

SUPERIOR COURT OF CALIFORNIA
COUNTY OF KERN

JOINT PETITION FOR DISSOLUTION OR LEGAL SEPARATION
Starter Packet

HOW TO BEGIN YOUR ACTION

1. COMPLETE THE FORMS. (Type or print, blue or black ink only) (Writing must be legible)
You can download the fillable forms from www.courts.ca.gov/forms.
 - Joint Petition- Marriage or Domestic Partnership (FL-700)
 - Summons- Joint Petition (FL-710)
 - Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) (FL-105) (Each party must complete their own)
 - Confidential - Party Identification & Notice of Related Case(s)
 - Family Law Certificate of Assignment - Venue Declaration

THIS TYPE OF PETITION REQUIRES THAT YOU AND THE OTHER PARTY AGREE ON **ALL** OF THE ISSUES OF YOUR CASE. CREATE A MARITAL SETTLEMENT AGREEMENT (MSA) (The Facilitator's Office can provide you with information on how to draft one) The MSA can be filed with the Joint Petition but must be filed with the Stipulated Judgment (final forms). If you file the MSA with the petition attach a copy and save the original for the Stipulated Judgment.

2. DATE, PRINT NAME AND SIGN ALL FORMS BEFORE FILING.
3. MAKE COPIES OF EACH FORM. Make two (2) copies of each form, front and back pages.
4. FILING FEE. There is a fee of **\$435.00 for each party**. If you cannot afford the filing fee, you may be eligible to have the fee "waived" by completing an **Application for Fee Waiver**— *ask the clerk for a packet*. NOTE: To waive the filing fees in this type of action, **both** parties must be eligible and file an Application for Waiver of Fees.
5. FILE YOUR FORMS. The original form and all copies must be filed with the Family Law Department. The clerk will keep the original and return both copies to you for your records.
6. DISCLOSE FINANCIAL INFORMATION. Both parties are **required** to complete and serve on each other the Declaration of Disclosures (FL-140) & Income and Expense Declaration (FL-150) & Schedule of Assets and Debts (FL-142) or Property Declaration (FL-160). Serve your financial documents by mail or in person to the other party. Both parties must file the Declaration Regarding Service of Declaration of Disclosure and Income and Expense Declaration (FL-141) and the Income and Expense Declaration (FL-150) with a Proof of Service (use FL-335 or FL-330). *(This is a separate packet- you can get the forms at the information window located outside of 1215 Truxtun)*
7. FINALIZE YOUR CASE. To finalize the case you will need to file the following forms: Appearance, Stipulations and Waivers (FL-130); Declaration for Default and Uncontested Dissolution or Legal Separation (FL-170); Stipulation and Waiver of Final Declaration of Disclosure (FL-144) (If you do not want to waive your final declaration of disclosure, both parties must repeat Disclosure of Financial Information); Judgment of Dissolution (FL-180); Notice of Entry of Judgment (FL-190) and the original MSA. Submit two (2) envelopes with sufficient postage; one envelope will be addressed to Petitioner 1 and the other envelope

will be addressed to Petitioner 2. *(This is a separate packet- you can get the forms at the information window located outside of 1215 Truxtun)* **You may receive assistance with this step through the Self-Help Center located inside the Family Law Facilitator's Office.**

8. WAIT FOR THE JUDGMENT: The Family Law Department will mail endorsed copies of the Judgment of Dissolution and Notice of Entry of Judgment to both parties.

REVOCATION OF PETITION: Either party can stop the process by filing a Notice of Revocation of Joint Petition (FL-720) with the Family Law Department. It **must** be filed **before** the date the dissolution is effective according to the Judgment of Dissolution and Notice of Entry of Judgment. NOTE: Revoking the Joint Petition will **not** dismiss your case, it will move your case to a different process and allow the judge to make orders without the other party's agreement. At the same time File Petition- Marriage/Domestic Partnership (FL-100) if Petitioner 1 or Response – Marriage/Domestic Partnership (FL-120) if Petitioner 2 **Check** the box for "**Amended**" in the caption.

WARNING: NEITHER PARTY MAY REMARRY OR ENTER INTO A NEW DOMESTIC PARTNERSHIP UNTIL AFTER THE EFFECTIVE DATE OF THE TERMINATION OF MARITAL OR DOMESTIC PARTNERSHIP STATUS IS SHOWN ON THE JUDGMENT (FL-180).

NOTICE

PERSONNEL OF THE CLERKS OFFICE OF THE SUPERIOR COURT ARE NOT ALLOWED BY LAW TO GIVE LEGAL ADVICE OR ASSIST IN THE PREPARATION OF ANY FORMS.

PURSUANT TO CA RULE OF COURT 2.200, A PARTY WHOSE ADDRESS CHANGES WHILE AN ACTION IS PENDING MUST SERVE ON ALL PARTIES AND FILE A WRITTEN NOTICE OF CHANGE OF ADDRESS WITH THE COURT- Ask the clerk for a Notice of Change of Address and Other Contact Information form (MC-040)

Use this form to learn more about the process of getting a judgment of divorce, dissolution of domestic partnership, or legal separation through a joint petition with your spouse or domestic partner. This form also has instructions for revoking a joint petition for dissolution or legal separation that you already filed. If you would like information on how to get a judgment of divorce, dissolution of domestic partnership, or legal separation without filing jointly, see form FL-107-INFO.

1 Start Your Case

Step 1: Fill out these forms:

- *Joint Petition—Marriage or Domestic Partnership* (form FL-700); and
- *Summons—Joint Petition* (form FL-710);

And if you and your spouse or domestic partner have children together:

- *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105).

On form FL-700, one party will be listed as Petitioner 1 and the other will be listed as Petitioner 2. For any forms that you must file in your case that say “Petitioner” and “Respondent,” Petitioner 1 should identify themselves as “Petitioner” and Petitioner 2 should identify themselves as “Respondent.”

Step 2: File your court papers. Filing is when you turn in your completed papers to the court. To file your papers, you can call the court clerk to find out which courthouse to go to. If you want to file online (e-file), check your local court's website for more information. To find your local court or their website go to: courts.ca.gov/find-my-court.

Both you and your spouse or domestic partner must also pay your court fees. For information about fee waivers, see selfhelp.courts.ca.gov/fee-waiver.

2 Disclose Financial Information

Within 60 days of filing the Joint Petition, you and your spouse or domestic partner must fill out and serve your financial disclosures.

Step 1: Fill out these forms:

- *Declaration of Disclosure* (form FL-140); and
- *Income and Expense Declaration* (form FL-150) (you should also file this form with the court); and
- *Schedule of Assets and Debts* (form FL-142) or *Property Declaration* (form FL-160).

Step 2: Serve your financial documents.

Have someone 18 years or older (not you) mail a copy of the completed forms in Step 1, along with all tax returns you filed in the last two years, to your spouse or domestic partner, or to their lawyer if they have one in this case. Only file form FL-150 with the court. Do not file the other documents listed in Step 1 with the court.

Step 3: Inform the court that you served your financial disclosures.

You and your spouse or domestic partner must each file a completed *Declaration Regarding Service of Declaration of Disclosure and Income and Expense Declaration* (form FL-141) with the court saying the financial disclosures were served.

3 Come to an Agreement

You and your spouse or domestic partner need to come to an agreement about all of the issues in your case (you may skip to Step 4 if you already came to an agreement before you began this process). If you need help coming to an agreement, the following private services are available:

Lawyers. Also called attorneys, lawyers can help work out agreements between the parties and represent you at court hearings and trials if necessary.

Collaborative Lawyers. Lawyers who represent each party but do not go to court. They try to reach an agreement. If court is necessary, the parties must hire new lawyers.

Mediators. A lawyer or licensed counselor who helps the parties communicate to explore options and reach a mutually acceptable resolution.

Find more information at
selfhelp.courts.ca.gov/divorce/make-decisions/propose-negotiate-agreements.

4 Finalize Your Case

To finalize your case, you must put your agreement in the proper form for the court to accept it and turn in your judgment paperwork to the court. You must fill out and turn in at least the following documents:

- *Appearance, Stipulations, and Waivers* (form [FL-130](#)) signed by both of you;
- *Declaration for Default or Uncontested Dissolution or Legal Separation* (form [FL-170](#)) signed by either you or your spouse or domestic partner; and
- *Stipulation and Waiver of Final Declaration of Disclosure* (form [FL-144](#)) signed by both you and your spouse or domestic partner. If you do not want to waive your final declaration of disclosure, you and your spouse or domestic partner must repeat the steps in (2).

- A proposed *Judgment* (form [FL-180](#)) with signed, written agreements attached; and
- A proposed *Notice of Entry of Judgment* (form [FL-190](#)) with your updated contact information and your spouse or domestic partner's updated contact information.

If you and your spouse or domestic partner have children together or agreements about support, you may need to fill out and turn in additional documents. For a complete list of the forms that you will need, see selfhelp.courts.ca.gov/divorce/finalize-divorce.

5 What if You Change Your Mind and Cannot Agree?



You can change your mind and revoke the joint petition **before the court enters a judgment in your case**. You may do this without the approval of the judge or the other party.

Revoking the joint petition will not dismiss (close) your case or revoke your general appearance. It will move your case to a different process and allow you to ask the judge to make orders without the other party's agreement.

a. **Step 1:** Fill out and sign both:

- *Petition—Marriage/Domestic Partnership* (form [FL-100](#)) (if you are Petitioner 1) or *Response—Marriage/Domestic Partnership* (form [FL-120](#)) (if you are Petitioner 2). Check the box for “Amended” in the caption; and
- *Notice of Revocation of Joint Petition* (form [FL-720](#)).

- b. **Step 2:** File the forms in Step 1 with the court. File them in the same case (use the same case number) as the joint petition.

If the amended *Petition—Marriage/Domestic Partnership* (form FL-100) or amended *Response—Marriage/Domestic Partnership* (form FL-120) is filed in a different case (with a different case number), it will not revoke *Joint Petition—Marriage or Domestic Partnership* (form FL-700).

- c. **Step 3:** Have someone 18 or older who is not a party to the case serve the other party with the forms you filed in Step 2. You can serve these documents by having someone 18 or older (not you) mail a copy of your documents to your spouse or domestic partner, or their lawyer if they have one. There are also other ways to serve your spouse or domestic partner.

More information on how to serve legal documents is available at selfhelp.courts.ca.gov/court-basics/service.

- d. **Step 4:** Once you file the amended *Petition—Marriage/Domestic Partnership* (form FL-100) or amended *Response—Marriage/Domestic Partnership* (form FL-120) in your case, the joint petition will be revoked. Petitioner 1 will become the petitioner in your case, and Petitioner 2 will become the respondent in your case.

The case will move forward like a case in which parties do not agree on one or more issues (see Family Code section 2330(b)). The court will not issue a new summons. All the standard temporary restraining orders listed on *Summons—Joint Petition* (form FL-710) will still apply until the court enters a final judgment or dismisses your case.

If the other party files to revoke the joint petition

Once the other party has you legally served with the amended *Petition—Marriage/Domestic Partnership* (form FL-100) or amended *Response—Marriage/Domestic Partnership* (form FL-120), you must file the proper court form within 30 days.

File an amended *Petition—Marriage/Domestic Partnership* (form FL-100) (if you are Petitioner 1) or a *Response—Marriage/Domestic Partnership* (form FL-120) (if you are Petitioner 2).

Important Questions

When will I be divorced?

The earliest you can be divorced is six months and one day from the date you filed the *Joint Petition—Marriage or Domestic Partnership* (form FL-700). Legal separation has no waiting period. You are **not** divorced or legally separated until the court enters a judgment in your case.

What if I need a court order before my case is finalized?

If a judgment has not been filed in your case and you need court orders for child support, custody, parenting time (visitation), spousal or partner support, discovery, or other issues, you or your spouse or domestic partner must first revoke the joint petition.

Then, file a *Request for Order* (form FL-300) asking for orders. Go to the court's website at selfhelp.courts.ca.gov/request-for-order for more information.

What if my contact information changes?

You must notify the court and other party if you change your mailing address or other contact information.

To do so, file and serve a *Notice of Change of Address or Other Contact Information* (form MC-040) on the other party or their attorney to let them know about the change in your contact information.

What if I receive or the other parent receives public assistance (CalWORKs)?

If you or the other parent are receiving public assistance (CalWORKs), all child support should be made payable to the local child support agency. A representative of the local child support agency must also sign your proposed *Judgment* (form [FL-180](#)) before you submit it to the court.

For more information, contact your local child support agency using the contact information on the California Department of Child Support Services website at childsupport.ca.gov/find-my-local-agency.

What if there is domestic violence

Domestic violence can be physical abuse, but it does not have to be. Abuse can also be verbal, mental, or emotional. If there has been domestic violence or a protective or restraining order, this joint petition process may not be right for you. Instead, you can use a different process for divorce, dissolution of domestic partnership, or legal separation.

More information about that process can be found on *Legal Steps for a Divorce or Legal Separation* (form [FL-107-INFO](#)).

Whether or not you file for divorce, dissolution of domestic partnership, or legal separation, you may ask the court for protection by filing for a restraining order. More information about domestic violence restraining orders can be found:

- On form [DV-500-INFO](#) (*Can a Domestic Violence Restraining Order Help Me?*);
- On form [DV-505-INFO](#) (*How to Ask for a Domestic Violence Restraining Order*); and
- At selfhelp.courts.ca.gov/DV-restraining-order.

For domestic violence help, call the National Domestic Violence Hotline: 800-799-7233; or 211 (if available in your area).

Where can I get help?

This information sheet gives you only basic information about the joint petition process and is not legal advice. If you want legal advice, ask a lawyer for help. You may also:

- Contact the family law facilitator or self-help center in your court for information, court forms, and referrals to local legal resources. For more information, see selfhelp.courts.ca.gov/court-based-self-help-services.
- Find information on the Self-Help Guide to the California Courts: selfhelp.courts.ca.gov.
- Find a lawyer through a certified lawyer referral service on the State Bar of California's website (calbar.ca.gov/LRS) or by calling 866-442-2529 (toll-free).
- Find free and low-cost legal help (if you qualify) at lawhelpca.org.
- Find information at your local law library or public library.

CONFIDENTIAL

KRN SUP CRT FL-0122

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):		FOR COURT USE ONLY
TELEPHONE NO.: FAX NO. (Optional):		
E-MAIL ADDRESS (Optional):		
ATTORNEY FOR (Name):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF KERN		
CASE NAME:		
CONFIDENTIAL - PARTY IDENTIFICATION AND NOTICE OF RELATED CASE(S)		CASE NUMBER:

Pursuant to Kern County Superior Court Local Rules of Court, Rule 6.11, in order to avoid duplicate cases, conflicting orders and unnecessary hearings, parties must disclose all related cases when a Family Law case is filed or when a party discovers there is a related case in Kern County or another county. A related case means one or both parties and/or minor children of the parties are involved in other case(s). Examples of related cases include family law, guardianship, domestic violence, criminal, and/or a juvenile case involving a minor child of one or both of the parties.

1. **PARTIES TO THE CASE:** For the case number listed above, specify identifying information for any adult, parent and/or guardian who is a party to the case. If information is not available, write **UNKNOWN**.

a. ☐ PETITIONER/PLAINTIFF ☐ RESPONDENT/DEFENDANT ☐ OTHER PARTY:

Name:

Date of Birth:

Other name(s) used:

b. ☐ PETITIONER/PLAINTIFF ☐ RESPONDENT/DEFENDANT ☐ OTHER PARTY:

Name:

Date of Birth:

Other name(s) used:

c. ☐ PETITIONER/PLAINTIFF ☐ RESPONDENT/DEFENDANT ☐ OTHER PARTY:

Name:

Date of Birth:

Other name(s) used:

2. ☐ **THERE ARE NO RELATED CASES.**

3. **RELATED CASES:** If you, your minor children, or the minor children of any other party to this Family Law proceeding have been involved in another court action with any of the persons listed on this form, provide the case information below. If any information is unknown, leave the section blank.

Case Number	Case Name	Person Involved	Court Location
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a.

b.

c.

Date:

(TYPE OR PRINT NAME OF PARTY OR ATTORNEY)

(SIGNATURE OF PARTY OR ATTORNEY)

Page 1 of 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	For Court Use Only
SUPERIOR COURT OF CALIFORNIA, COUNTY OF KERN	
☐ METROPOLITAN DIVISION 1215 TRUXTUN AVENUE, BAKERSFIELD, CA 93301 ☐ MOJAVE BRANCH 1773 HIGHWAY 58 BUSINESS, MOJAVE, CA 93501 ☐ RIDGECREST BRANCH 132 E COSOS STREET, RIDGECREST, CA 93555 ☐ DELANO/MCFARLAND BRANCH 1122 JEFFERSON STREET, DELANO, CA 93215 ☐ LAMONT/ARVIN BRANCH 12022 MAIN STREET, LAMONT, CA 93241 ☐ SHAFTER/WASCO BRANCH 325 CENTRAL VALLEY HIGHWAY, SHAFTER, CA 93263	
PETITIONER(S)	
RESPONDENT(S)	
OTHER PARENT	
FAMILY LAW CERTIFICATE OF ASSIGNMENT – VENUE DECLARATION	CASE NUMBER(s): _____

INSTRUCTIONS: In order for the court to assign your case to the proper court location, this venue declaration is required when an individual files a new family law case, **excluding domestic violence cases**. For active Department of Child Support Services (DCSS) cases, this cover sheet must be submitted with the first paper filed by a party requesting custody or visitation orders after both parents have become parties to the DCSS case.

SANCTIONS: Notice is hereby given that knowingly or purposefully filing a case in the improper venue is good cause for imposing monetary sanctions.

I, _____, declare that this action is filed in the proper venue within the County of Kern based on the type of case and according to zip codes per Appendix A.
 Relevant authority: Superior Court of California, County of Kern, Local Rule 1.7.4 – 1.7.5 and CCP § 395(a).

- (Check one and enter Zip Code)**
- ☐ Petitioner resides in the County of Kern within Zip Code _____
 - ☐ Respondent resides in the County of Kern within Zip Code _____
 - ☐ In the DCSS case, the party or other parent requesting custody or visitation orders resides in the County of Kern within Zip Code _____
 - ☐ Petition to Establish Parental Relationship **Minor(s) reside(s) in the County of Kern** within Zip Code _____
 - ☐ Petition for Grandparent Visitation **Minor(s) reside(s) in the County of Kern** within Zip Code _____
 - ☐ Other (Specify case type and Zip Code) _____

FOR COURT USE ONLY
☐ METROPOLITAN DIVISION 1215 TRUXTUN AVENUE, BAKERSFIELD, CA 93301 ☐ MOJAVE BRANCH 1773 HIGHWAY 58 BUSINESS, MOJAVE, CA 93501 ☐ RIDGECREST BRANCH 132 E COSOS STREET, RIDGECREST, CA 93555 ☐ DELANO/MCFARLAND BRANCH 1122 JEFFERSON STREET, DELANO, CA 93215 ☐ LAMONT/ARVIN BRANCH 12022 MAIN STREET, LAMONT, CA 93241 ☐ SHAFTER/WASCO BRANCH 325 CENTRAL VALLEY HWY, SHAFTER, CA 93263

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

Date _____

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY)

SUMMONS—JOINT PETITION

CITACIÓN—PETICIÓN CONJUNTA

NOTICE TO JOINT PETITIONERS

AVISO A LOS DEMANDANTES CONJUNTOS

The joint petitioners named below are parties to a formal legal proceeding and are immediately subject to certain obligations as a result.

Read the information below and on the next page.

Los demandantes conjuntos nombrados a continuación son partes de un procedimiento formal y legal y, como resultado, están sujetos inmediatamente a ciertas obligaciones.

Lea la información a continuación y en la página siguiente.

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

CASE NUMBER (NUMERO DE CASO):

Name of petitioner 1:

Nombre del demandante 1:

Name of petitioner 2:

Nombre del demandante 2:

NOTICE—RESTRaining ORDERS ARE ON PAGE 2: These restraining orders are effective against both spouses or domestic partners until the case 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. Revocation of the joint petition by filing an amended petition or an amended response does not terminate these restraining orders.

AVISO—LAS ÓRDENES DE RESTRICCIÓN SE ENCUENTRAN EN LA PÁGINA 2: Estas órdenes de restricción están vigentes para ambos cónyuges o miembros de la pareja de hecho hasta que se desestime el caso, se emita un fallo, o la corte haga nuevas órdenes. Cualquier agencia del orden público que haya recibido o visto una copia de estas órdenes puede hacerlas cumplir en cualquier lugar de California. La revocación de la petición conjunta efectuada con la presentación de una petición enmendada o una respuesta enmendada no pone fin a estas órdenes de restricción.

FEE WAIVER: If you cannot pay the filing fee, ask the clerk for a fee waiver form. If your financial situation changes, the court may order you to pay back all or part of the fees and costs the court waived.

EXENCIÓN DE CUOTAS: Si no puede pagar la cuota de presentación, pida al secretario un formulario de exención de cuotas. Si mejora su situación económica, la corte puede ordenar que usted pague, ya sea en parte o por completo, las cuotas y los costos que eximió la corte.

1. The name and address of the court are *(El nombre y dirección de la corte son)*:
2. The name, address, and telephone number of the attorney for petitioner 1, or petitioner 1 without an attorney, are: *(El nombre, dirección y número de teléfono del abogado del demandante 1, o del demandante 1 si no tiene abogado, son)*:
3. The name, address, and telephone number of the attorney for petitioner 2, or petitioner 2 without an attorney, are: *(El nombre, dirección y número de teléfono del abogado del demandante 2, o del demandante 2 si no tiene abogado, son)*:

[SEAL]

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 toward high-quality, affordable health care. For more information, visit 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 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.

☐ Amended Joint Petition

Use this form if you and your partner:

- Are married or registered domestic partners; and
- Want to divorce, dissolve your domestic partnership, or legally separate; and
- Both agree, or plan to agree, on all issues in your case.

Do not use this form if you disagree on any legal issues. Instead use *Petition—Marriage/Domestic Partnership* (form FL-100) and *Summons* (form FL-110).

For more information and next steps, read *Information Sheet for Joint Petition for Divorce or Legal Separation* (form FL-700-INFO) or go to selfhelp.courts.ca.gov/divorce-california/joint-petition.

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

1 Who You Are

(Either of you can be Petitioner 1 or Petitioner 2, but once you choose to be Petitioner 1 or 2, the same person must be Petitioner 1 or 2 on all documents in this case. There is no legal advantage to being either Petitioner 1 or 2.)

a. Petitioner 1:

(1) Your Name:

(2) Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name:

(3) Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone Number: _____ Fax Number: _____

Email Address: _____

1 b. Petitioner 2:

(1) Your Name: _____

(2) Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

(3) Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone Number: _____ Fax Number: _____

Email Address: _____

(If you are married and also in a domestic partnership, ending your marriage does not end your domestic partnership. You can ask to end both legal relationships by filling out both **2** and **3** of this form.)

2 Married*(Complete this item if you are married.)*

a. Date of marriage: _____

b. You want to (check one):

(1) ☐ Divorce(2) ☐ Legally separate (This means that you will still be married, but the court can still divide your property and debts and make other orders in a judgment.)**3 Registered Domestic Partners***(Complete this item if you are registered domestic partners.)*

a. Date of registration: _____

b. You want to (check one):

(1) ☐ Dissolve (end) the domestic partnership.(2) ☐ Legally separate. (This means that you will still be domestic partners, but the court can still divide your property and debts and make other orders in a judgment.)

4 Residence Requirements

To qualify for this process, you must meet one of the requirements listed below. (*Check at least one.*)

- a. ☐ One or both of you have lived in California for the last six months and in the county where you are filing this petition for the last three months.
- b. ☐ You are only asking for a legal separation and not to end your marriage or domestic partnership.
- c. ☐ You are only asking to end a domestic partnership that you established in California.
- d. ☐ You are both the same sex and were married in California, but currently live somewhere that does not recognize your marriage and so will not grant you a divorce. You are also filing this case in the county where you were married.

(1) Petitioner 1 lives in (*Example: state, country*): _____

(2) Petitioner 2 lives in (*Example: state, country*): _____

Note: If you do not live in California, the court may be limited in the orders it can make. For more information go to selfhelp.courts.ca.gov/divorce-california.

5 Legal Grounds

You each declare that there are substantial differences in your relationship that each of you believes cannot be worked out in the future and justify ending your relationship now (irreconcilable differences).

6 Your Children Who Are Under 18

- a. Are you both the parents of any children who are under 18?

☐ No ☐ Yes (*If yes, complete 6b and follow the instructions in 6c*):

- b. List the information of your children who are under 18 below:

<u>Child's Name</u>	<u>Date of Birth</u>	<u>Age</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

☐ An unborn child

☐ Check here if you have more children together who are under 18. Attach a sheet of paper or use form MC-025. Write "Attachment 6b—Your Children Who Are Under 18" at the top of it. List the names, dates of birth, and ages of any additional children who are under 18 there.

- c. Each of you must fill out and sign a *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105). Attach these completed forms to this joint petition.

6. d. If any of the children you listed in this item were born before the date of your marriage or domestic partnership, you understand that the court has the power to determine those children to be the children of your marriage or domestic partnership.

7 Issues You Agree On or Plan to Agree On

- a. Issues you must agree on (*this means you will have a written agreement on all the issues listed below, which you will file with the court in the future*):

- (1) Date of separation;
- (2) Spousal or domestic partner support;
- (3) Your rights to property and how to divide assets and debts;
- (4) Lawyer's fees and costs;
- (5) If you have children listed in 6:
 - (a) Child custody and visitation (parenting time); and
 - (b) Child support.

- b. Other issues you agree on or plan to agree on (*check all that apply*):

- (1) ☐ Name change: either of you may change your name back to what it was before you were married or entered into your domestic partnership.
- (2) ☐ Other (*list any other issues*):

- ☐ Check here if you need more space. Attach a piece of paper or use form MC-025 and write "Attachment 7b—Issues That You Agree On" at the top, then continue writing on that piece of paper.

8 Your Agreements and the Legal Rights You Are Giving Up



IMPORTANT! Do not skip this section. It has information about your legal rights and what you are giving up by filing this joint petition.

Both of you understand and agree that:

- a. Each of you gives up the right to be legally served with a petition and a summons in this case.
- b. All the standard temporary restraining orders listed in *Summons—Joint Petition* (form FL-710) will apply to each of you as soon as this form is filed.

8. c. By filing this form, each of you makes a general appearance. This means that you accept the power of the court to make decisions in your case and agree to participate in the case. The day you make a general appearance also starts the clock for some deadlines to act in your case.
- d. If you appear in court and are sworn to testify, each of you would testify that the facts in this joint petition are true.
- e. Even if one or both of you later decide to revoke the joint petition and move the case to a different process for divorce, dissolution, or legal separation, the date that the joint petition is filed will be the filing date of the case. This means that important dates in your case (such as the deadline for you to serve your financial disclosures and the earliest date the court can dissolve your marriage) will be counted from the date you first filed this joint petition.
- f. Before the court enters *Judgment* (form FL-180) in this case, neither of you may file a request for a court order in this case unless one of you first revokes this joint petition and moves the case to a different process for divorce, dissolution, or legal separation. Instructions on how to revoke this joint petition are listed on *Information Sheet for Joint Petition for Dissolution or Legal Separation* (form FL-700-INFO).

9 **Other Matters**

- ☐ Check here if you are attaching information about other matters. Attach a piece of paper or use form MC-025 and write “Attachment 9—Other Matters” at the top, then continue writing on that piece of paper.

10 **Your Signatures**

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

Date: _____

Type or print your name



Signature of Petitioner 1

Date: _____

Type or print your name



Signature of Petitioner 2

11 Your Lawyers' Signatures

(Lawyers sign here. If neither of you has a lawyer, leave this item blank.)

Date: _____

Type or print your name



Signature of Lawyer for Petitioner 1

Date: _____

Type or print your name



Signature of Lawyer for Petitioner 2

Notice—Cancellation of Rights

Dissolution of your marriage or domestic partnership 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 benefit plan, power of attorney, pay-on-death bank account, transfer-on-death vehicle registration, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel your spouse's or domestic partner's rights as beneficiary of your life insurance policy. If these are not the results that you want, you must change your will, trust, account agreement, or other similar document to reflect your actual wishes.

You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement benefit plans, and credit reports to determine whether they should be changed or whether you should take any other actions in view of the dissolution of your marriage, or your legal separation. Some changes may require the agreement of your spouse or domestic partner or a court order.

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
<i>(This section applies to cases other than probate guardianships.)</i> PETITIONER: RESPONDENT: OTHER PARTY: CHILD'S NAME <i>(Juvenile cases only)</i> :	
<i>(This section applies only to probate guardianship cases.)</i> GUARDIANSHIP OF (name): Minor	CASE NUMBER:
DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)	

1. I am (check one): ☐ a party to this proceeding to determine custody of a child ☐ the authorized representative of the agency, which is a party to this proceeding to determine custody of a child.

2. There are (specify number): _____ minor children who are subject to this proceeding, as follows (list oldest child first):

Full name	Date of birth	Place of birth (city and state)
a.		
b.		
c.		
d.		

☐ Check this box if you need to list more children. (On form MC-020 or a separate piece of paper, write "FL-105, Attachment 2, Additional Children" at the top, provide all requested information for each additional child, and attach to this form.)

3. a. ☐ Check this box if there is only one child or if all of the children listed in item 2 have lived together for the past five years. (Provide the current address of the child listed in item 2a and their residence history for the past **five years**. If the current address is confidential under Family Code section 3429, check the box and provide only the state of residence.)

Dates of residence (Month/Year)		Residence (City/State)	Person child lived with and complete current address	Relationship
From:	To present	☐ Confidential (list state only)	☐ Confidential (list state only)	
From:	To:			
From:	To:			
From:	To:			
From:	To:			

☐ Additional addresses are listed on Attachment 3a. (Form MC-020 may be used for this purpose.)

b. ☐ Check this box if there is more than one child and all the children have not lived together for the past five years. (Attach form FL-105(A)/GC-120(A) and list each other child's current address and their residence history for the past five years.)

CASE NAME:	CASE NUMBER:
------------	--------------

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, or tribe, location)	Court order or judgment (date)	Name of each child	Your connection to the case	Case status
a. ☐ Family						
b. ☐ Probate Guardianship						
c. ☐ Other						

Proceeding	Case Number	Court (name, state, location)
d. ☐ Juvenile		
e. ☐ 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 or Tribe	Case number (if known)	Orders expire (date)
a. ☐ Criminal				
b. ☐ Family				
c. ☐ Juvenile				
d. ☐ Other				

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

a. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

b. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

c. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

7. ☐ Number of pages attached: _____

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

Date:

(NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)

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.

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
<i>(This section applies to cases other than probate guardianships.)</i> PETITIONER: RESPONDENT: OTHER PARTY: CHILD'S NAME <i>(Juvenile cases only)</i> :	
<i>(This section applies only to probate guardianship cases.)</i> GUARDIANSHIP OF (name): Minor	CASE NUMBER:
DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)	

1. I am (check one): ☐ a party to this proceeding to determine custody of a child ☐ the authorized representative of the agency, which is a party to this proceeding to determine custody of a child.

2. There are (specify number): _____ minor children who are subject to this proceeding, as follows (list oldest child first):

Full name	Date of birth	Place of birth (city and state)
a.		
b.		
c.		
d.		

☐ Check this box if you need to list more children. (On form MC-020 or a separate piece of paper, write "FL-105, Attachment 2, Additional Children" at the top, provide all requested information for each additional child, and attach to this form.)

3. a. ☐ Check this box if there is only one child or if all of the children listed in item 2 have lived together for the past five years. (Provide the current address of the child listed in item 2a and their residence history for the past **five years**. If the current address is confidential under Family Code section 3429, check the box and provide only the state of residence.)

Dates of residence (Month/Year)		Residence (City/State)	Person child lived with and complete current address	Relationship
From:	To present	☐ Confidential (list state only)	☐ Confidential (list state only)	
From:	To:			
From:	To:			
From:	To:			
From:	To:			

☐ Additional addresses are listed on Attachment 3a. (Form MC-020 may be used for this purpose.)

b. ☐ Check this box if there is more than one child and all the children have not lived together for the past five years. (Attach form FL-105(A)/GC-120(A) and list each other child's current address and their residence history for the past five years.)

CASE NAME:	CASE NUMBER:
------------	--------------

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, or tribe, location)	Court order or judgment (date)	Name of each child	Your connection to the case	Case status
a. ☐ Family						
b. ☐ Probate Guardianship						
c. ☐ Other						

Proceeding	Case Number	Court (name, state, location)
d. ☐ Juvenile		
e. ☐ 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 or Tribe	Case number (if known)	Orders expire (date)
a. ☐ Criminal				
b. ☐ Family				
c. ☐ Juvenile				
d. ☐ Other				

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

a. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

b. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

c. Name and address of person:

- ☐ Has physical custody
☐ Claims custody rights
☐ Claims visitation rights

Name of each child:

7. ☐ Number of pages attached: _____

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

Date:

(NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)

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.

**Notice of Revocation of Joint
Petition**

Clerk stamps date here when form is filed.

Use this form if:

- You filed *Joint Petition—Marriage or Domestic Partnership* (form FL-700) to begin this case;
- You want to revoke your joint petition and move this case to a different dissolution or legal separation process; and
- The court has not yet entered a *Judgment* (form FL-180) in this case.

For more information, read the notices in ② of this form and see *Information Sheet for Joint Petition or Legal Separation* (form FL-700-INFO).

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

1 Your Information

a. Your Name:

b. Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name:

c. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.):

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____ Fax: _____

Email Address: _____

d. Your role in this case (check one):

☐ **Petitioner** (Check here if you were Petitioner 1 on Joint Petition—Marriage or Domestic Partnership (form FL-700). You must file an amended Petition (form FL-100) at the same time as this form.)

☐ **Respondent** (Check here if you were Petitioner 2 on Joint Petition—Marriage or Domestic Partnership (form FL-700). You must file an amended Response (form FL-120) at the same time as this form.)

2 Notice to (other party's name): _____

- a. The person in **(1)** has revoked *Joint Petition—Marriage or Domestic Partnership* (form FL-700) that you filed together. Revoking the joint petition does not dismiss (close) the case or revoke your general appearance. The person in **(1)** has now moved your case to a different process, where each of you must file a separate petition or response and either of you may ask for orders of the court without the agreement of the other.
- b. **You have 30 calendar days** after the amended *Petition—Marriage/Domestic Partnership* (form FL-100) or amended *Response—Marriage/Domestic Partnership* (form FL-120) is served on you to file an amended *Response—Marriage/Domestic Partnership* (form FL-120) (if you were Petitioner 2) or an amended *Petition—Marriage/Domestic Partnership* (form FL-100) (if you were Petitioner 1).
- c. The restraining orders listed on *Summons—Joint Petition* (form FL-710) are still active. Both you and the other party must read and follow the orders on that form.
- d. 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 lawyers' fees and costs.
- e. Petitioner 1 is now the Petitioner in this case and Petitioner 2 is now the Respondent in this case.
- f. If you have questions about your rights, you should find help immediately. You may contact a lawyer. Get help finding a lawyer at LawHelpCA (lawhelpca.org) or by contacting your local county bar association. Free legal information is also available at your local self-help center. To find your local center, go to courts.ca.gov/find-my-court.

3 Your Signature

Date: _____

Name of Party or Lawyer _____
Signature of Party or Lawyer