

Superior Court of Washington, County of \_\_\_\_\_

In re the domestic partnership of:

Petitioner *(person who started this case)*:

\_\_\_\_\_

And Respondent *(other domestic partner)*:

\_\_\_\_\_

No. \_\_\_\_\_

Petition to Invalidate (Annul) Registered  
Domestic Partnership  
(PTIN)

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## Petition to Invalidate (Annul) Registered Domestic Partnership

*Use this form only if your domestic partnership was registered with a state (not a city or county).*

*Do not use this form if you are married or have a state registered domestic partnership that converted into a marriage by law on June 30, 2014. Use the Petition to Invalidate (Annul) Marriage, form FL Divorce 205, instead.*

### 1. Information about the parties

Petitioner lives in *(county)*: \_\_\_\_\_ *(state)*: \_\_\_\_\_

Respondent lives in *(county)*: \_\_\_\_\_ *(state)*: \_\_\_\_\_

### 2. Information about the domestic partnership *(check all that apply)*:

We registered our domestic partnership in the State of: \_\_\_\_\_ on *(date)*: \_\_\_\_\_.

At that time, we lived in *(city and state)*: \_\_\_\_\_.

We currently live in the same household.

We began living in separate households on *(date)*: \_\_\_\_\_.

### 3. Request to invalidate

I ask the court to invalidate (annul) our domestic partnership because *(check all that apply)*:

We are close relatives who are not allowed to become registered domestic partners under the law. *(RCW 26.60.030)*

- We did not meet the age requirements for a domestic partnership because at the time we registered (*check all that apply*):
  - one of us was under age 18.
  - we were both under age 62.
- One or both of us was legally married to or the registered domestic partner of another person at the time we registered our domestic partnership with each other.
- At the time we registered, one or both of us was unable to understand what it meant (lacked capacity to consent) either because of mental incapacity or the influence of alcohol, drugs, or other substances. We did not voluntarily live together as a couple (cohabit) after we both were able to understand and agree to be registered domestic partners.
- One of us agreed to become registered domestic partners because of pressure, force or fraud. We did not voluntarily live together as a couple (cohabit) after the pressure or force stopped, or after finding out about the fraud.
- We did not register our domestic partnership in Washington state. According to the laws of the place we registered our domestic partnership, our domestic partnership is void or voidable. We have not done anything to validate our domestic partnership according to the laws of:
  - the place where we registered, or
  - any place where we lived after leaving the place where we registered.

#### 4. Jurisdiction over the partners

The court has personal jurisdiction over the domestic partnership because at least one of the partners lives in Washington State, or is stationed in this state as a member of the armed forces.

- The court **has** jurisdiction over the Respondent because (*check all that apply*):
  - The Respondent lives in Washington State.
  - The Petitioner and Respondent lived in Washington State while they were registered domestic partners, and the Petitioner still lives in this state or is stationed in this state as a member of the armed forces.
  - The Petitioner and Respondent may have conceived a child together in this state.
  - Other (*specify*): \_\_\_\_\_
- The court does **not** have personal jurisdiction over the Respondent. (*This may limit the court's ability to divide property and debts, award money, set child support or maintenance, or approve a restraining order or protection order.*)

#### 5. Is one of the partners pregnant?

(*Check one*):

- No     Yes

If Yes, who is pregnant?

- Petitioner

**Note:** The law considers the other partner to be the parent of any child born during the registered domestic partnership or within 300 days after it ends. If the other partner is not the parent, either partner may file a *Petition to Disprove Parentage of Presumed Parent* (form FL Parentage 355) in court. In most cases, the deadline to file the *Petition to Disprove* is before the child turns four. (See RCW 26.26.116, 26.26.500 – 26.26.625.)

Respondent

If everyone agrees, both partners and the child's biological father can sign an *Acknowledgment (and Denial) of Paternity*. Those forms must be notarized and filed with the Washington State Registrar of Vital Statistics to be valid.

## 6. Children of the domestic partnership

- My domestic partner and I have **no** children together who are still dependent. (*Skip to 7.*)
- My domestic partner and I have the following children together who are still dependent (*only list children you and your partner have together, not children from other relationships*):

Child's name	Age	Child's name	Age
1.		4.	
2.		5.	
3.		6.	

### a. Children's home/s

During the past 5 years have any of the children lived:

- on an Indian reservation,
- outside Washington state,
- in a foreign country, or
- with anyone who is not a party to this case?

No. (*Skip to b.*)

Yes. (*Fill out below to show where each child has lived during the last 5 years.*)

Dates	Children	Lived with	In which state, Indian reservation, or foreign country
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	

### b. Other people with a legal right to spend time with a child

Do you know of anyone besides you and your partner who has (or claims to have) a legal right to spend time with any of the children?

(Check one):  No. (Skip to c.)  Yes. (Fill out below.)

Name of person	Children this person may have the right to spend time with
	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):
	<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):

**c. Other court cases involving a child**

Do you know of any court cases involving any of the children?

(Check one):  No. (Skip to 7.)  Yes. (Fill out below.)

Kind of case (Family Law, Criminal, Protection Order, Juvenile, Dependency, Other)	County and State	Case number and year	Children
			<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):
			<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):
			<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):
			<input type="checkbox"/> All children <input type="checkbox"/> (Name/s):

**7. Jurisdiction over the children** (RCW 26.27.201 – .221, .231, .261, .271)

Does not apply. My domestic partner and I have **no** children together who are still dependent.

The court **can** approve a *Parenting Plan* for the children my domestic partner and I have together because (check all that apply; if a box applies to all of the children, you may write “the children” instead of listing names):

**Exclusive, continuing jurisdiction** – A Washington court has already made a custody order or parenting plan for the children, and the court still has authority to make other orders for (children’s names): \_\_\_\_\_.

**Home state jurisdiction** – Washington is the children’s home state because (check all that apply):

(Children’s names): \_\_\_\_\_ lived in Washington with a parent or someone acting as a parent for at least the 6 months just before this case was filed, or if the children are less than 6 months old, they have lived in Washington with a parent or someone acting as a parent since birth.

- There were times the children were not in Washington in the 6 months just before this case was filed (or since birth if they are less than 6 months old), but those were temporary absences.
- (*Children's names*): \_\_\_\_\_ do not live in Washington right now, but Washington was the children's home state some time in the 6 months just before this case was filed, and a parent or someone acting as a parent of the children still lives in Washington.
- (*Children's names*): \_\_\_\_\_ do not have another home state.
- No home state or home state declined** – No court of any other state (or tribe) has the jurisdiction to make decisions for (*children's names*): \_\_\_\_\_, **or** a court in the children's home state (or tribe) decided it is better to have this case in Washington **and**:
- The children and a parent or someone acting as a parent have ties to Washington beyond just living here; **and**
  - There is a lot of information (substantial evidence) about the children's care, protection, education and relationships in this state.
- Other state declined** – The courts in other states (or tribes) that might be (*children's names*): \_\_\_\_\_'s home state have refused to take this case because it is better to have this case in Washington.
- Temporary emergency jurisdiction** – The court can make decisions for (*children's names*): \_\_\_\_\_ because the children are in this state now **and** were abandoned here **or** need emergency protection because the children (or the children's parent, brother or sister) were abused or threatened with abuse. (*Check one*):
- A custody case involving the children was filed in the children's home state (*name of state or tribe*): \_\_\_\_\_. Washington should take temporary emergency jurisdiction over the children until the Petitioner can get a court order from the children's home state (or tribe).
  - There is **no** valid custody order or open custody case in the children's home state (*name of state or tribe*): \_\_\_\_\_. If no case is filed *in the children's home state (or tribe)* by the time the children have been in Washington for 6 months, (*date*): \_\_\_\_\_, Washington should have final jurisdiction over the children.
- Other reason (*specify*): \_\_\_\_\_
- The court **cannot** approve a *Parenting Plan* because the court does not have jurisdiction over the children.

## 8. Parenting Plan

- My domestic partner and I have **no** children together who are still dependent.
- I ask the court to order a *Parenting Plan* for the children my partner and I have together. I will file and serve my proposed *Parenting Plan* (form FL All Family 140) (*check one*):
- at the same time as this *Petition*.
  - later.

- The court **cannot** approve a *Parenting Plan* because the court does not have jurisdiction over the children.

## 9. Child Support

- My domestic partner and I have **no** children together who are still dependent.
- Court Order** – I ask the court to order child support (including medical support) according to state law for the children my partner and I have together. (*You may ask for a court order of child support even if there is already an administrative order. The court order will replace the administrative order to the extent the court order is different.*)
- I ask the court to order my partner to pay his/her proportionate share of  
(check all that apply):  day care expenses  
 long-distance transportation expenses  
 education expenses  
 post-secondary (college or vocational school) support  
 other child-related expenses (*specify*): \_\_\_\_\_
- I ask the court to order that tax exemptions for our dependent children be divided as follows (*describe*):  
\_\_\_\_\_
- Administrative Order** – There is no need for the court to make a child support order. The DSHS Division of Child Support (DCS) has already established an administrative child support order for the children my partner and I have together in DCS case number/s: \_\_\_\_\_. I am not asking the court to make a different child support order.  
*DCS child support orders do not cover tax exemptions or post-secondary (college or vocational school) support. Because these issues are not in the administrative order, I ask the court to order (check all that apply):*
- tax exemptions for our dependent children be divided as follows (*describe*):  
\_\_\_\_\_
- my partner to pay his/her proportionate share of post-secondary (college or vocational school) support.

## 10. Children from other relationships

- Neither domestic partner has children from other relationships who are still dependent.
- I have the following dependent children who are not from this relationship (*list name/s and age/s*): \_\_\_\_\_
- My domestic partner has the following dependent children who are not from this relationship (*list name/s and age/s*): \_\_\_\_\_

## 11. Written Agreements

*Have you and your partner signed a prenuptial agreement, separation contract or community property agreement?*

(Check one):  No. (*Skip to 12.*)  Yes. (*Fill out below.*)

Type of written agreement: \_\_\_\_\_

Date of written agreement: \_\_\_\_\_

Should the court enforce this agreement?

(Check one):  Yes  No

If No, why not? \_\_\_\_\_

**12. Real Property** (land or home)

- Neither partner owns any real property.
- I ask the court to divide the real property according to the written agreement described in **11** above.
- I ask the court to divide the real property fairly (equitably), as explained below:

Real Property Address	Tax Parcel Number	Who should own this property?
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

- I ask the court to divide the real property fairly (equitably) as the court decides.
- The court does not have jurisdiction to divide the real property.
- Other (*specify*): \_\_\_\_\_

**13. Personal Property** (possessions, assets or business interests of any kind)

- We have already divided the property fairly. I ask the court to order that each partner will keep any personal property that s/he now has or controls.
- I ask the court to divide the personal property according to the written agreement described in **11** above.
- I ask the court to divide the personal property fairly (equitably), as explained below:

List property ( <i>include vehicles, pensions/retirement, insurance, bank accounts, furniture, businesses, etc. Do not list more than the last four digits of any account number.</i> )	Who should own this property?
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

List property (include vehicles, pensions/retirement, insurance, bank accounts, furniture, businesses, etc. Do not list more than the last four digits of any account number.):	Who should own this property?
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

- I ask the court to divide the personal property fairly (equitably) as the court decides.
- The court does not have jurisdiction to divide the personal property.
- Other: \_\_\_\_\_

**14. Debts**

- I am not aware of any debts.
- I ask the court to order each partner to be responsible for debts s/he incurred (made) after the date of separation.
- I ask the court to divide the debts according to the written agreement described in **11** above.
- I ask the court to make the following orders about debts (*check all that apply*):
  - Each partner is responsible for the debts that are now only in his/her own name.
  - Divide the debts fairly (equitably), as explained below:

Debt Amount	Creditor (person or company owed this debt)	Who should pay this debt?
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

- Divide the debts fairly (equitably) as the court decides.
- The court does not have jurisdiction to divide the debts.



Other: \_\_\_\_\_  
\_\_\_\_\_

**15. Maintenance (Alimony)**

- Maintenance is **not** needed.
- Maintenance **is** needed. The  Petitioner  Respondent has the ability to pay and should pay support:
  - as decided by the court.
  - \$ \_\_\_\_\_ every month until (*date or event*): \_\_\_\_\_  
\_\_\_\_\_.
  - according to the written agreement described in **11** above.
  - other: \_\_\_\_\_  
\_\_\_\_\_.

**16. Fees and Costs**

- No request.
- Order my partner to pay my lawyer's fees, other professional fees, and costs for this case.

**17. Protection Order**

*Do you want the court to issue an Order for Protection as part of the final orders in this case?*

- No.** I do not want an *Order for Protection*.
- Yes.** (*You must file a Petition for Order for Protection, form DV-1.015 for domestic violence, or form UHST-02.0200 for harassment. You may file your Petition for Order for Protection using the same case number assigned to this case.*)

**Important!** *If you need protection now, ask the court clerk about getting a Temporary Order for Protection.*

- There already is an Order for Protection between my partner and me.** (*Describe*):  
Court that issued the order: \_\_\_\_\_  
Case number: \_\_\_\_\_  
Expiration date: \_\_\_\_\_

**18. Restraining Order**

*Do you want the court to issue a Restraining Order as part of the final orders in this case?*

- No.** (*Skip to 19.*)
- Yes.** *Check the type of orders you want:*
  - Do not disturb** – Order the Respondent not to disturb my peace or the peace of any child listed in **6**.



**Petitioner's lawyer (if any) fills out below:**

▶ \_\_\_\_\_  
*Petitioner's lawyer signs here*                      *Print name and WSBA No.*                      *Date*

**Respondent fills out below if he/she agrees to join this Petition:**

I, (name): \_\_\_\_\_, agree to join this *Petition*. I understand that if I fill out and sign below, the court may approve the requests listed in this *Petition* unless I file and serve a *Response* before the court signs final orders. (*Check one*):

- I do not need to be notified about the court's hearings or decisions in this case.
- I ask the Petitioner to notify me about any hearings in this case. (*List an address where you agree to accept legal documents. This may be a lawyer's address or any other address.*)

\_\_\_\_\_

<i>address</i>	<i>city</i>	<i>state</i>	<i>zip</i>
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(*If this address changes before the case ends, you **must** notify all parties and the court in writing. You may use the Notice of Address Change form (FL All Family 120). You must also update your Confidential Information Form (FL All Family 001) if this case involves parentage or child support.*)

▶ \_\_\_\_\_  
*Respondent signs here*                      *Print name*                      *Date*