

How to Request Judgment of Dissolution or Legal Separation or Nullity

WHEN TO USE THIS PACKET:

These forms can be used to request a final judgment of divorce, legal separation, or nullity.

In order for a judgment to be entered, you must have had your spouse served with a: Summons, Petition, Declaration of Disclosure, Schedule of Assets and Debts, and an Income and Expense Declaration. Once service was completed, a Proof of Service must have been filed with the court. The other party may or may not have filed a Response in your case.

If the respondent has not filed a Response, then you must have filed a **Request to Enter Default** (Separate packet). The Request to Enter Default packet can be submitted with this packet.

If the respondent filed a Response (and served a Declaration of Disclosure, Schedule of Assets and Debts, and an Income and Expense Declaration) a Marital Settlement Agreement or a Stipulated Judgment (written agreement). This may be done by filing a document called "Appearance Stipulation and Waiver" (FL-130) **instead of** a Request to Enter Default. If this is the case, fees (or a Fee Waiver) may be due from the Respondent.

STEPS TO FILE:

1. The following forms in this packet are to be completed.

NOTE: The forms with a (*) sign **Only** need to be filled out if you have minor children from this relationship. For additional information, please see the Judgment checklist FL-182.

- | | |
|--|--|
| <input type="checkbox"/> FL-170 Declaration for Default or Uncontested | <input type="checkbox"/> Attachment #19 to the Declaration for Default(FL-170) |
| <input type="checkbox"/> FL-180 Final Judgment | <input type="checkbox"/> Attachment 4 "o" to Judgment |
| <input type="checkbox"/> FL-190 Notice of Entry of Judgment | <input type="checkbox"/> *FL-191 Child Support Registry Form |

2. The original documents and two (2) copies of all your forms must be submitted to the court for filing. One copy will be for you; another copy will be for your spouse or domestic partner, and the original will be for the court.
3. You **MUST** attach two (2) large, stamped envelopes (one addressed to each party) so that the clerk can mail the filed stamped copy to each spouse or domestic partner.

If you submitted the appropriate forms without defects, the judge will sign the final Judgment (known as the divorce decree). Then, the clerk will mail the filed stamped copies you provided to each party. If a judgment is entered, any future Family Centered Status Conference will be vacated(canceled).

SAMPLE FORMS

PARTY WITHOUT ATTORNEY OR ATTORNEY		STATE BAR NUMBER	FOR COURT USE ONLY
NAME:	YOUR NAME		SAMPLE ONLY DO NOT WRITE ON THIS COPY!
FIRM NAME:	YOUR ADDRESS		
STREET ADDRESS:	CITY, STATE, ZIP CODE		
CITY:	YOUR TELEPHONE NUMBER		
TELEPHONE:			
E-MAIL ADDRESS:			
ATTORNEY FOR (name):		FRESNO	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF			
STREET ADDRESS:	1130 "O" STREET		
MAILING ADDRESS:	FRESNO, CA 93724-2201		
CITY AND ZIP CODE:	Central Division		
BRANCH NAME:			
PETITIONER:	PARTY WHO INITIALLY OPENED CASE		
RESPONDENT:	THE OTHER PARTY		
DECLARATION FOR DEFAULT OR UNCONTESTED			CAS
1 <input type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION			COURT CASE NUMBER

Form FL-170

Instructions

Page 1 of 3

1

Check one box DISSOLUTION(divorce) or LEGAL SEPARATION.

2

Check the box(es) that apply.

3

Check 4.a., if the other party **DID NOT FILE A RESPONSE** and there is **NO WRITTEN AGREEMENT**.

4

Check 4(3) (A) or 4 (3) (B) if you have community property to divide, a property declaration (FL-160) must be completed.

5

Check 4.b., if the other party did **NOT FILE A RESPONSE** and you **HAVE A WRITTEN AGREEMENT**.

6

Check 4.c., if the other party **RESPONDED** or filed form FL-130 and you have a **WRITTEN AGREEMENT**.

7

Check 5.a., if **both** parties have/are submitting form FL-141.

8

Check 5.b., is 4.a. was checked and you have/are submitting your FL-141.

9

Check 5.c., **ONLY** if the summons was published or posted.

(NOTE: Items 1 through 12 apply to both dissolution and legal separation proceedings.)

- I declare that if I appeared in court and were sworn, I would testify to the truth of the facts in this declaration.
- I agree that my case will be proven by this declaration and that I will not appear before the court unless I am ordered by the court to do so.
- All the information is **2** ☐ amended ☐ Petition ☐ Response is true and correct.

3 4. Type of case (check a, b, or c):

a. ☐ Default without agreement

- No response has been filed and there is no written agreement or stipulated judgment between the parties;
- The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition; and

4

(3) The following statement is true (check one):

- ☐ There are no assets or debts to be disposed of by the court.
- ☐ The community and quasi-community assets and debts are listed on the **completed** current *Property Declaration* (form FL-160), which includes an estimate of the value of the assets and debts that I propose to be distributed to each party. The division in the proposed *Judgment* (form FL-180) is a fair and equal division of the property and debts, or if there is a negative estate, the debts are assigned fairly and equitably.

5 b. ☐ Default with agreement

- No response has been filed and the parties have agreed that the matter may proceed as a default matter without notice; and
- The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.

6 c. ☐ Uncontested

- Both parties have appeared in the case; and
- The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.

5. Declaration of disclosure (check a, b, c, or d):

7 a. ☐ Both the parties have filed, or are filing concurrently, a *Declaration Regarding Service of Declaration of Disclosure* (form FL-141) and an *Income and Expense Declaration* (form FL-150).

8 b. ☐ This matter is proceeding by default. I am the petitioner in this action and have filed a proof of service of the preliminary *Declaration of Disclosure* (form FL-140) with the court. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.

9 c. ☐ This matter is proceeding by default. I am the petitioner in this action, and service of the summons on respondent was done by publication or posting under court order. Service of the preliminary *Declaration of Disclosure* (form FL-140) is not required. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.

PETITIONER:	PARTY WHO INITIALLY OPENED CASE	CASE NUMBER
RESPONDENT:	THE OTHER PARTY	COURT CASE NUMBER

Form FL-170

Instructions

Page 2 of 3

- 10** d. ☐ This matter is proceeding as an uncontested action. Service of the final Declaration of Disclosure (form FL-140) is mutually waived by both parties. A waiver provision executed by both parties under penalty of perjury is contained on the Stipulation and Waiver of Final Declaration of Disclosure (form FL-144), in the settlement agreement or proposed judgment, or in another, separate stipulation.
- 11** 6. ☐ Child custody and visitation (parenting time) should be ordered as set forth in the proposed Judgment (form FL-180).
- 12** a. ☐ The information in Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) (form FL-105) ☐ has ☐ has not changed since it was last filed with the court. (If changed, attach updated form.)
- 12** b. ☐ There is an existing court order for custody/parenting time in another case in (county):
The case number is (specify):
- 13** c. ☐ The current custody and visitation (parenting time) previously ordered in this case, or the current schedule is (specify):
- ☐ Contained on Attachment 6c.
- 14** d. ☐ The facts that support the requested judgment are (In a default case, state your reasons below):
- ☐ Contained on Attachment 6d.
- 15** 7. ☐ Child support should be ordered as set forth in the proposed Judgment (form FL-180).
- a. If there are minor children, check and complete item (1) if applicable and item (2) or (3):
- 16** (1) ☐ Child support is being enforced in another case in (county):
The case number is (specify):
- (2) ☐ The information in the child support calculation attached to the proposed judgment is correct based on my personal knowledge.
- (3) ☐ I request that this order be based on the ☐ Petitioner's ☐ Respondent's earning ability. The facts in support of my estimate of earning ability are (specify):
- ☐ Continued on Attachment 7a(3).
- 17** b. Complete items (1) and (2) regarding public assistance.
- (1) I ☐ am receiving ☐ am not receiving ☐ intend to apply for public assistance for the child or children listed in the proposed order.
- (2) To the best of my knowledge, the other party ☐ is ☐ is not receiving public assistance.
- ☐ Petitioner ☐ Respondent is presently receiving public assistance, and all support should be made payable to the local child support agency at the address set forth in the proposed judgment. A representative of the local child support agency has signed the proposed judgment.
- 18** 8. Spousal, Partner, and Family Support (If a support order or attorney fees are requested, submit a completed Income and Expense Declaration (form FL-150) unless a current form is on file. Include your best estimate of the other party's income. Check at least one of the following.)
- a. ☐ I knowingly give up forever any right to receive spousal or partner support.
- b. ☐ I ask the court to reserve jurisdiction to award spousal or partner support in the future to:
☐ Petitioner ☐ Respondent
- c. ☐ I ask the court to terminate forever spousal or partner support for: ☐ Petitioner ☐ Respondent
- 19** d. ☐ Spousal support or domestic partner support should be ordered as set forth in the proposed Judgment (form FL-180) based on the factors described in:
☐ Spousal or Partner Support Declaration Attachment (form FL-157)
☐ written agreement
☐ attached declaration (Attachment 8d)
- 20** e. ☐ Family support should be ordered as set forth in the proposed Judgment (form FL-180).
- f. ☐ Other (specify):

10 Check 5.d. if you and the other party have/are filing FL-141 for preliminary disclosures but are agreeing to waive Final disclosures.

11 Check 6, if you are requesting custody/visitation orders.

12 Check the appropriate box a. (select "has" or "has not") or b.

13 In 6.c., explain the current order for custody/visitation. If you don't have an order, explain the current schedule.

-Example: The children live with me and visit with the other parent every Friday at 6:00 pm. to Sunday at 6:00 pm.

14 Check 6.d., and explain why the court should grant the custody/visitation orders you are requesting. If checked 4.a., the orders must match what you requested on your petition.

15 Check 7, if you have children from this relationship.

16 Check 7.a.(1) – (3), if it applies to you.

17 Answer 7.b. (1) and 7b (2).

18 Check 8.a., 8.b., or 8.c., if they apply to you. You cannot request spousal support be terminated in a long term marriage (10 yrs. +), if you are filing by default without a written agreement.

19 Check 8.d., if you are requesting the court make an order for spousal support and you have included one of the attachments listed.

20 Check 8.e., if you are requesting family support. Check 8.f., if there is anything else you want the court to know.

PETITIONER	PARTY WHO INITIALLY OPENED CASE	CASE NUMBER
RESPONDENT	THE OTHER PARTY	COURT CASE NUMBER

Form FL-170**Instructions****Page 3 of 3****21**

9. ☐ **Parentage** of the children of the petitioner and respondent born prior to their marriage or domestic partnership should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. ☐ A voluntary declaration of parentage or paternity is attached.
- b. ☐ Parentage was previously established by the court in (county):
The case number is (specify):
- c. ☐ The written agreement of the parties regarding parentage is attached here (Attachment 9b) or to the proposed *Judgment* (form FL-180).

22

10. ☐ **Attorney fees** should be ordered as set forth in the proposed *Judgment* (form FL-180).
- ☐ The facts in support of this request are on *Request for Attorney's Fees and Costs Attachment* (form FL-319).
- ☐ Other (specify facts below):

23

11. ☐ The judgment should be entered nunc pro tunc for the following reasons (specify):

24

12. ☐ Petitioner ☐ Respondent requests restoration of the former name as set forth in the proposed *Judgment* (form FL-180) (proceedings for dissolution or nullity of marriage only).

13. Irreconcilable differences have led to the irremediable breakdown of the marriage or domestic partnership, and there is no possibility of saving the marriage or domestic partnership through counseling or other means.

14. This declaration may be reviewed by a commissioner sitting as a temporary judge, who may determine whether to grant this request or require my appearance under Family Code section 2336.

STATEMENTS IN THIS BOX APPLY ONLY TO DISSOLUTIONS

15. If this is a dissolution of a marriage or domestic partnership created in another state, the petitioner or the respondent has been a resident of this county for at least three months and of the state of California for at least six months continuously and immediately preceding the date of the filing of the petition for dissolution of marriage or domestic partnership.

16. I ask that the court grant the request for a judgment of dissolution of marriage or domestic partnership based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (form FL-180) submitted with this declaration.

25

17. ☐ **Status only judgment:** This declaration is only for the termination of marital or domestic partner status. I ask the court to reserve jurisdiction over all other issues not requested in this declaration for later determination.

THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS

18. I ask that the court grant the request of a judgment for legal separation based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (form FL-180) submitted with this declaration.

I understand that a judgment of legal separation does not terminate a marriage or domestic partnership, and that I am still married or a partner in a domestic partnership.

26

19. ☐ Other (specify):

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

Date: **TODAY'S DATE**

27

PRINT YOUR NAME HERE

SIGN YOUR NAME HERE

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

21

Check 9., ONLY if 9.a., 9.b., or 9.c. apply.
This is if you & the respondent have child (ren) born prior to the marriage.

22

Check 10 if it applies.

23

Check 11, if you are requesting the court to backdate your divorce date and explain the reason why. If you are requesting this, you may need to seek legal advice.

24

Check 12 (petitioner or respondent) if you are requesting for the former name back.

25

Check 17, if your judgment was granted as "**Status Only**" in court or if you have submitted a Stipulation to terminate your marriage; A Status only judgment will only terminate the marriage. All other issues will be reserved to be addressed at a later date.

26

Check 19 and use "Attachment #19 to the Declaration for Default" if you have property to divide and/or there is anything else you want the court to know.

27

Don't forget to date, print your name and sign.

Form FL-180**Instructions****Page 1 of 2**

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

YOUR NAME
YOUR ADDRESS
CITY, STATE, ZIP CODE
YOUR TELEPHONE NUMBER

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (Name):

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **FRESNO**

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

1130 "O" Street
Fresno, CA 93724-2201
Central Division

MARRIAGE OR PARTNERSHIP OF

PETITIONER: **PARTY WHO INITIALLY OPENED CASE**RESPONDENT: **THE OTHER PARTY**

FOR COURT USE ONLY

SAMPLE
ONLY
DO NOT
WRITE ON
THIS
COPY!

1 ☐ **DISSOLUTION** ☐ **LEGAL SEPARATION** ☐ **NULLITY**

☐ Status only☐ Reserving jurisdiction over termination of marital or domestic partnership status☐ Judgment on reserved issuesDate marital or domestic partnership status ends: **LEAVE BLANK**

CASE NUMBER:

COURT CASE NUMBER

3 1. ☐ This judgment ☐ contains personal conduct restraining orders ☐ modifies existing restraining orders.
The restraining orders are contained on page(s) of the attachment. They expire on (date):

4 2. This proceeding was heard as follows: ☐ Default or uncontested ☐ By declaration under Family Code section 2336

☐ Contested ☐ Agreement in court

a. Date:

Dept.:

Room:

b. Judicial officer (name):

☐ Temporary judgec. ☐ Petitioner present in court☐ Attorney present in court (name):d. ☐ Respondent present in court☐ Attorney present in court (name):e. ☐ Claimant present in court (name):☐ Attorney present in court (name):f. ☐ Other (specify name):

5 3. The court acquired jurisdiction of the respondent on (date):

a. ☐ The respondent was served with process.b. ☐ The respondent appeared.**THE COURT ORDERS, GOOD CAUSE APPEARING**

6 4. a. ☐ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons

(1) ☐ on (specify date): **LEAVE BLANK**(2) ☐ on a date to be determined on noticed motion of either party or on stipulation.

7 b. ☐ Judgment of legal separation is entered.

c. ☐ Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify):d. ☐ This judgment will be entered nunc pro tunc as of (date):e. ☐ Judgment on reserved issues.

8 f. The ☐ petitioner's ☐ respondent's former name is restored to (specify):

9 g. ☐ Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.

10 h. ☐ This judgment contains provisions for child support or family support. Each party must complete and file with the court a Child Support Case Registry Form (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order (form FL-192) is attached.

Page 1 of 2

1

Check one box.

2

Check one box:

STATUS ONLY: check this box if, you are only terminating your marital status; all other issues to be addressed at a later time. You can only do this by going to court or by submitting a stip & order.

Or **RESERVING JURISDICTION OVER TERMINATION:** check this box if, you are resolving all issues except marital status. You will remain married.

Or **JUDGMENT ON RESERVED ISSUES:** check this box if your divorce was already granted but not all issues were resolved.

3

Check the box(es) that apply. If you have a restraining order against your spouse, you may attach a **COPY OF YOUR ORDER**.

4

Check the "By declaration under Family Code section 2336" box.

5

Write the date your spouse was served with the summons and petition; or the date a Response (FL-120) was filed.

6

Check 4.a. and 4. a. (1) if this is a divorce. Also, leave date area blank.

7

Only check 4.b., If this is a legal separation.

8

Check 4.f., and the "petitioner" box if you would like your maiden name restored. Then write your entire first, middle, and last name you would like restored.

9

Check 4.g., if this is a judgment on reserved issues.

10

Check 4(h) and attach form FL-192 (The Notice of Rights Responsibilities) and you must submit form FL-191 (Child Support Case Registry); If there are minor children from this marriage and child support is addressed in your judgment.

CASE NAME (Last name, first name of each party):		CASE NUMBER:
PETITIONER'S LAST NAME, PETITIONER'S FIRST NAME		COURT CASE NUMBER
vs		
RESPONDENT'S LAST NAME, RESPONDENT'S FIRST NAME		

11

4. i. ☐ The children of this marriage or domestic partnership are:

(1) ☐ Name Birthdate

13

12 (2) ☐ Parentage is established for children of this relationship born prior to the marriage or domestic partnership

j. ☐ Child custody and visitation (parenting time) are ordered as set forth in the attached

14 (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).

15 (2) ☐ Child Custody and Visitation Order Attachment (form FL-341).

16 (3) ☐ Stipulation and Order for Custody and/or Visitation of Children (form FL-355).

17 (4) ☐ Previously established in another case. Case number: Court:

18 k. ☐ Child support is ordered as set forth in the attached

19 (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).

20 (2) ☐ Child Support Information and Order Attachment (form FL-342).

21 (3) ☐ Stipulation to Establish or Modify Child Support and Order (form FL-350).

22 (4) ☐ Previously established in another case. Case number: Court:

Form FL-180

Instructions

Page 2 of 2

11

Check 4.i., and 4.i. (1), if you have minor children from this marriage. Write the full name(s) of the child (ren) and their date of birth.

12

Check 4.i. (2) if any of the child (ren) from your relationship were born prior to your marriage.

13

Check 4.j., and one of the boxes below (1-4) for Custody.

14

Check 4.j. (1), if you attached a written agreement.

15

Check 4.j. (2), if you attached form FL-341

16

Check 4.j. (3), if you have an agreement (stipulation) and you are submitting the form.

17

Check 4.j. (4), if you have an order in another case number, write the case number and name of the court. Attach a copy of the order.

18

Check 4.k., for CHILD SUPPORT and select one of the boxes (1-4) below for CHILD SUPPORT.

19

Check 4.k. (1), if you attached a written agreement.

20

Check 4.k. (2), if you attached form FL-342.

21

Check 4.k. (3), if you attached your agreement (stipulation) and form FL-350.

22

Check 4.k. (4), if you have an order in another case number; write the case number and name of the court. Attach a copy of the order.

23i. ☐ Spousal, domestic partner, or family support is ordered:(1) ☐ Reserved for future determination as relates to ☐ petitioner ☐ respondent**24**(2) ☐ Jurisdiction terminated to order spousal or partner support to ☐ petitioner ☐ respondent**25**(3) ☐ As set forth in the attached *Spousal, Partner, or Family Support Order Attachment* (form FL-343).**26**(4) ☐ As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.**27**(5) ☐ Other (specify):**28**m. ☐ Property division is ordered as set forth in the attached**29**(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.**30**(2) ☐ *Property Order Attachment to Judgment* (form FL-345).**31**(3) ☐ Other (specify):**32**n. ☐ Attorney fees and costs are ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.(2) ☐ *Attorney Fees and Costs Order* (form FL-346).(3) ☐ Other (specify):**33**o. ☐ Other (specify):

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date: LEAVE BLANK

LEAVE BLANK

JUDICIAL OFFICER

5. Number of pages attached: **34**☐ SIGNATURE FOLLOWS LAST ATTACHMENT**NOTICE**

Dissolution or legal separation may automatically cancel the rights of a spouse or domestic partner under the other spouse's or domestic partner's will, trust, retirement 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 property interest. It does not automatically cancel the rights of a spouse or domestic partner as beneficiary of the other spouse's or domestic partner'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.

A debt or obligation may be assigned to one party as part of the dissolution of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment may be issued without additional proof if child, family, partner, or spousal support is ordered.

Any party required to pay support must pay interest on overdue amounts at the "legal rate," which is currently 10 percent.

Form FL-180**Instructions****Continuation Page 2 of 2****23**

Check 4.I. and (1), if you are proceeding default and this is a long term marriage (10 years or more) and check "petitioner" and "respondent".

24

Check 4.I.(2), if this is a short term marriage and you want to terminate the courts ability to ever order spousal support to either of you; check the "petitioner" and "respondent" boxes.

25

Check 4.I. (3) if you attached form FL-343.

26

Check 4.I. (4), if you attached a written agreement.

27

Check 4.I. (5) if you are attaching 4 "o".

28

Check 4.m. and one of the boxes below (1-3) regarding **property**.

29

Check 4.m. (1), if you are attaching a **written agreement**.

30

Check 4.m. (2), if you are attaching form FL-345.

31

Check 4.m. (3), if you are attaching another attachment or if there is no community property or debt to be divided, write the following sentence: "there are no community assets or debt subject to the court's disposition."

32

Check 4.n., if you have an agreement, or order or are requesting an order for **attorney fees and costs** and check one of the boxes below (1,2 or 3).

33

Check 4.o., if you are using the attachment provided, write the following: "see attachment 4 (o)".

34

If attaching pages, write the total number of pages in this section.

(FL-192)

Childcare and Health Care Costs and Reimbursement Procedures

3. **Timing.** The date child support automatically reverts will depend on the parents' release date. If you need to change your child support order, see page 2.
3. **If released before January 1, 2024,** child support automatically reverts the first day of the first full month after the parent is released.

b. If released after January 1, 2024, child support will automatically restart the first day of the 10th month after the parent is released.

parent who has to pay support starts working twice the date child support is set to automatically resume, the person who is owed support or the local child support agency can request the court restart the child support order early. The court may order a different amount of child support if appropriate.

4. More info: For more information about child support and incarcerated parents, see *Family Code* section 4302.5 or go to <https://selfhelp.court.ca.gov/child-support/incarcerated-parent>. You can also contact the family law facilitator in your district.

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7 pages of

This notice contains 3 pages.



Form FL-190**Instructions****Page 1 of 1**

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

FOR COURT USE ONLY

YOUR NAME
YOUR ADDRESS
CITY, STATE, ZIP CODE
YOUR TELEPHONE NUMBER

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (Name):

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **FRESNO**

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

1130 "O" Street
Fresno, CA 93724-2201
Central Division

PETITIONER: **PARTY WHO INITIALLY OPENED CASE**RESPONDENT: **THE OTHER PARTY**

SAMPLE
ONLY
DO NOT
WRITE ON
THIS
COPY!

NOTICE OF ENTRY OF JUDGMENT

CASE NUMBER:

COURT CASE NUMBERYou are notified that the following judgment was entered on (date): **LEAVE BLANK**

1. ☐ Dissolution **1**
2. ☐ Dissolution - status only
3. ☐ Dissolution - reserving jurisdiction over termination of marital status or domestic partnership
4. ☐ Legal separation
5. ☐ Nullity
6. ☐ Parent-child relationship
7. ☐ Judgment on reserved issues
8. ☐ Other (specify):

Date: **LEAVE BLANK**Clerk, by **LEAVE BLANK**, Deputy**-NOTICE TO ATTORNEY OF RECORD OR PARTY WITHOUT ATTORNEY-**

Under the provisions of Code of Civil Procedure section 1952, if no appeal is filed the court may order the exhibits destroyed or otherwise disposed of after 60 days from the expiration of the appeal time.

STATEMENT IN THIS BOX APPLIES ONLY TO JUDGMENT OF DISSOLUTIONEffective date of termination of marital or domestic partnership status(specify): **LEAVE BLANK**

WARNING: Neither party may remarry or enter into a new domestic partnership until the effective date of the termination of marital or domestic partnership status, as shown in this box.

CLERK'S CERTIFICATE OF MAILING

I certify that I am not a party to this cause and that a true copy of the *Notice of Entry of Judgment* was mailed first class, postage fully prepaid, in a sealed envelope addressed as shown below, and that the notice was mailed

at (place): **2**, California, on (date): **LEAVE BLANK**

Date:

Clerk, by **LEAVE BLANK**, Deputy

Name and address of petitioner or petitioner's attorney

Name and address of respondent or respondent's attorney

3**4**

Page 1 of 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <div style="border: 1px solid black; padding: 5px; text-align: center;"> YOUR NAME YOUR ADDRESS CITY, STATE, ZIP CODE YOUR TELEPHONE NUMBER </div> TELEPHONE NO.: E-MAIL ADDRESS (if any): ATTORNEY FOR (Name): SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO STREET ADDRESS: 1130 "O" Street MAILING ADDRESS: Fresno, CA 93724-2201 CITY AND ZIP CODE: Central Division BRANCH NAME: PETITIONER/PLAINTIFF: PARTY WHO INITIALLY OPENED CASE RESPONDENT/DEFENDANT: THE OTHER PARTY OTHER PARENT: <div style="text-align: center;"> CHILD SUPPORT CASE REGISTRY FORM <div style="display: flex; justify-content: space-around;"> <div style="border: 1px solid black; padding: 2px;"> 1 <input type="checkbox"/> Mother <input type="checkbox"/> Father </div> <div style="border: 1px solid black; padding: 2px;"> <input type="checkbox"/> First form completed <input type="checkbox"/> Change to previous information </div> 2 </div> </div>	COURT PERSONNEL: STAMP DATE RECEIVED HERE <div style="border: 2px solid black; padding: 10px; font-size: 1.5em; font-weight: bold;"> SAMPLE ONLY DO NOT WRITE ON THIS COPY! </div> CASE NUMBER: <div style="border: 1px solid black; padding: 2px; text-align: center;"> COURT CASE NUMBER </div>
--	---

THIS FORM WILL NOT BE PLACED IN THE COURT FILE. IT WILL BE MAINTAINED IN A CONFIDENTIAL FILE WITH THE STATE OF CALIFORNIA.

Notice: Pages 1 and 2 of this form must be completed and delivered to the court along with the court order for support. Pages 3 and 4 are instructional only and do not need to be delivered to the court. If you did not file the court order, you must complete this form and deliver it to the court within 10 days of the date on which you received a copy of the support order. Any later change to the information on this form must be delivered to the court on another form within 10 days of the change. It is important that you keep the court informed in writing of any changes of your address and telephone number.

3	1. Support order information (this information is on the court order you are filing or have received). a. Date order filed: _____ b. <input type="checkbox"/> Initial child support or family support order <input type="checkbox"/> Modification	4																		
5	c. Total monthly base current child or family support amount ordered for children listed below, plus any monthly amount ordered payable on past-due support: <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;">Child Support:</th> <th style="text-align: left; border-bottom: 1px solid black;">Family Support:</th> <th style="text-align: left; border-bottom: 1px solid black;">Spousal Support:</th> </tr> </thead> <tbody> <tr> <td>(1) <input type="checkbox"/> Current \$ base child support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order</td> <td><input type="checkbox"/> Current \$ base family support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order</td> <td><input type="checkbox"/> Current \$ spousal support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order</td> </tr> <tr> <td>(2) <input type="checkbox"/> Additional \$ monthly support:</td> <td><input type="checkbox"/> Additional \$ monthly support:</td> <td></td> </tr> <tr> <td>(3) <input type="checkbox"/> Total \$ past-due support:</td> <td><input type="checkbox"/> Total \$ past-due support:</td> <td><input type="checkbox"/> Total \$ past-due support:</td> </tr> <tr> <td>(4) <input type="checkbox"/> Payment \$ on past-due support:</td> <td><input type="checkbox"/> Payment \$ on past-due support:</td> <td><input type="checkbox"/> Payment \$ on past-due support:</td> </tr> <tr> <td colspan="3">(5) <input type="checkbox"/> Wage withholding was <input type="checkbox"/> ordered <input type="checkbox"/> ordered but stayed until (date): _____</td> </tr> </tbody> </table>	Child Support:	Family Support:	Spousal Support:	(1) <input type="checkbox"/> Current \$ base child support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ base family support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ spousal support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	(2) <input type="checkbox"/> Additional \$ monthly support:	<input type="checkbox"/> Additional \$ monthly support:		(3) <input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:	(4) <input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:	(5) <input type="checkbox"/> Wage withholding was <input type="checkbox"/> ordered <input type="checkbox"/> ordered but stayed until (date): _____			
Child Support:	Family Support:	Spousal Support:																		
(1) <input type="checkbox"/> Current \$ base child support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ base family support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ spousal support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order																		
(2) <input type="checkbox"/> Additional \$ monthly support:	<input type="checkbox"/> Additional \$ monthly support:																			
(3) <input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:																		
(4) <input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:																		
(5) <input type="checkbox"/> Wage withholding was <input type="checkbox"/> ordered <input type="checkbox"/> ordered but stayed until (date): _____																				
6	2. Person required to pay child or family support (name): _____ Relationship to child (specify): _____	7																		
8	3. Person or agency to receive child or family support payments (name): _____ Relationship to child (if applicable): _____																			

TYPE OR PRINT IN INK

Form FL-191

Instructions

Page 1 of 2

1

Check the box that represents whether you are the mother or the father of the child(ren) in this case.

2

Check the box that represents whether this is the first time you have completed this form, or if it's a modification(change) of a prior form you filed.

3

1.a.: Enter the date the court order was filed.

If the order **has not been filed**, leave this item blank for the court clerk to fill in.

4

Check box 1. b. "Initial child support or family support order", if the court order you filed or received is the **first** child support order or family support order for this case.

Or

Check box 1. b. "Modification", If this is a **change** to your order.

5

For more information on how to complete item 1. c., follow the instructions listed on Page 3 of 4 and Page 4 of 4 of form FL-191.

6

Write the name of the parent that is to pay child support.

7

Write the relationship of that person to the child(ren).

8

If the Fresno County Department of Child Support is **not involved**, write the name of the parent that is to receive child support.

If the Fresno County Department of Child Support is **involved** in your case, then write "Department of Child Support Services SDU." They are the "Claimant."

PETITIONER/PLAINTIFF: PARTY WHO INITIALLY OPENED CASE	CASE NUMBER:
RESPONDENT/DEFENDANT: THE OTHER PARTY	COURT CASE NUMBER
OTHER PARENT:	

Form FL-191

Instructions

Page 2 of 2

9

4. The child support order is for the following children:

Child's name Date of birth Social security number

- a.
b.
c.

10 ☐ Additional children are listed on a page attached to this document.

You are required to complete the following information about yourself. You are not required to provide information about the other person, but you are encouraged to provide as much as you can. This form is confidential and will not be filed in the court file. It will be maintained in a confidential file with the State of California.

5. Father's name: 11

- a. Date of birth:
b. Social security number:
c. Street address:

City, state, zip code:

d. Mailing address:

City, state, zip code:

e. Driver's license number:

State:

f. Telephone number:

g. ☐ Employed ☐ Not employed ☐ Self-employed

Employer's name:

Street address:

City, state, zip code:

Telephone number:

6. Mother's name: 12

- a. Date of birth:
b. Social security number:
c. Street address:

City, state, zip code:

d. Mailing address:

City, state, zip code:

e. Driver's license number:

State:

f. Telephone number:

g. ☐ Employed ☐ Not employed ☐ Self-employed

Employer's name:

Street address:

City, state, zip code:

Telephone number:

13

7. ☐ A restraining order, protective order, or nondisclosure order due to domestic violence is in effect.

a. The order protects: ☐ Father ☐ Mother ☐ Children 14

15 b. From: ☐ Father ☐ Mother

c. The restraining order expires on (date): 16

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

Date: TODAY'S DATE 17

PRINT YOUR NAME

(TYPE OR PRINT NAME)

SIGN YOUR NAME HERE

(SIGNATURE OF PERSON COMPLETING THIS FORM)

9

Enter the information requested for each child.

10

If you have more than 3 children, check this box and attach the list with the children's information (name, last name, date of birth, and social security number).

11

If you are the **father** in this case, list your full name and complete 5. a-g.

Complete as much information as you can in regards to the mother under 5. a-g.

12

If you are the **mother** in this case, list your full name and complete 6. a-g.

Complete as much information as you can in regards to the father under 5. a-g.

13

check this box, if there is a **restraining order** or **protective order**.

14

Check the box that shows whom the order **protects**.

15

Check the box that shows whom the order is **against**.

16

Write the date the restraining order expires. See the restraining order, protective order for this date.

17

Don't forget to date, print your name and sign.

INFORMATION SHEET FOR CHILD SUPPORT CASE REGISTRY FORM
(Do NOT deliver this information sheet to the court clerk.)

Please follow these instructions to complete the *Child Support Case Registry Form* (form FL-191) if you do not have an attorney to represent you. Your attorney, if you have one, should complete this form.

Both parents must complete a *Child Support Case Registry Form*. The information on this form will be included in a national database that, among other things, is used to locate absent parents. When you file a court order, you must deliver a completed form to the court clerk along with your court order. If you did not file a court order, you must deliver a completed form to the court clerk **WITHIN 10 DAYS** of the date you received a copy of your court order. If any of the information you provide on this form changes, you must complete a new form and deliver it to the court clerk within 10 days of the change. The address of the court clerk is the same as the one shown for the superior court on your order. This form is confidential and will not be filed in the court file. It will be maintained in a confidential file with the State of California.

INSTRUCTIONS FOR COMPLETING THE CHILD SUPPORT CASE REGISTRY FORM (TYPE OR PRINT IN INK):

If the top section of the form has already been filled out, skip down to number 1 below. If the top section of the form is blank, you must provide this information.

Page 1, first box, top of form, left side: Print your name, address, telephone number, fax number, and e-mail address, if any, in this box. Attorneys must include their State Bar identification numbers.

Page 1, second box, top of form, left side: Print the name of the county and the court's address in this box. Use the same address for the court that is on the court order you are filing or have received.

Page 1, third box, top of form, left side: Print the names of the petitioner/plaintiff, respondent/defendant, and other parent in this box. Use the same names listed on the court order you are filing or have received.

Page 1, fourth box, top of form, left side: Check the box indicating whether you are the mother or the father. If you are the attorney for the mother, check the box for mother. If you are the attorney for the father, check the box for father. Also, if this is the first time you have filled out this form, check the box by "First form completed." If you have filled out form FL-191 before, and you are changing any of the information, check the box by "Change to previous information."

Page 1, first box, right side: Leave this box blank for the court's use in stamping the date of receipt.

Page 1, second box, right side: Print the court case number in this box. This number is also shown on the court papers.

Instructions for numbered paragraphs:

1. a. Enter the date the court order was filed. This date is shown in the "COURT PERSONNEL: STAMP DATE RECEIVED HERE" box on page 1 at the top of the order on the right side. If the order has not been filed, leave this item blank for the court clerk to fill in.
- b. If the court order you filed or received is the first child or family support order for this case, check the box by "Initial child support or family support order." If this is a change to your order, check the box by "Modification."
- c. Information regarding the amount and type of support ordered and wage withholding is on the court order you are filing or have received.
 - (1) If your order provides for any type of current support, check all boxes that describe that support. For example, if your order provides for both child and spousal support, check both of those boxes. If there is an amount, put it in the blank provided. If the order says the amount is reserved, check the "Reserved order" box. If the order says the amount is zero, check the "\$0 (zero) order" box. Do not include child care, special needs, uninsured medical expenses, or travel for visitation here. Those amounts will go in (2). Do NOT complete the Child Support Case Registry form if you receive spousal support only.
 - (2) If your order provides for a set monthly amount to be paid as additional support for such needs as child care, special needs, uninsured medical expenses or travel for visitation check the box in item 2 and enter the monthly amount. For example, if your order provides for base child support and in addition the paying parent is required to pay \$300 per month, check the box in item 2 underneath the "Child Support" column and enter \$300. Do NOT check this box if your order provides only for a payment of a percentage, such as 50% of the childcare.

Page number

FL-191 (Rev. July 1, 2005)

CHILD SUPPORT CASE REGISTRY FORM

Page 3 of 4

(3) If your order determined the amount of past due support, check the box in item 3 that states the type of past due support and enter the amount. For example, if the court determined that there was \$5000 in past due child support and \$1000 in past due spousal support, you would check the box in item 3 in the "Child Support" column and enter \$5000 and you would also check the box in item 3 in the "Spousal Support" column and enter \$1000.

(4) If your order provides for a specific dollar amount to be paid towards any past due support, check the box in item 4 that states the type of past due support and enter the amount. For example, the court ordered \$350 per month to be paid on the past due child support, you would check the box in item 4 in the "Child Support" column and enter \$350.

(5) Check the "ordered" box if wage withholding was ordered with no conditions. Check the box "ordered but stayed until" if wage withholding was ordered but is not to be deducted until a later date. If the court delayed the effective date of the wage withholding, enter the specific date. Check only one box in this item.

2. a. Write the name of the person who is supposed to pay child or family support.
- b. Write the relationship of that person to the child.
3. a. Write the name of the person or agency supposed to receive child or family support payments.
- b. Write the relationship of that person to the child.

4. List the full name, date of birth, and social security number for each child included in the support order. If there are more than five children included in the support order, check the box below item 4e and list the remaining children with dates of birth and social security numbers on another sheet of paper. Attach the other sheet to this form.

The local child support agency is required, under section 466(a)(13) of the Social Security Act, to place in the records pertaining to child support the social security number of any individual who is subject to a divorce decree, support order, or paternity determination or acknowledgment. This information is mandatory and will be kept on file at the local child support agency.

Top of page 2, box on left side: Print the names of the petitioner/plaintiff, respondent/defendant, and other parent in this box. Use the same names listed on page 1.

Top of page 2, box on right side: Print your court case number in this box. Use the same case number as on page 1, second box, right side.

You are required to complete information about yourself. If you know information about the other person, you may also fill in what you know about him or her.

5. If you are the father in this case, list your full name in this space. See instructions for a-g under item 6 below.
6. If you are the mother in this case, list your full name in this space.
 - a. List your date of birth.
 - b. Write your social security number.
 - c. List the street address, city, state, and zip code where you live.
 - d. List the street address, city, state, and zip code where you want your mail sent, if different from the address where you live.
 - e. Write your driver's license number and the state where it was issued.
 - f. List the telephone number where you live.
 - g. Indicate whether you are employed, not employed, self-employed, or by checking the appropriate box. If you are employed, write the name, street address, city, state, zip code, and telephone number where you work.
7. If there is a restraining order, protective order, or nondisclosure order, check this box.
 - a. Check the box beside each person who is protected by the restraining order.
 - b. Check the box beside the parent who is restrained.
 - c. Write the date the restraining order expires. See the restraining order, protective order, or nondisclosure order for this date.

If you are in fear of domestic violence, you may want to ask the court for a restraining order, protective order, or nondisclosure order.

You must type or print your name, fill in the date, and sign the *Child Support Case Registry* sign under penalty of perjury, you are stating that the information you have provided is true

Page number

FL-191 (Rev. July 1, 2005)

CHILD SUPPORT CASE REGISTRY FORM

For your protection and privacy, please press the Clear This Form button after you have printed the form.

Print this form

Save this form

Clear this form

Page 4 of 4

**For more
information
on how to
complete
pages:**

1 of 4 and 2 of 4

Of the

**Child Support Case Registry
Form (FL-191)**

follow the instructions

on

Page 3 of 4

and

Page 4 of 4

(page number located on the bottom
right of each page)

FOR COURT USE ONLY

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

PETITIONER:

RESPONDENT:

JUDGMENT CHECKLIST— DISSOLUTION/LEGAL SEPARATION

CASE NUMBER:

- **Default With No Agreement (no response and no written agreement)**
- **Default With Agreement (no response, but there is a written agreement)**
- **Uncontested Case (response filed, or other appearance by respondent, and a written agreement)**

- (Please check the box by each document being filed)

Previously Filed

- a. ☐ *Proof of Service of Summons* (form FL-115) or other proof of service
- b. ☐ *Request to Enter Default* (form FL-165), with a stamped envelope addressed to respondent and the court clerk's address as the return address
- c. ☐ *Petitioner's Declaration Regarding Service of Declaration of Disclosure* (form FL-141)
- d. ☐ *Declaration for Default or Uncontested Dissolution or Legal Separation* (form FL-170)
- e. ☐ *Judgment* (form FL-180) (5 copies)
- f. ☐ *Notice of Entry of Judgment* (form FL-190)
- g. ☐ 2 stamped envelopes of sufficient size and with sufficient postage to return the *Judgment* and *Notice of Entry of Judgment*, one envelope addressed to petitioner and the other to respondent.

If there are minor children of the marriage or domestic partnership:

- h. ☐ *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105).
(A new form must be filed if there have been any changes since the one most recently filed.)
- i. ☐ *Petitioner's Income and Expense Declaration* (form FL-150) or *Financial Statement (Simplified)* (form FL-155). (Needed unless one has been filed within the past 90 days and there have been no changes since then.)
- j. ☐ Computer printout of guideline child support (*optional*)
- k. ☐ *Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order* (form FL-192). This may be attached by the petitioner or by the court.

PETITIONER:	CASE NUMBER:
RESPONDENT:	

Previously Filed

1. Child Support Order

- ☐ Stipulation to Establish or Modify Child Support and Order (form FL-350) (attach to Judgment), or
- ☐ Child Support Information and Order Attachment (form FL-342) (attach to Judgment), or
- ☐ Written agreement containing declarations required by Family Code section 4065(a) (attach to Judgment)
- m. ☐ Income Withholding for Support (form FL-195/OMB No. 0970-0154)
- n. ☐ Child Custody and Visitation (Parenting Time) Order Attachment (form FL-341) or other proposed written order containing the information required by Family Code 3048(a) (attach to Judgment)

If spousal/partner support is requested, the marriage/partnership is over 10 years in duration, or termination of spousal/partner support for the respondent is requested:

- o. ☐ Spousal or Partnership Support Declaration Attachment (form FL-157)
- p. ☐ Income and Expense Declaration (form FL-150) (Needed unless a current financial declaration has been filed within the past 90 days and there have been no changes since then.) ☐
- q. ☐ Spousal, Partner, or Family Support Order Attachment (form FL-343) or other proposed written order (attach to Judgment)

If assets or debts need to be divided or assigned:

- r. ☐ Property Declaration (form FL-160) ☐
- s. ☐ Property Order Attachment to Judgment (form FL-345) or other proposed written order (attach to Judgment)

If attorney fees and costs are requested:

- t. ☐ Request for Attorney Fees and Costs (form FL-319)
- u. ☐ Attorney Fees and Costs Order Attachment (form FL-346) or other proposed written order (attach to Judgment)

2. ☐ DEFAULT WITH AGREEMENT (no response and a written agreement)

- a. ☐ Proof of Service of Summons (form FL-115) or other proof of service ☐
- b. ☐ Request to Enter Default (form FL-165), with a stamped envelope addressed to respondent and the court clerk's address as the return address ☐
- c. ☐ Petitioner's Declaration Regarding Service of Declaration of Disclosure (form FL-141) (preliminary) ☐
- d. Declaration Regarding Service of Final Declaration of Disclosure ☐
- ☐ Petitioner's Declaration Regarding Service of Declaration of Disclosure (form FL-141) (final) or
- ☐ Stipulation and Waiver of Final Declaration of Disclosure (form FL-144) or
- ☐ Separately filed waiver or waiver included in a written agreement under Family Code section 2105(d)
- e. ☐ Declaration for Default or Uncontested Dissolution or Legal Separation (form FL-170)
- f. ☐ Written agreement of the parties. Respondent's signature on the agreement must be notarized. (attach to Judgment.)
- g. ☐ Judgment (form FL-180) (5 copies)
- h. ☐ Notice of Entry of Judgment (form FL-190)
- i. ☐ 2 stamped envelopes of sufficient size and with sufficient postage to return the Judgment and Notice of Entry of Judgment, one envelope addressed to petitioner and the other to respondent

If there are minor children of the marriage or domestic partnership:

- j. ☐ Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) (form FL-105). (A new form must be filed if there have been any changes since the one most recently filed.) ☐
- k. ☐ Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155). (Needed unless one has been filed within the past 90 days and there have been no changes since then.)

PETITIONER:	CASE NUMBER:
RESPONDENT:	

Previously Filed

- l. ☐ Computer printout of guideline child support (*optional*).
- m. ☐ *Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order* (form FL-192). This may be attached by the petitioner or by the court.
- n. Child Support Order
- ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350) (*attach to Judgment*), or
- ☐ *Child Support Information and Order Attachment* (form FL-342) (*attach to Judgment*), or
- ☐ Written agreement containing declarations required by Family Code section 4065(a) (*attach to Judgment*)
- o. ☐ *Income Withholding for Support* (form FL-195/OMB No. 0970-0154)
- p. ☐ *Child Custody and Visitation Order Attachment* (form FL-341) or written agreement containing the information required by Family Code section 3048(a) (*attach to Judgment*)

3. ☐ **UNCONTESTED CASE (Response filed, or other appearance by respondent, and a written agreement)**

- a. ☐ *Proof of Service of Summons* (form FL-115) or other proof of service if you want to use the date of service as the beginning of the six-month waiting period. ☐
- b. ☐ *Appearance, Stipulations, and Waivers* (form FL-130) ☐
- c. ☐ Respondent's filing fee, if first appearance, unless respondent has a fee waiver or is currently on active duty in the military ☐
- d. ☐ *Declaration Regarding Service of Declaration of Disclosure* (**both** petitioner's and respondent's preliminary) (form FL-141) ☐
- e. Declaration Regarding Service of Final Declaration of Disclosure ☐
- ☐ *Declaration Regarding Service of Declaration of Disclosure* (**both** petitioner's and respondent's final) (form FL-141), or
- ☐ *Stipulation and Waiver of Final Declaration of Disclosure* (form FL-144), or
- ☐ Separately filed waiver or waiver included in a written agreement under Family Code section 2105(d)
- f. ☐ *Declaration for Default or Uncontested Dissolution or Legal Separation* (form FL-170)
- g. ☐ Written agreement of the parties (*attach to Judgment*)
- h. ☐ *Judgment* (form FL-180) (*5 copies*)
- i. ☐ *Notice of Entry of Judgment* (form FL-190)
- j. ☐ 2 stamped envelopes of sufficient size and with sufficient postage to return the *Judgment* and *Notice of Entry of Judgment*, one envelope addressed to petitioner and the other to respondent

If there are minor children of the marriage or domestic partnership:

- k. ☐ *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105). ☐
(A new form must be filed if there have been any changes since the one most recently filed.)
- l. ☐ Computer printout of guideline child support (*optional*)
- m. ☐ *Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order* (form FL-192). This may be attached by either party or by the court.
- n. Child Support Order
- ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350) (*attach to Judgment*) or
- ☐ *Child Support Information and Order Attachment* (form FL-342) (*attach to Judgment*), or
- ☐ Written agreement which includes declarations required by Family Code section 4065(a) (*attach to Judgment*)
- o. ☐ *Income Withholding for Support* (form FL-195/OMB No. 0970-0154)
- p. ☐ *Child Custody and Visitation Order Attachment* (form FL-341) or written agreement containing the information required by Family Code section 3048(a) (*attach to Judgment*)

BLANK FORMS

(To be Completed)

1. I declare that if I appeared in court and were sworn, I would testify to the truth of the facts in this declaration.
2. I agree that my case will be proven by this declaration and that I will not appear before the court unless I am ordered by the court to do so.
3. All the information in the ☐ amended ☐ Petition ☐ Response is true and correct.
4. **Type of case** (check a, b, or c):
 - a. ☐ **Default without agreement**
 - (1) No response has been filed and there is no written agreement or stipulated judgment between the parties;
 - (2) The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition; and
 - (3) The following statement is true (check one):
 - (A) ☐ There are no assets or debts to be disposed of by the court.
 - (B) ☐ The community and quasi-community assets and debts are listed on the **completed** current *Property Declaration* (form FL-160), which includes an estimate of the value of the assets and debts that I propose to be distributed to each party. The division in the proposed *Judgment* (form FL-180) is a fair and equal division of the property and debts, or if there is a negative estate, the debts are assigned fairly and equitably.
 - b. ☐ **Default with agreement**
 - (1) No response has been filed and the parties have agreed that the matter may proceed as a default matter without notice; and
 - (2) The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.
 - c. ☐ **Uncontested**
 - (1) Both parties have appeared in the case; and
 - (2) The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.
5. **Declaration of disclosure** (check a, b, c, or d):
 - a. ☐ Both the parties have filed, or are filing concurrently, a *Declaration Regarding Service of Declaration of Disclosure* (form FL-141) and an *Income and Expense Declaration* (form FL-150).
 - b. ☐ This matter is proceeding by default. I am the petitioner in this action and have filed a proof of service of the preliminary *Declaration of Disclosure* (form FL-140) with the court. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.
 - c. ☐ This matter is proceeding by default. I am the petitioner in this action, and service of the summons on respondent was done by publication or posting under court order. Service of the preliminary *Declaration of Disclosure* (form FL-140) is not required. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.

PETITIONER: RESPONDENT:	CASE NUMBER:
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- d. ☐ This matter is proceeding as an uncontested action. Service of the final *Declaration of Disclosure* (form FL-140) is mutually waived by both parties. A waiver provision executed by both parties under penalty of perjury is contained on the *Stipulation and Waiver of Final Declaration of Disclosure* (form FL-144), in the settlement agreement or proposed judgment, or in another, separate stipulation.
6. ☐ **Child custody and visitation (parenting time)** should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. ☐ The information in *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act* (UCCJEA) (form FL-105) ☐ has ☐ has not changed since it was last filed with the court. (If changed, attach updated form.)
- b. ☐ There is an existing court order for custody/parenting time in another case in (county):
The case number is (specify):
- c. ☐ The current custody and visitation (parenting time) previously ordered in this case, or the current schedule is (specify):
- ☐ Contained on Attachment 6c.
- d. ☐ The facts that support the requested judgment are (In a default case, state your reasons below):
- ☐ Contained on Attachment 6d.
7. ☐ **Child support** should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. If there are minor children, check and complete item (1) if applicable and item (2) or (3):
- (1) ☐ Child support is being enforced in another case in (county):
The case number is (specify):
- (2) ☐ The information in the child support calculation attached to the proposed judgment is correct based on my personal knowledge.
- (3) ☐ I request that this order be based on the ☐ Petitioner's ☐ Respondent's earning ability. The facts in support of my estimate of earning ability are (specify):
- ☐ Continued on Attachment 7a(3).
- b. Complete items (1) and (2) regarding public assistance.
- (1) I ☐ am receiving ☐ am not receiving ☐ intend to apply for public assistance for the child or children listed in the proposed order.
- (2) To the best of my knowledge, the other party ☐ is ☐ is not receiving public assistance.
- ☐ Petitioner ☐ Respondent is presently receiving public assistance, and all support should be made payable to the local child support agency at the address set forth in the proposed judgment. A representative of the local child support agency has signed the proposed judgment.
8. **Spousal, Partner, and Family Support** (If a support order or attorney fees are requested, submit a completed Income and Expense Declaration (form FL-150) unless a current form is on file. Include your best estimate of the other party's income. Check at least one of the following.)
- a. ☐ I knowingly give up forever any right to receive spousal or partner support.
- b. ☐ I ask the court to reserve jurisdiction to award spousal or partner support in the future to:
☐ Petitioner ☐ Respondent
- c. ☐ I ask the court to terminate forever spousal or partner support for: ☐ Petitioner ☐ Respondent
- d. ☐ Spousal support or domestic partner support should be ordered as set forth in the proposed *Judgment* (form FL-180) based on the factors described in:
☐ Spousal or Partner Support Declaration Attachment (form FL-157)
☐ written agreement
☐ attached declaration (Attachment 8d)
- e. ☐ Family support should be ordered as set forth in the proposed *Judgment* (form FL-180).
- f. ☐ Other (specify):

PETITIONER: RESPONDENT:	CASE NUMBER:
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9. ☐ **Parentage** of the children of the petitioner and respondent born prior to their marriage or domestic partnership should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. ☐ A voluntary declaration of parentage or paternity is attached.
- b. ☐ Parentage was previously established by the court in (*county*):
The case number is (*specify*):
☐ The written agreement of the parties regarding parentage is attached here (Attachment 9b) or to the proposed *Judgment* (form FL-180).
10. ☐ **Attorney fees** should be ordered as set forth in the proposed *Judgment* (form FL-180).
☐ The facts in support of this request are on *Request for Attorney's Fees and Costs Attachment* (form FL-319).
☐ Other (*specify facts below*):

11. ☐ The judgment should be entered nunc pro tunc for the following reasons (*specify*):

12. ☐ Petitioner ☐ Respondent requests restoration of the former name as set forth in the proposed *Judgment* (form FL-180) (*proceedings for dissolution or nullity of marriage only*).
13. Irreconcilable differences have led to the irremediable breakdown of the marriage or domestic partnership, and there is no possibility of saving the marriage or domestic partnership through counseling or other means.
14. This declaration may be reviewed by a commissioner sitting as a temporary judge, who may determine whether to grant this request or require my appearance under Family Code section 2336.

STATEMENTS IN THIS BOX APPLY ONLY TO DISSOLUTIONS

15. If this is a dissolution of a marriage or domestic partnership created in another state, the petitioner or the respondent has been a resident of this county for at least three months and of the state of California for at least six months continuously and immediately preceding the date of the filing of the petition for dissolution of marriage or domestic partnership.
16. I ask that the court grant the request for a judgment of dissolution of marriage or domestic partnership based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (form FL-180) submitted with this declaration.
17. ☐ **Status only judgment:** This declaration is only for the termination of marital or domestic partner status. I ask the court to reserve jurisdiction over all other issues not requested in this declaration for later determination.

THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS

18. I ask that the court grant the request of a judgment for legal separation based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (form FL-180) submitted with this declaration.
- I understand that a judgment of legal separation does not terminate a marriage or domestic partnership, and that I am still married or a partner in a domestic partnership.**

19. ☐ Other (*specify*):

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 DECLARANT)

CASE NAME:

CASE NO:

ATTACHMENT #19 TO THE DECLARATION FOR DEFAULT (FL-170)

We were married on _____ and separated on _____.

We have _____ minor child(ren) from this relationship and their names and dates of birth are:

1. _____, Date of birth: _____
2. _____, Date of birth: _____
3. _____, Date of birth: _____
4. _____, Date of birth: _____

Property Division:

Petitioner requests the court make the following orders regarding community assets/debts:

- ☐ There are no property issues before this Court.
- ☐ Each party shall be awarded all personal property in his/her possession.
- ☐ Petitioner requests to be awarded the following assets and debts:
(List all property, debts, retirement plans, 401k, etc... to be awarded to petitioner)

- ☐ Respondent to be awarded the following assets and debts:
(List all property, debts, retirement plans, 401k, etc... to be awarded to respondent)

Petitioner requests the court confirm the following as the parties separate assets and/or debts:

- ☐ The following assets and/or debts are confirmed to Petitioner as his/her separate property:

CASE NAME:

CASE NO:

☐ The following assets and/or debts are confirmed to Respondent as his/her separate property:

Other:

Dated:

Signed: _____

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
MARRIAGE OR PARTNERSHIP OF PETITIONER: RESPONDENT:	
<div style="text-align: center; font-weight: bold;">JUDGMENT</div> <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY </div> <div style="margin-left: 20px;"> <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues </div> Date marital or domestic partnership status ends: _____	CASE NUMBER: _____

1. ☐ This judgment ☐ contains personal conduct restraining orders ☐ modifies existing restraining orders.
 The restraining orders are contained on page(s) _____ of the attachment. They expire on (date): _____
2. This proceeding was heard as follows: ☐ Default or uncontested ☐ By declaration under Family Code section 2336
☐ Contested ☐ Agreement in court
 - a. Date: _____ Dept.: _____ Room: _____
 - b. Judicial officer (name): _____ ☐ Temporary judge
 - c. ☐ Petitioner present in court ☐ Attorney present in court (name): _____
 - d. ☐ Respondent present in court ☐ Attorney present in court (name): _____
 - e. ☐ Claimant present in court (name): _____ ☐ Attorney present in court (name): _____
 - f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): _____
 - a. ☐ The respondent was served with process.
 - b. ☐ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☐ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
 - (1) ☐ on (specify date): _____
 - (2) ☐ on a date to be determined on noticed motion of either party or on stipulation.
- b. ☐ Judgment of legal separation is entered.
- c. ☐ Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify): _____
- d. ☐ This judgment will be entered nunc pro tunc as of (date): _____
- e. ☐ Judgment on reserved issues.
- f. The ☐ petitioner's ☐ respondent's former name is restored to (specify): _____
- g. ☐ Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.
- h. ☐ This judgment contains provisions for child support or family support. Each party must complete and file with the court a *Child Support Case Registry Form* (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The *Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order* (form FL-192) is attached.

CASE NAME (Last name, first name of each party): 	CASE NUMBER:
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4. i. ☐ The children of this marriage or domestic partnership are:
- (1) ☐ Name _____ Birthdate _____
- (2) ☐ Parentage is established for children of this relationship born prior to the marriage or domestic partnership
- j. ☐ Child custody and visitation (parenting time) are ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).
- (2) ☐ *Child Custody and Visitation Order Attachment* (form FL-341).
- (3) ☐ *Stipulation and Order for Custody and/or Visitation of Children* (form FL-355).
- (4) ☐ Previously established in another case. Case number: _____ Court: _____
- k. ☐ Child support is ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).
- (2) ☐ *Child Support Information and Order Attachment* (form FL-342).
- (3) ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350).
- (4) ☐ Previously established in another case. Case number: _____ Court: _____
- l. ☐ Spousal, domestic partner, or family support is ordered:
- (1) ☐ Reserved for future determination as relates to ☐ petitioner ☐ respondent
- (2) ☐ Jurisdiction terminated to order spousal or partner support to ☐ petitioner ☐ respondent
- (3) ☐ As set forth in the attached *Spousal, Partner, or Family Support Order Attachment* (form FL-343).
- (4) ☐ As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.
- (5) ☐ Other (specify): _____
- m. ☐ Property division is ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.
- (2) ☐ *Property Order Attachment to Judgment* (form FL-345).
- (3) ☐ Other (specify): _____
- n. ☐ Attorney fees and costs are ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.
- (2) ☐ *Attorney Fees and Costs Order* (form FL-346).
- (3) ☐ Other (specify): _____
- o. ☐ Other (specify): _____

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date: _____

JUDICIAL OFFICER

5. Number of pages attached: _____

☐ SIGNATURE FOLLOWS LAST ATTACHMENT

NOTICE

Dissolution or legal separation may automatically cancel the rights of a spouse or domestic partner under the other spouse's or domestic partner's will, trust, retirement 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 property interest. It does not automatically cancel the rights of a spouse or domestic partner as beneficiary of the other spouse's or domestic partner'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.

A debt or obligation may be assigned to one party as part of the dissolution of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment may be issued without additional proof if child, family, partner, or spousal support is ordered.

Any party required to pay support must pay interest on overdue amounts at the "legal rate," which is currently 10 percent.

NOTICE OF RIGHTS AND RESPONSIBILITIES REGARDING CHILD SUPPORT

Childcare and Health Care Costs and Reimbursement Procedures

Your child support order may include a provision for payment of childcare or uninsured health care costs. Childcare costs may be included as part of the monthly child support payment or reimbursable as a percentage of the costs. If the childcare costs are included as part of the monthly child support payment, you must pay that amount each month until the court changes (modifies) the child support order. If you need to change your child support order because there has been a change in the cost of childcare, see page 2.

If you have a child support order that includes a provision for the reimbursement of a percentage of childcare costs or a portion of the child's or children's health care costs and those costs are not paid by insurance, the **law says**:

1. **Notice.** You must give the other parent an itemized statement of the charges that have been billed for any childcare costs or health care costs not paid by insurance. You must give this statement to the other parent within a reasonable time, but no more than 90 days after those costs were given to you.
2. **Proof of full payment.** If you have already paid all of the childcare costs or uninsured health care costs, you must (1) give the other parent proof that you paid them and (2) ask for reimbursement for the other parent's court-ordered share of those costs.
3. **Proof of partial payment.** If you have paid only your share of the childcare costs or uninsured health care costs, you must (1) give the other parent proof that you paid your share, (2) ask that the other parent pay his or her share of the costs directly to the childcare or health care provider, and (3) give the other parent the information necessary for that parent to be able to pay the bill.
4. **Payment by notified parent.** If you receive notice from a parent that a childcare or uninsured health care cost has been incurred, you must pay your share of that cost within the time the court orders; or if the court has not specified a period of time, you must make payment (1) within 30 days from the time you were given notice of the amount due, (2) according to any payment schedule set by the health care provider, (3) according to a schedule agreed to in writing by you and the other parent, or (4) according to a schedule adopted by the court.
5. **Going to court.** Sometimes parents get into disagreements about childcare and health care costs. If you and the other parent cannot resolve the situation after talking about it, you can request that the court make a decision.
 - a. **Disputed requests for payment.** If you dispute a request for payment made by the other parent, you may file a request for the court to resolve the dispute, but only if you pay the requested amount before filing your request.
 - b. **Nonpayment.** If you claim that the other parent has failed to pay you back for a payment, or they have failed to make a payment to the provider after proper notice, you may file a request for the court to resolve the dispute.
 - c. **Paid charges.** The court will presume that if uninsured health care costs or childcare costs for employment or necessary training for job skills have been paid, those costs were reasonable. If you want to dispute paid charges, you will have to show the court that the costs were unreasonable.
 - d. **Attorney's fees.** If the court decides one parent has been unreasonable, it can order that parent to pay the other parent's attorney's fees and costs.
 - e. **Court forms.** Use forms [FL-300](#) and [FL-490](#) to get a court date. See form [FL-300-INFO](#) for information about completing, filing, and serving your court papers.
6. **Court-ordered insurance coverage.** If a parent provides health care insurance as ordered by the court, that insurance must be used at all times to the extent that it is available for health care costs.
 - a. **Burden to prove.** The parent claiming that the coverage is inadequate to meet the child's needs has the burden of proving that to the court.
 - b. **Cost of additional coverage.** If a parent purchases health care insurance in addition to that ordered by the court, that parent must pay all the costs of the additional coverage. In addition, if a parent uses alternative coverage that costs more than the coverage provided by court order, that parent must pay the difference.
7. **Preferred health providers.** If the court-ordered coverage designates a preferred health care provider, that provider must be used at all times consistent with the terms of the health insurance policy. When any parent uses a health care provider other than the preferred provider, any health care costs that would have been paid by the preferred health provider if that provider had been used must be the sole responsibility of the parent incurring those costs.
8. **Need help?** Contact the [family law facilitator](#) in your county or call your county's bar association and ask for an experienced family lawyer.

Information Sheet on Changing a Child Support Order

General Info

The court has made a child support order in your case. This order will remain the same unless one of the parents requests that the support be changed (modified). An order for child support can be modified by filing a request to change child support and serving the other parent. If both parents agree on a new child support amount, they can complete, sign, and file with the court a *Stipulation to Establish or Modify Child Support and Order* (form [FL-350](#)). (**Note:** If the local child support agency is involved in your case, it must be served with any request to change child support and approve any agreement.)

Online Self-Help Guide

For more information about how child support works, visit: <https://selfhelp.courts.ca.gov/child-support>.

When a Child Support Order May Be Changed

The court considers several things when ordering the payment of child support.

- First, the number of children is considered, along with the percentage of time each parent has physical custody of the children.
- Next, the net disposable incomes of both parents are determined (which is how much money is left each month after taxes and certain other items like health insurance, union dues, or other child support ordered and paid are subtracted from a parent's paycheck). The court can also look at a parent's earning ability.
- The court considers both parents' tax filing status and may consider hardships, such as the cost of raising the parent's child from another relationship who lives with the parent.

A parent can request to change an existing order for child support when circumstances change significantly. For example if the net disposable income of one of the parents changes, parenting time changes, or a new child is born.

Examples

- You have been ordered to pay \$500 per month in child support. You lose your job. You will continue to owe \$500 per month, plus 10 percent interest on any unpaid support, unless you file a motion to modify your child support to a lower amount and the court orders a reduction.
- You are currently receiving \$300 per month in child support from the other parent, whose net income has just increased substantially. You will continue to receive \$300 per month unless you file a motion to modify your child support to a higher amount and the court orders an increase.
- You are paying child support based on having physical custody of your children 30 percent of the time. After several months it turns out that you actually have physical custody of the children 50 percent of the time. You may file a motion to modify child support to a lower amount.

How to Change a Child Support Order

To change a child support order, you must file papers with the court. *Remember:* You must follow the order you have now.

What forms do I need?

If you are asking to change a child support order, you must fill out one of these forms:

- Form [FL-300](#), *Request for Order* or
- Form [FL-390](#), *Notice of Motion and Motion for Simplified Modification of Order for Child, Spousal, or Family Support*

You must also fill out one of these forms, and attach proof of income for the past two months (like your paycheck stubs):

- Form [FL-150](#), *Income and Expense Declaration* or
- Form [FL-155](#), *Financial Statement (Simplified)*

What if I am not sure which forms to fill out?

Contact the family law facilitator in your county. You can find them here: www.courts.ca.gov/selfhelp-facilitators.htm.

After you fill out the forms, file them with the court clerk and ask for a hearing date. Write the hearing date on the form. The clerk may ask you to pay a filing fee. If you cannot afford the fee, fill out these forms, too:

- Form [FW-001](#), *Request to Waive Court Fees* and
- Form [FW-003](#), *Order on Court Fee Waiver (Superior Court)*

You must serve the other parent. If the local child support agency is involved, serve it too.

- This means someone 18 or over—not you—must deliver copies of your filed court forms to the other parent, at least **16 court days** before the hearing. Add **5 calendar days** if delivered by mail within California (see Code of Civil Procedure section 1005 for other situations).
- **Court days** are weekdays when the court is open for business (Monday through Friday except court holidays). **Calendar days** include all days of the month, including weekends and holidays. To find court holidays, go to: www.courts.ca.gov/holidays.htm.

Blank copies of both of these forms must also be served:

- Form [FL-320](#), *Responsive Declaration to Request for Order*
- Form [FL-150](#), *Income and Expense Declaration*

Then the server fills out and signs a *Proof of Service*. Take this form, plus one copy, to the clerk and file it at least one week before your hearing.

Go to your hearing and ask the judge to change the support. Bring your tax returns from the last two years and your proof of income for the past two months (like your paycheck stubs). The judge will look at your information, listen to both parents, and make an order. After the hearing, fill out:

- Form [FL-340](#), *Findings and Order After Hearing* and
- Form [FL-342](#), *Child Support Information and Order Attachment*

Need help?

Contact the [family law facilitator](#) in your county or call your county's bar association and ask for an experienced family lawyer.

Information About Child Support for Incarcerated or Confined Parents

1. **Child support.** As of September 27, 2022, child support automatically stops if the parent who has to pay is confined against their will for more than 90 days in a row in jail, prison, juvenile detention, a mental health facility, or other institution.

Exception. Child support does not automatically stop if the parent who has to pay has money available to pay child support.

2. **Past confinement.** Child support also automatically stops during past confinement if it was ordered from October 8, 2015, through December 31, 2019, or January 1, 2021, through September 26, 2022, and the parent who has to pay was confined for more than 90 days in a row during the same time frame.

Exceptions for past confinement. Child support does not automatically stop if the parent who has to pay was in jail or prison for failing to pay child support or for domestic violence against the other parent or the child, or if they had money available to pay support.

3. **Timing.** The date child support automatically restarts will depend on the parent's release date. If you need to change your child support order, see page 2.

a. **If released before January 1, 2024,** child support automatically restarts the first day of the first full month after the parent is released.

b. **If released after January 1, 2024,** child support will automatically restart the first day of the 10th month after the parent is released.

Employment before the 10-month period ends: If the parent who has to pay support starts working before the date child support is set to automatically restart, the person who is owed support or the local child support agency can request the court restart the child support order early. The court may order a different amount of child support if appropriate.

4. **More info.** For more information about child support and incarcerated parents, see Family Code section 4007.5 or go to <https://selfhelp.courts.ca.gov/child-support/incarcerated-parent>.

You can also contact the family law facilitator in your county and can find them here: www.courts.ca.gov/selfhelp-facilitators.htm.

CASE NAME:

CASE NO:

ATTACHMENT 4"O" TO JUDGMENT

THE COURT FINDS THE FOLLOWING:

☐ Petitioner ☐ Respondent has resided in this county for at least three months and in California for at least six months preceding the filing of the Petition for Dissolution of Marriage/Domestic Partnership.

The date of marriage was _____ and the date of separation was _____.

Irreconcilable differences in this marriage have led to the irremediable breakdown of the marriage.

IT IS ORDERED as follows:

1) Child Custody:

☐ The parties have no minor children.

☐ The parties have _____ minor child(ren).

The custody of the minor children shall be awarded as follows:

Child's Name	Birth Date	Legal Custody to:	Physical Custody to:

☐ Primary physical custody of the minor child shall be with the _____.

☐ There is attached hereto and made part hereof, labeled as Exhibit _____ a copy of Family Court Services or other court order, signed and filed by the court on _____. This attachment consisting of _____ pages is incorporated and merged into and made part of this judgment as though fully set forth herein.

2) Child Visitation (*Parenting Time*)

☐ The parties have no minor children.

☐ The non-custodial parent shall have the following visitation rights:

a. ☐ Reasonable right of visitation to the party without physical custody.

b. ☐ See the attached _____-page document.

c. ☐ Visitation for the ☐ petitioner ☐ respondent ☐ other (name): _____ will be as follows:

1. ☐ Every weekend starting: _____ from _____ at ☐ a.m. ☐ p.m. until _____ at _____ ☐ a.m. ☐ p.m.

2. ☐ Alternate weekends starting: _____ from _____ at _____ ☐ a.m. ☐ p.m. until _____ at _____ ☐ a.m. ☐ p.m.

CASE NAME:

CASE NO:

3. ☐ Weekdays from starting: _____ from _____ at _____ ☐ a.m. ☐ p.m.
until _____ at _____ ☐ a.m. ☐ p.m. and ending: _____ ☐ a.m. ☐ p.m.

d. ☐ No Visitation (parenting time)

e. Other (*specify*): _____

3) Restrictions:

☐ Supervised: ☐ Visitation/ ☐ Exchange of the children shall be done through the following:

Agency: _____ Address: _____

Phone: _____

Cost of Supervised Visitation or Supervised Exchange shall be paid as follows: _____ % by the

☐ petitioner ☐ respondent ☐ Other parent/party (*name*): _____

☐ Visitation shall be supervised by (*name*): _____

☐ Travel with children. The ☐ Petitioner ☐ Respondent must have written permission from
the other parent or a court order to take the children out of:

a. ☐ the State of California

b. ☐ the following counties (*specify*): _____

c. ☐ other places (*specify*): _____

4) Family Code Section 3048

a. This Court has jurisdiction to make orders regarding child custody under the Uniform Child
Custody Jurisdiction and Enforcement Act;

b. Notice and opportunity to be heard were given to the responding party/parties as provided by
the laws of the State of California;

c. A violation of this order may subject the party in violation to civil or criminal penalties, or
both;

d. The country of habitual residence of the child is the United States of America;

e. The Court has considered the factors set forth in the Family Code Section 3048(b)(1) and
finds that there ☐ is ☐ is not a risk of abduction of the child(ren) by either parent.

5) Child Support:

☐ The issue of child support is reserved.

☐ Previously established in another case. Case number: _____ Court: _____

☐ Other (*specify*): _____

CASE NAME:

CASE NO:

Petitioner and Respondent shall:

- a. Provide and maintain insurance coverage for the child(ren) if it is available through employment, group plan, or otherwise available at no reasonable cost, and shall keep the Department of Child Support Services informed of the availability of the coverage;
- b. If health insurance is not available, provide coverage when it becomes available;
- c. Within 20 days of the Department of Child Support Service's request, complete and return a health insurance form;
- d. Provide to the Department of Child Support Services all information and forms necessary to obtain health care services for the child(ren);
- e. Present any claim to secure payment or reimbursement to the other parent or caretaker who incurs costs for health care services for the child(ren);

Unreimbursed medical, drug, dental, orthodontic, and vision expenses shall be shared equally (one half each) by the Petitioner and Respondent, and the parties shall comply with the provisions of Family Code Section 4063 regarding payment and reimbursement of the unreimbursed costs.

A Health Insurance Coverage Assignment shall issue.

6) Spousal Support

- ☐ No spousal support shall be paid by either party, and the court hereby terminates its jurisdiction to award spousal support in the future.
- ☐ The Court hereby reserves the issue of Spousal Support.
- ☐ The parties hereby waive the right to receive to receive spousal support.

7) Property Division

- ☐ There are no community assets or debts subject to the Court's jurisdiction.
- ☐ Each party shall be awarded all personal property in his/her/their possession.
- ☐ Petitioner shall be awarded the following community assets and/or debts:

Residence located at (address): _____

Legal Description of the residence is attached as Exhibit _____.

Petitioner indemnifies and holds harmless the Respondent in the event the Petitioner defaults on the mortgage payment and the property goes into foreclosure.

Vehicles:

Year: _____ Make: _____ Model: _____ License Plate No. _____

Other Property/Debt: _____

CASE NAME:

CASE NO:

☐ Respondent shall be awarded the following community assets and/or debts.

Residence located at (address): _____

Legal Description of the residence is attached as Exhibit _____.

Respondent indemnifies and holds harmless the Petitioner in the event the Respondent defaults on the mortgage payment and the property goes into foreclosure.

Vehicles:

Year: _____ Make: _____ Model: _____ License Plate No. _____

Other Property/Debt: _____

Confirmation of Separate Property/Debts:

☐ Petitioner is awarded the following as his/her/their sole and separate property:

☐ Respondent is awarded the following as his/her/their sole and separate property:

8) Attorney's Fees

No attorney's fees shall be paid to either party.

9) Other Orders: _____

☐ Each party is ordered to execute any documents to effectuate this order.

IT IS SO ORDERED.

DATED:

JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) : TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional) : _____ ATTORNEY FOR (Name) : _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER: RESPONDENT:	
NOTICE OF ENTRY OF JUDGMENT	CASE NUMBER:

You are notified that the following judgment was entered on (date) :

1. ☐ Dissolution
2. ☐ Dissolution - status only
3. ☐ Dissolution - reserving jurisdiction over termination of marital status or domestic partnership
4. ☐ Legal separation
5. ☐ Nullity
6. ☐ Parent-child relationship
7. ☐ Judgment on reserved issues
8. ☐ Other (specify) :

Date:

Clerk, by _____, Deputy

-NOTICE TO ATTORNEY OF RECORD OR PARTY WITHOUT ATTORNEY-

Under the provisions of Code of Civil Procedure section 1952, if no appeal is filed the court may order the exhibits destroyed or otherwise disposed of after 60 days from the expiration of the appeal time.

STATEMENT IN THIS BOX APPLIES ONLY TO JUDGMENT OF DISSOLUTION

Effective date of termination of marital or domestic partnership status(specify) :

WARNING: Neither party may remarry or enter into a new domestic partnership until the effective date of the termination of marital or domestic partnership status, as shown in this box.

CLERK'S CERTIFICATE OF MAILING

I certify that I am not a party to this cause and that a true copy of the *Notice of Entry of Judgment* was mailed first class, postage fully prepaid, in a sealed envelope addressed as shown below, and that the notice was mailed

at (place) : _____, California, on (date) :

Date:

Clerk, by _____, Deputy

____ Name and address of petitioner or petitioner's attorney ____

____ Name and address of respondent or respondent's attorney ____

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	COURT PERSONNEL: STAMP DATE RECEIVED HERE DO NOT FILE
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	
CHILD SUPPORT CASE REGISTRY FORM <input type="checkbox"/> Mother <input type="checkbox"/> First form completed <input type="checkbox"/> Father <input type="checkbox"/> Change to previous information	CASE NUMBER:

**THIS FORM WILL NOT BE PLACED IN THE COURT FILE. IT WILL BE
MAINTAINED IN A CONFIDENTIAL FILE WITH THE STATE OF CALIFORNIA.**

Notice: Pages 1 and 2 of this form must be completed and delivered to the court along with the court order for support. Pages 3 and 4 are instructional only and do not need to be delivered to the court. If you did not file the court order, you must complete this form and deliver it to the court within 10 days of the date on which you received a copy of the support order. Any later change to the information on this form must be delivered to the court on another form within 10 days of the change. It is important that you keep the court informed in writing of any changes of your address and telephone number.

1. Support order information (*this information is on the court order you are filing or have received*).
 - a. Date order filed:
 - b. ☐ Initial child support or family support order ☐ Modification
 - c. Total monthly base current child or family support amount ordered for children listed below, plus any monthly amount ordered payable on past-due support:

<u>Child Support:</u>	<u>Family Support:</u>	<u>Spousal Support:</u>
(1) <input type="checkbox"/> Current \$ base child support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ base family support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order	<input type="checkbox"/> Current \$ spousal support: <input type="checkbox"/> Reserved order <input type="checkbox"/> \$0 (zero) order
(2) <input type="checkbox"/> Additional \$ monthly support:	<input type="checkbox"/> Additional \$ monthly support:	
(3) <input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:	<input type="checkbox"/> Total \$ past-due support:
(4) <input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:	<input type="checkbox"/> Payment \$ on past-due support:
(5) <input type="checkbox"/> Wage withholding was <input type="checkbox"/> ordered <input type="checkbox"/> ordered but stayed until (date) :		
2. Person required to pay child or family support (name):
Relationship to child (specify):
3. Person or agency to receive child or family support payments (name):
Relationship to child (if applicable):

TYPE OR PRINT IN INK

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	CASE NUMBER:
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4. The child support order is for the following children:

	<u>Child's name</u>	<u>Date of birth</u>	<u>Social security number</u>
a.			
b.			
c.			

☐ Additional children are listed on a page attached to this document.

You are required to complete the following information about yourself. You are not required to provide information about the other person, but you are encouraged to provide as much as you can. This form is confidential and will not be filed in the court file. It will be maintained in a confidential file with the State of California.

5. Father's name:

- a. Date of birth:
- b. Social security number:
- c. Street address:

City, state, zip code:

d. Mailing address:

City, state, zip code:

e. Driver's license number:

State:

f. Telephone number:

g. ☐ Employed ☐ Not employed ☐ Self-employed

Employer's name:

Street address:

City, state, zip code:

Telephone number:

6. Mother's name:

- a. Date of birth:
- b. Social security number:
- c. Street address:

City, state, zip code:

d. Mailing address:

City, state, zip code:

e. Driver's license number:

State:

f. Telephone number:

g. ☐ Employed ☐ Not employed ☐ Self-employed

Employer's name:

Street address:

City, state, zip code:

Telephone number:

7. ☐ A restraining order, protective order, or nondisclosure order due to domestic violence is in effect.

- a. The order protects: ☐ Father ☐ Mother ☐ Children
- b. From: ☐ Father ☐ Mother
- c. The restraining order expires on (date) :

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 PERSON COMPLETING THIS FORM)
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INFORMATION SHEET FOR CHILD SUPPORT CASE REGISTRY FORM

(Do NOT deliver this Information Sheet to the court clerk.)

Please follow these instructions to complete the *Child Support Case Registry Form* (form FL-191) if you do not have an attorney to represent you. Your attorney, if you have one, should complete this form.

Both parents must complete a *Child Support Case Registry Form*. The information on this form will be included in a national database that among other things, is used to locate absent parents. When you file a court order, you must deliver a completed form to the court clerk along with your court order. If you did not file a court order, you must deliver a completed form to the court clerk **WITHIN 10 DAYS** of the date you received a copy of your court order. If any of the information you provide on this form changes, you must complete a new form and deliver it to the court clerk within 10 days of the change. The address of the court clerk is the same as the one shown for the superior court on your order. This form is confidential and will not be filed in the court file. It will be maintained in a confidential file with the State of California.

INSTRUCTIONS FOR COMPLETING THE *CHILD SUPPORT CASE REGISTRY FORM* (TYPE OR PRINT IN INK):

If the top section of the form has already been filled out, skip down to number 1 below. If the top section of the form is blank, you must provide this information.

Page 1, first box, top of form, left side: Print your name, address, telephone number, fax number, and e-mail address, if any, in this box. Attorneys must include their State Bar identification numbers.

Page 1, second box, top of form, left side: Print the name of the county and the court's address in this box. Use the same address for the court that is on the court order you are filing or have received.

Page 1, third box, top of form, left side: Print the names of the petitioner/plaintiff, respondent/defendant, and other parent in this box. Use the same names listed on the court order you are filing or have received.

Page 1, fourth box, top of form, left side: Check the box indicating whether you are the mother or the father. If you are the attorney for the mother, check the box for mother. If you are the attorney for the father, check the box for father. Also, if this is the first time you have filled out this form, check the box by "First form completed." If you have filled out form FL-191 before, and you are changing any of the information, check the box by "Change to previous information."

Page 1, first box, right side: Leave this box blank for the court's use in stamping the date of receipt.

Page 1, second box, right side: Print the court case number in this box. This number is also shown on the court papers.

Instructions for numbered paragraphs:

1. a. Enter the date the court order was filed. This date is shown in the "COURT PERSONNEL: STAMP DATE RECEIVED HERE" box on page 1 at the top of the order on the right side. If the order has not been filed, leave this item blank for the court clerk to fill in.
- b. If the court order you filed or received is the first child or family support order for this case, check the box by "Initial child support or family support order." If this is a change to your order, check the box by "Modification."
- c. Information regarding the amount and type of support ordered and wage withholding is on the court order you are filing or have received.
 - (1) If your order provides for any type of current support, check all boxes that describe that support. For example, if your order provides for both child and spousal support, check both of those boxes. If there is an amount, put it in the blank provided. If the order says the amount is reserved, check the "Reserved order" box. If the order says the amount is zero, check the "\$0 (zero) order" box. Do not include child care, special needs, uninsured medical expenses, or travel for visitation here. These amounts will go in (2). Do NOT complete the Child Support Case Registry form if you receive spousal support only.
 - (2) If your order provides for a set monthly amount to be paid as additional support for such needs as child care, special needs, uninsured medical expenses or travel for visitation check the box in Item 2 and enter the monthly amount. For example, if your order provides for base child support and in addition the paying parent is required to pay \$300 per month, check the box in item 2 underneath the "Child Support" column and enter \$300. Do NOT check this box if your order provides only for a payment of a percentage, such as 50% of the childcare.

- (3) If your order determined the amount of past due support, check the box in Item 3 that states the type of past due support and enter the amount. For example, if the court determined that there was \$5000 in past due child support and \$1000 in past due spousal support, you would check the box in item 3 in the "Child Support" column and enter \$5000 and you would also check the box in item 3 in the "Spousal Support" column and enter \$1000.
- (4) If your order provides for a specific dollar amount to be paid towards any past due support, check the box in item 4 that states the type of past due support and enter the amount. For example, the court ordered \$350 per month to be paid on the past due child support, you would check the box in Item 4 in the "Child Support" column and enter \$350.
- (5) Check the "ordered" box if wage withholding was ordered with no conditions. Check the box "ordered but stayed until" if wage withholding was ordered but is not to be deducted until a later date. If the court delayed the effective date of the wage withholding, enter the specific date. Check only one box in this item.
2. a. Write the name of the person who is supposed to pay child or family support.
- b. Write the relationship of that person to the child.
3. a. Write the name of the person or agency supposed to receive child or family support payments.
- b. Write the relationship of that person to the child.
4. List the full name, date of birth, and social security number for each child included in the support order. If there are more than five children included in the support order, check the box below item 4e and list the remaining children with dates of birth and social security numbers on another sheet of paper. Attach the other sheet to this form.

The local child support agency is required, under section 466(a)(13) of the Social Security Act, to place in the records pertaining to child support the social security number of any individual who is subject to a divorce decree, support order, or paternity determination or acknowledgment. This information is mandatory and will be kept on file at the local child support agency.

Top of page 2, box on left side: Print the names of the petitioner/plaintiff, respondent/defendant, and other parent in this box. Use the same names listed on page 1.

Top of page 2, box on right side: Print your court case number in this box. Use the same case number as on page 1, second box, right side.

You are required to complete information about yourself. If you know information about the other person, you may also fill in what you know about him or her.

5. If you are the father in this case, list your full name in this space. See instructions for a-g under item 6 below.
6. If you are the mother in this case, list your full name in this space.
- a. List your date of birth.
- b. Write your social security number.
- c. List the street address, city, state, and zip code where you live.
- d. List the street address, city, state, and zip code where you want your mail sent, if different from the address where you live.
- e. Write your driver's license number and the state where it was issued.
- f. List the telephone number where you live.
- g. Indicate whether you are employed, not employed, self-employed, or by checking the appropriate box. If you are employed, write the name, street address, city, state, zip code, and telephone number where you work.
7. If there is a restraining order, protective order, or nondisclosure order, check this box.
- a. Check the box beside each person who is protected by the restraining order.
- b. Check the box beside the parent who is restrained.
- c. Write the date the restraining order expires. See the restraining order, protective order, or nondisclosure order for this date.

If you are in fear of domestic violence, you may want to ask the court for a restraining order, protective order, or nondisclosure order.

You must type or print your name, fill in the date, and sign the *Child Support Case Registry Form* under penalty of perjury. When you sign under penalty of perjury, you are stating that the information you have provided is true and correct.