAL OWING | PROPOSAL FOR DIVISION | |
| | | | | Award or Confirm to: PETITIONER | RESPONDENT |
| 19. | STUDENT LOANS | | \$ | \$ | \$ |
| 20. | TAXES | | | | |
| 21. | SUPPORT ARREARAGES | | | | |
| 22. | LOANS-UNSECURED | | | | |
| 23. | CREDIT CARDS | | | | |
| 24. | OTHER DEBTS | | | | |
| 25. | OTHER DEBTS FROM CONTINUATION SHEET | | | | |
| 26. | TOTAL DEBTS | | 0.00 | 0.00 | 0.00 |

☐ 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: **3/4/2011**

Pat Sample

(TYPE OR PRINT NAME)

► *Pat Sample*

SIGNATURE

INFORMATION AND INSTRUCTIONS FOR COMPLETING FORM FL-160

Property Declaration (form FL-160) is a multipurpose form, which may be filed with the court as an attachment to a *Petition* or *Response* or served on the other party to comply with disclosure requirements in place of a *Schedule of Assets and Debts* (form FL-142). Courts may also require a party to file a *Property Declaration* as an attachment to a *Request to Enter Default* (form FL-165) or *Judgment* (form FL-180).

When filing a *Property Declaration* with the court, do not include private financial documents listed below.

Identify the type of declaration completed

1. Check "Community and Quasi-Community Property Declaration" on page 1 to use *Property Declaration* (form FL-160) to provide a combined list of community and quasi-community property assets and debts. Quasi-community property is property you own outside of California that would be community property if it were located in California.
2. Do not combine a separate property declaration with a community and quasi-community property declaration. Check "Separate Property Declaration" on page 1 when using *Property Declaration* to provide a list of separate property assets and debts.

Description of the Property Declaration chart

Pages 1 and 2

1. Column A is used to provide a brief description of each item of separate or community or quasi-community property.
2. Column B is used to list the date the item was acquired.
3. Column C is used to list the item's gross fair market value (an estimate of the amount of money you could get if you sold the item to another person through an advertisement).
4. Column D is used to list the amount owed on the item.
5. Column E is used to indicate the net fair market value of each item. The net fair market value is calculated by subtracting the dollar amount in column D from the amount in column C ("C minus D").
6. Column F is used to show a proposal on how to divide (or confirm) the item described in column A.

Page 3

1. Column A is used to provide a brief description of each separate or community or quasi-community property debt.
2. Column B is used to list the date the debt was acquired.
3. Column C is used to list the total amount of money owed on the debt.
4. Column D is used to show a proposal on how to divide (or confirm) the item of debt described in column A.

When using this form only as an attachment to a *Petition* or *Response*

1. Attach a *Separate Property Declaration* (form FL-160) to respond to item 9. Only columns A and F on pages 1 and 2 and columns A and D on page 3 are required.
2. Attach a *Community or Quasi-Community Declaration* (form FL-160) to respond to item 10, and complete column A on all pages.

When serving this form on the other party as an attachment to *Declaration of Disclosure* (form FL-140)

1. Complete columns A through E on pages 1 and 2, and columns A through C on page 3.
2. Copies of the following documents must be attached and served on the other party:
 - (a) *For real estate* (item 1): deeds with legal descriptions and the latest lender's statement.
 - (b) *For vehicles, boats, trailers* (item 4): the title documents.
 - (c) *For all bank accounts* (item 5, 6, 7): the latest statement.
 - (d) *For life insurance policies with cash surrender or loan value* (item 10): the latest declaration page.
 - (e) *For stocks, bonds, secured notes, mutual funds* (item 11): the certificate or latest statement.
 - (f) *For retirement and pensions* (item 12): the latest summary plan document and latest benefit statement.
 - (g) *For profit-sharing, IRAs, deferred compensation, and annuities* (item 13): the latest statement.
 - (h) *For each account receivable and unsecured note* (item 14): documentation of the account receivable or note.
 - (i) *For partnerships and other business interests* (item 15): the most current K-1 and Schedule C.
 - (j) *For other assets* (item 16): the most current statement, title document, or declaration.
 - (k) *For support arrearages* (item 21): orders and statements.
 - (l) *For credit cards and other debts* (items 23 and 24): the latest statement.
3. Do not file copies of the above private financial documents with the court.

When filing this form with the court as an attachment to *Request to Enter Default* (FL-165) or *Judgment* (FL-180)
Complete all columns on the form.

For more information about forms required to process and obtain a judgment in dissolution, legal separation, and nullity cases, see <http://www.courts.ca.gov/8218.htm>.

| | |
|---|--------------|
| PARTY WITHOUT ATTORNEY OR ATTORNEY 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: PatSample@emailaddress.com ATTORNEY FOR (name): Petitioner in Pro Per | |
| 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 | |
| <input checked="" type="checkbox"/> PETITIONER'S <input type="checkbox"/> RESPONDENT'S <input checked="" type="checkbox"/> COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION <input type="checkbox"/> SEPARATE PROPERTY DECLARATION | CASE NUMBER: |

See *Instructions* on page 4 for information about completing this form. For additional space, use *Continuation of Property Declaration* (form FL-161).

| A | B | C | D | E | F | |
|---|---------------|-------------------------|----------------|-----------------------|--|-------------|
| ITEM NO. | 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 1234 Main St., San Luis Obispo, CA | 7/30/03 | \$ 475,000.00 | \$ 468,000.00 | \$ 7,000.00 | \$ 3,500.00 | \$ 3,500.00 |
| 2. HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES Living Room Furniture | 8/1/03 | 150.00 | 0.00 | 150.00 | 150.00 | 0.00 |
| Television | 5/7/07 | 50.00 | 0.00 | 50.00 | 50.00 | 0.00 |
| Washer & Dryer | 2/1/10 | 200.00 | 0.00 | 200.00 | 200.00 | 0.00 |
| 3. JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc. | | | | | | |
| 4. VEHICLES, BOATS, TRAILERS 2008 Honda Accord | 4/15/10 | 15,280.00 | 11,880.00 | 3,400.00 | 3,400.00 | 0.00 |
| 2007 Ford F150 | 7/1/07 | 10,065.00 | 4,500.00 | 5,565.00 | 0.00 | 5,565.00 |
| 5. SAVINGS ACCOUNTS Bank of America | 7/30/03 | 3,000.00 | 0.00 | 3,000.00 | 2,300.00 | 700.00 |
| 6. CHECKING ACCOUNTS Bank of America | 7/30/03 | 100.00 | 0.00 | 100.00 | 100.00 | 0.00 |

| 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 |
| 7. | CREDIT UNION, OTHER DEPOSITORY ACCOUNTS | | | | \$ | | \$ | \$ | \$ |
| 8. | CASH | | | | | | | | |
| 9. | TAX REFUND | | | | | | | | |
| 10. | LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE | | | | | | | | |
| 11. | STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS | | | | | | | | |
| 12. | RETIREMENT AND PENSIONS | | | | | | | | |
| | CalPERS | 5/1/05 | 12,000.00 | | 0.00 | | 12,000.00 | 6,000.00 | 6,000.00 |
| | 401K | 8/1/03 | 50,000.00 | | 0.00 | | 50,000.00 | 25,000.00 | 25,000.00 |
| 13. | PROFIT-SHARING, IRAS, DEFERRED COMPENSATION, ANNUITIES | | | | | | | | |
| 14. | ACCOUNTS RECEIVABLE, UNSECURED NOTES | | | | | | | | |
| 15. | PARTNERSHIP, OTHER BUSINESS INTERESTS | | | | | | | | |
| 16. | OTHER ASSETS | | | | | | | | |
| 17. | ASSETS FROM CONTINUATION SHEET | | | | | | | | |
| 18. | TOTAL ASSETS | | 565,845.00 | | 484,380.00 | | 81,465.00 | 40,700.00 | 40,765.00 |

| A | | B | C | D | |
|----------|-------------------------------------|---------------|-------------|------------------------------------|------------|
| ITEM NO. | DEBTS - SHOW TO WHOM OWED | DATE INCURRED | TOTAL OWING | PROPOSAL FOR DIVISION | |
| | | | | Award or Confirm to: PETITIONER | RESPONDENT |
| 19. | STUDENT LOANS | | \$ | \$ | \$ |
| 20. | TAXES | | | | |
| 21. | SUPPORT ARREARAGES | | | | |
| 22. | LOANS-UNSECURED | | | | |
| 23. | CREDIT CARDS | | | | |
| | Target | 6/1/2010 | -1,200.00 | -1,200.00 | 0.00 |
| | Bank of America Visa | 5/1/2005 | -5,000.00 | 0.00 | -5,000.00 |
| | Sears | 7/1/2010 | -2,800.00 | -2,800.00 | 0.00 |
| | Master Card | 8/15/2009 | -1,000.00 | -1,000.00 | 0.00 |
| 24. | OTHER DEBTS | | | | |
| 25. | OTHER DEBTS FROM CONTINUATION SHEET | | | | |
| 26. | TOTAL DEBTS | | -10,000.00 | -5,000.00 | -5,000.00 |

☐ 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: **3/4/2011**

Pat Sample

(TYPE OR PRINT NAME)

► *Pat Sample*

SIGNATURE

INFORMATION AND INSTRUCTIONS FOR COMPLETING FORM FL-160

Property Declaration (form FL-160) is a multipurpose form, which may be filed with the court as an attachment to a *Petition* or *Response* or served on the other party to comply with disclosure requirements in place of a *Schedule of Assets and Debts* (form FL-142). Courts may also require a party to file a *Property Declaration* as an attachment to a *Request to Enter Default* (form FL-165) or *Judgment* (form FL-180).

When filing a *Property Declaration* with the court, do not include private financial documents listed below.

Identify the type of declaration completed

1. Check "Community and Quasi-Community Property Declaration" on page 1 to use *Property Declaration* (form FL-160) to provide a combined list of community and quasi-community property assets and debts. Quasi-community property is property you own outside of California that would be community property if it were located in California.
2. Do not combine a separate property declaration with a community and quasi-community property declaration. Check "Separate Property Declaration" on page 1 when using *Property Declaration* to provide a list of separate property assets and debts.

Description of the Property Declaration chart

Pages 1 and 2

1. Column A is used to provide a brief description of each item of separate or community or quasi-community property.
2. Column B is used to list the date the item was acquired.
3. Column C is used to list the item's gross fair market value (an estimate of the amount of money you could get if you sold the item to another person through an advertisement).
4. Column D is used to list the amount owed on the item.
5. Column E is used to indicate the net fair market value of each item. The net fair market value is calculated by subtracting the dollar amount in column D from the amount in column C ("C minus D").
6. Column F is used to show a proposal on how to divide (or confirm) the item described in column A.

Page 3

1. Column A is used to provide a brief description of each separate or community or quasi-community property debt.
2. Column B is used to list the date the debt was acquired.
3. Column C is used to list the total amount of money owed on the debt.
4. Column D is used to show a proposal on how to divide (or confirm) the item of debt described in column A.

When using this form only as an attachment to a *Petition* or *Response*

1. Attach a *Separate Property Declaration* (form FL-160) to respond to item 9. Only columns A and F on pages 1 and 2 and columns A and D on page 3 are required.
2. Attach a *Community or Quasi-Community Declaration* (form FL-160) to respond to item 10, and complete column A on all pages.

When serving this form on the other party as an attachment to *Declaration of Disclosure* (form FL-140)

1. Complete columns A through E on pages 1 and 2, and columns A through C on page 3.
2. Copies of the following documents must be attached and served on the other party:
 - (a) *For real estate* (item 1): deeds with legal descriptions and the latest lender's statement.
 - (b) *For vehicles, boats, trailers* (item 4): the title documents.
 - (c) *For all bank accounts* (item 5, 6, 7): the latest statement.
 - (d) *For life insurance policies with cash surrender or loan value* (item 10): the latest declaration page.
 - (e) *For stocks, bonds, secured notes, mutual funds* (item 11): the certificate or latest statement.
 - (f) *For retirement and pensions* (item 12): the latest summary plan document and latest benefit statement.
 - (g) *For profit-sharing, IRAs, deferred compensation, and annuities* (item 13): the latest statement.
 - (h) *For each account receivable and unsecured note* (item 14): documentation of the account receivable or note.
 - (i) *For partnerships and other business interests* (item 15): the most current K-1 and Schedule C.
 - (j) *For other assets* (item 16): the most current statement, title document, or declaration.
 - (k) *For support arrearages* (item 21): orders and statements.
 - (l) *For credit cards and other debts* (items 23 and 24): the latest statement.
3. Do not file copies of the above private financial documents with the court.

When filing this form with the court as an attachment to *Request to Enter Default* (FL-165) or *Judgment* (FL-180)

Complete all columns on the form.

For more information about forms required to process and obtain a judgment in dissolution, legal separation, and nullity cases, see <http://www.courts.ca.gov/8218.htm>.

| | |
|--|--------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Pat Sample 1234 Main Street San Luis Obispo, CA 93401 TELEPHONE NO.: (805) 555-1234 FAX NO. (Optional): E-MAIL ADDRESS (Optional): PatSample@emailaddress.com ATTORNEY FOR (Name): Petitioner in Pro Per | FOR COURT USE ONLY |
| SUPERIOR COURT OF SAN LUIS OBISPO COUNTY <input checked="" type="checkbox"/> San Luis Obispo Branch , 1035 Palm Street, Rm 385, San Luis Obispo, CA 93408 <input type="checkbox"/> Grover Beach Branch , 214 South 16th Street, Grover Beach, CA 93433 <input type="checkbox"/> Paso Robles Branch , 901 Park Street, Paso Robles, CA 93446 www.slocourts.net | |
| Petitioner: Pat Sample Current Address: 1234 Main Street San Luis Obispo, CA 93401 Address prior 6 months if different from above: Respondent: Sam Sample | |
| STATEMENT OF VENUE (FAMILY LAW) | CASE NUMBER: |

The case may be assigned to a judge sitting in the branch court or the San Luis Obispo Courthouse at the locations as set forth below, based on a petitioner's residence at time of filing petition or at time of filing first document after judgment has been entered, or, if petitioner resides outside the county, where the respondent resides.

Venue table:

| | |
|--------------------|--|
| San Luis Obispo | San Luis Obispo, Avila Beach, Grover Beach, Arroyo Grande, Nipomo, Oceano, Pismo Beach, Cayucos, Los Osos, Morro Bay, and unincorporated areas in between. |
| Paso Robles Branch | Paso Robles, Atascadero, Cambria, Santa Margarita, Templeton, and unincorporated areas north of the Cuesta Grade. |

Declaration of Assignment:

The undersigned hereby declares that the above entitled matter is properly filed for assignment to the

- ☒ **San Luis Obispo Branch**, 1035 Palm Street, Rm 385, San Luis Obispo, CA 93408
☐ **Paso Robles Branch**, 901 Park Street, Paso Robles, CA 93446

Pursuant to San Luis Obispo Superior Court Rule 19.01, Venue of Family Law Proceedings.

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

3/4/2011

DATE

Pat Sample

SIGNATURE - PETITIONER

I have verified the above:

DATE

SIGNATURE - ATTORNEY FOR PETITIONER

| | |
|--|--------------------|
| PARTY WITHOUT ATTORNEY OR ATTORNEY 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 PARTY/PARENT/CLAIMANT: | |
| INCOME AND EXPENSE DECLARATION | CASE NUMBER: |

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: Costco
 b. Employer's address: 572 Higuera Street, San Luis Obispo, CA
 c. Employer's phone number: (805) 297-5555
 d. Occupation: Clerk
 e. Date job started: February 2005
 f. If unemployed, date job ended:
 g. I work about 40 hours per week.
 h. I get paid \$ 18 gross (before taxes) ☐ per month ☐ per week ☒ per hour.

(If you have more than one job, attach an 8 1/2-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): 30
 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): 2 ☐ Degree(s) obtained (specify):
 d. Number of years of graduate school completed (specify): 0 ☐ 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): 2010
 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): 3

- 4. Other party's income.** I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$ 7,000
 This estimate is based on (explain): He told me that he was earning \$84,000 per year, which is just a little more than what he was earning a year ago when we were living together as a married couple.

(If you need more space to answer any questions on this form, attach an 8 1/2-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 contained on all pages of this form and any attachments is true and correct.

Date: 3/4/11

Pat Sample

(TYPE OR PRINT NAME)

► Pat Sample

(SIGNATURE OF DECLARANT)

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

Attach copies of your pay stubs for the last two months and proof of any other income. Take a copy of your latest federal tax return to the court hearing. (Black out your Social Security number on the pay stub and tax return.)

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.)
- | | Last month | Average monthly |
|---|------------|-----------------|
| a. Salary or wages (gross, before taxes) | \$ 3,010 | 3,010 |
| b. Overtime (gross, before taxes) | \$ | |
| c. Commissions or bonuses | \$ | |
| d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving | \$ | |
| e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage <input type="checkbox"/> federally taxable* | \$ | |
| f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership | \$ | |
| g. Pension/retirement fund payments | \$ | |
| h. Social Security retirement (not SSI) | \$ | |
| i. Disability: <input type="checkbox"/> Social Security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance | \$ | |
| j. Unemployment compensation | \$ | |
| k. Workers' compensation | \$ | |
| l. Other (military allowances, royalty payments) (specify): | \$ | |
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):
- Attach a profit and loss statement for the last two years 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):
10. **Deductions**
- | | Last month |
|---|------------|
| a. Required union dues | \$ 10 |
| b. Required retirement payments (not Social Security, FICA, 401(k), or IRA) | \$ |
| c. Medical, hospital, dental, and other health insurance premiums (total monthly amount) | \$ 120 |
| d. Child support that I pay for children from other relationships | \$ |
| e. Spousal support that I pay by court order from a different marriage <input type="checkbox"/> federally tax deductible* | \$ |
| 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 | \$ 3,100 |
| b. Stocks, bonds, and other assets I could easily sell | \$ |
| c. All other property, <input checked="" type="checkbox"/> real and <input checked="" type="checkbox"/> personal (estimate fair market value minus the debts you owe) | \$ 72,165 |

* Check the box if the spousal support order or judgment was executed by the parties and the court before January 1, 2019, or if a court-ordered change maintains the spousal support payments as taxable income to the recipient and tax deductible to the payor.

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

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. Chad Sample | 6 | Son | 0 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| b. Cindy Sample | 1 | Daughter | 0 | <input type="checkbox"/> Yes <input checked="" 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 |

13. Average monthly expenses ☒ Estimated expenses ☐ Actual expenses ☐ Proposed needs

- a. Home:
- (1) ☐ Rent or ☒ mortgage\$ 1,700
- If mortgage:
- (a) average principal:\$ 100
- (b) average interest:\$ 1,600
- (2) Real property taxes\$ 250
- (3) Homeowner's or renter's insurance (if not included above)\$
- (4) Maintenance and repair\$
- b. Health-care costs not paid by insurance\$
- c. Child care\$ 300
- d. Groceries and household supplies\$
- e. Eating out\$
- f. Utilities (gas, electric, water, trash)\$ 150
- g. Telephone, cell phone, and e-mail\$ 150
- h. Laundry and cleaning\$
- i. Clothes\$
- j. Education\$
- k. Entertainment, gifts, and vacation\$
- l. Auto expenses and transportation (insurance, gas, repairs, bus, etc.)\$ 250
- m. Insurance (life, accident, etc.; do not include auto, home, or health insurance)\$
- n. Savings and investments\$
- o. Charitable contributions\$
- p. Monthly payments listed in item 14 (itemize below in 14 and insert total here)\$ 275
- q. Other (specify):\$
- r. **TOTAL EXPENSES** (a-q) (do not add in the amounts in a(1)(a) and (b))\$ 3,075
- s. Amount of expenses paid by others\$

14. Installment payments and debts not listed above

| Paid to | For | Amount | Balance | Date of last payment |
|----------------------|-----------------|--------|----------|----------------------|
| Target | Living Expenses | \$ 50 | \$ 1,200 | 3/1/11 |
| Bank of America Visa | Washer & Dryer | \$ 100 | \$ 5,000 | 3/1/11 |
| Sears | Clothes | \$ 25 | \$ 400 | 3/1/11 |
| Master Card | Vacation | \$ 100 | \$ 1,000 | 3/1/11 |
| | | \$ | \$ | |
| | | \$ | \$ | |

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

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

I confirm this fee arrangement.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

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

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 90 percent of their time with me and 10 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.)

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: Blue Cross
- c. Address of insurance company:
 401 Skyline Driver
 Evermore, NH 87421
- d. The monthly cost for the **children's** health insurance is or would be *(specify)*: \$ 120
(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 | \$ 300 |
| 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 <i>(examples: fire, theft, other insured loss)</i> | \$ | |
| 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): Pat Sample 1234 Main Street San Luis Obispo, CA 93401 TELEPHONE NO.: (805) 555-1234 FAX NO.: E-MAIL ADDRESS: PatSample@emailaddress.com ATTORNEY FOR (Name): Petitioner in Pro Per | | |
| 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: | | |
| DECLARATION OF DISCLOSURE <input checked="" type="checkbox"/> Petitioner's <input checked="" type="checkbox"/> Preliminary <input type="checkbox"/> Respondent's <input type="checkbox"/> Final | | |
| | | CASE NUMBER: |

DO NOT FILE DECLARATIONS OF DISCLOSURE OR FINANCIAL ATTACHMENTS WITH THE COURT

In a dissolution, legal separation, or nullity action, both a preliminary and a final declaration of disclosure must be served on the other party with certain exceptions. Neither disclosure is filed with the court. Instead, a declaration stating that service of disclosure documents was completed or waived must be filed with the court (see form FL-141).

- In summary dissolution cases, each spouse or domestic partner must exchange preliminary disclosures as described in Summary Dissolution Information (form FL-810). Final disclosures are not required (see Family Code section 2109).*
- In a default judgment case that is not a stipulated judgment or a judgment based on a marital settlement agreement, only the petitioner is required to complete and serve a preliminary declaration of disclosure. A final disclosure is not required of either party (see Family Code section 2110).*
- Service of preliminary declarations of disclosure may not be waived by an agreement between the parties.*
- Parties who agree to waive final declarations of disclosure must file their written agreement with the court (see form FL-144).*

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:

- ☐ 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.
- ☒ A completed *Income and Expense Declaration* (form FL-150).
- ☒ All tax returns filed by the party in the two years before the date that the party served the disclosure documents.
- ☐ 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*).
- ☐ A statement of all material facts and information regarding obligations for which the community is liable (*not a form*).
- ☐ 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: **3/4/2011**

Pat Sample

► *Pat Sample*

(TYPE OR PRINT NAME)

SIGNATURE

Page 1 of 1

| | |
|---|--------------------|
| 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: PatSample@emailaddress.com ATTORNEY FOR (name): Petitioner Self-Represented | 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 | |
| PROOF OF SERVICE OF SUMMONS | CASE NUMBER: |

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: *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 Determine Parental Relationship* (form [FL-200](#)), *Summons* (form [FL-210](#)), and blank *Response to Petition to Determine Parental Relationship* (form [FL-220](#))
- or—
- c. ☐ Custody and Support: *Petition for Custody and Support of Minor Children* (form [FL-260](#)), *Summons* (form [FL-210](#)), and blank *Response to Petition for Custody and Support of Minor Children* (form [FL-270](#))
- and
- d. ☒ (1) ☒ Completed and blank *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form [FL-105](#))
- (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):

Notice of Case Assignment and Status Conference and Statement of Venue

2. Address where respondent was served:
2346 Field Lane
San Luis Obispo, CA 93401

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): **04/18/2021** at (time): **6:00 PM**

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 the person 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 the person 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.

| | |
|-------------------------------|--------------|
| PETITIONER: Pat Sample | CASE NUMBER: |
| RESPONDENT: Sam Sample | |

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](#).

4. **Person who served papers**

Name: **Francis Friend**

Address: **5430 Mission Lane
San Luis Obispo, CA 93401**

Telephone number: **(805) 555-0000**

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: _____
- (3) **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: **04/18/2021**

Francis Friend

(NAME OF PERSON WHO SERVED PAPERS)



Francis Friend

(SIGNATURE OF PERSON WHO SERVED PAPERS)