

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
<b>DOMESTIC PARTNERSHIP OF</b> PETITIONER: RESPONDENT:	
<b>RESPONSE</b> <input type="checkbox"/> <b>and REQUEST FOR</b> <input type="checkbox"/> <b>AMENDED</b> <input type="checkbox"/> <b>Dissolution of</b> <input type="checkbox"/> <b>Domestic Partnership</b> <input type="checkbox"/> <b>Marriage</b> <input type="checkbox"/> <b>Legal Separation of</b> <input type="checkbox"/> <b>Domestic Partnership</b> <input type="checkbox"/> <b>Marriage</b> <input type="checkbox"/> <b>Nullity of</b> <input type="checkbox"/> <b>Domestic Partnership</b> <input type="checkbox"/> <b>Marriage</b>	CASE NUMBER:

1. STATISTICAL FACTS

- a. (1) Date of registration of domestic partnership or equivalent:
- (2) Date of separation:
- (3) Time from date of registration of domestic partnership to date of separation (specify): \_\_\_\_\_ Years \_\_\_\_\_ Months
- b.  (1) Date of marriage:
- (2) Time from date of marriage to date of separation (specify): \_\_\_\_\_ Years \_\_\_\_\_ Months

2. RESIDENCE

- a.  Our domestic partnership was established in California. Neither of us has to be a resident or have a domicile in California to dissolve our partnership here.
- b.  Our domestic partnership or marriage to a person of the same sex was established in a place other than California and a dissolution is requested.  Petitioner  Respondent has been a resident of this state of California for at least six months and of this county for at least three months immediately preceding the filing of this *Petition*.
- c.  We are the same sex and were married in California but are not residents of California. Neither of us lives in a state or nation that will dissolve the marriage. This case is filed in the county in which we married. Petitioner's residence (state or nation): \_\_\_\_\_ Respondent's residence (state or nation): \_\_\_\_\_

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born or adopted prior to or during this domestic partnership or marriage)

- a.  There are no minor children.
  - b.  The minor children are
- |                     |                  |            |            |
|---------------------|------------------|------------|------------|
| <u>Child's name</u> | <u>Birthdate</u> | <u>Age</u> | <u>Sex</u> |
|---------------------|------------------|------------|------------|

Continued on Attachment 3b.

- c. If there are minor children of the petitioner and the respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.

4. SEPARATE PROPERTY

Respondent requests that the assets and debts listed  in *Property Declaration* (form FL-160)  in Attachment 4  below be confirmed as separate property.

Item Confirm to

**NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child or partner support.**

DOMESTIC PARTNERSHIP OF <i>(Last name, first name of each party):</i>	CASE NUMBER:
---	--------------

5. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN
- a.  There are no such assets or debts subject to disposition by the court in this proceeding.
  - b.  All such assets and debts are listed  in *Property Declaration* (form FL-160)  in Attachment 5b  below (*specify*):

6.  **Respondent contends** that there is not a valid domestic partnership, marriage, or equivalent.

7.  **Respondent denies** the grounds set forth in item 6 of the petition.

8. **Respondent requests**

- a.  dissolution of the  domestic partnership  marriage based on
  - (1)  irreconcilable differences. (Fam. Code, § 2310(a).)
  - (2)  incurable insanity. (Fam. Code, § 2310(b).)
- b.  legal separation of the  domestic partnership  marriage based on
  - (1)  irreconcilable differences. (Fam. Code, § 2310(a).)
  - (2)  incurable insanity. (Fam. Code, § 2310(b).)
- c.  nullity of void  domestic partnership  marriage based on
  - (1)  incest. (Fam. Code, § 2200.)
  - (2)  bigamy. (Fam. Code, § 2201.)
- d.  nullity of voidable  domestic partnership  marriage based on
  - (1)  respondent's age at time of registration of domestic partnership or marriage. (Fam. Code, § 2210(a).)
  - (2)  prior existing marriage or domestic partnership. (Fam. Code, § 2210(b).)
  - (3)  unsound mind. (Fam. Code, § 2210(c).)
  - (4)  fraud. (Fam. Code, § 2210(d).)
  - (5)  force. (Fam. Code, § 2210(e).)
  - (6)  physical incapacity. (Fam. Code, § 2210(f).)

9. **Respondent requests** that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

- |  | Petitioner               | Respondent               | Joint                    | Other                    |
|--|--------------------------|--------------------------|--------------------------|--------------------------|
| a. Legal custody of children to .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Physical custody of children to .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Child visitation granted to .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 9c. |                          |                          |                          |                          |
| d. <input type="checkbox"/> Determination of parentage of any children born to the petitioner and respondent prior to the domestic partnership or marriage.  |                          |                          |                          |                          |
| e. Attorney fees and costs payable by .....  | <input type="checkbox"/> | <input type="checkbox"/> |                          |                          |
| f. Partner or spousal support payable to .....   | <input type="checkbox"/> | <input type="checkbox"/> |                          |                          |
| g. <input type="checkbox"/> Terminate the court's jurisdiction (ability) to award partner or spousal support to the petitioner.  |                          |                          |                          |                          |
| h. <input type="checkbox"/> Determine property rights.   |                          |                          |                          |                          |
| i. <input type="checkbox"/> Restore respondent's former name ( <i>specify</i> ):   |                          |                          |                          |                          |
| j. <input type="checkbox"/> Other ( <i>specify</i> ):  |                          |                          |                          |                          |

Continued on Attachment 9j.

10. **Child support:** If there are minor children who were born to or adopted by the petitioner and respondent before or during this domestic partnership or marriage, the court will make orders for the support of the children on request and submission of financial forms by the requesting party. An earnings assignment may be issued without further notice. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.

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)

Date: \_\_\_\_\_

(TYPE OR PRINT NAME)

\_\_\_\_\_

(SIGNATURE OF RESPONDENT)

\_\_\_\_\_

(SIGNATURE OF ATTORNEY FOR RESPONDENT)

**The original response must be filed in the court with proof of service of a copy on petitioner.**