

CASE NAME:  _____	CASE NUMBER:  _____
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**MODIFICATION PETITION ATTACHMENT**  
**Welfare and Institutions Code, § 388**

1. The child is
  - a dependent of the court under Welfare and Institutions Code section 300; or
  - the subject of a petition that has been filed in this court under section 300, and detained under section 319; or
  - a former dependent of the court and currently the ward of a legal guardian appointed by the Juvenile Court of \_\_\_\_\_ County.
  
2. Petitioner is the
  - a.  mother
  - f.  court-appointed special advocate
  - b.  father
  - g.  representative of Indian child's tribe
  - c.  child
  - h.  other (*state interest or relationship to child*):
  - d.  guardian
  - e.  social worker
  
3. On (*date*): \_\_\_\_\_, this court made the following orders concerning the child, which petitioner seeks to modify or set aside (*state the general nature of the order sought to be modified*):
  
4. The requested modifications are (*specify*):
  
5. Petitioner alleges the following changes of circumstances or new evidence regarding the child (*describe changes concisely, and number 1, 2, etc.*):
  
6. Petitioner requests the following modifications of prior orders as being in the child's best interest because (*specify*):
  - See Attachment 6.
  
7. Petitioner has notified the following parties and attorneys of the requested modification (*state names of persons notified and relationship to the child or the case*):
  - See Attachment 7.
  
8.  All parties and attorneys agree to the proposed modification and petitioner requests the petition be granted without a hearing.

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9.  The proposed modification is opposed (*state names of persons opposing and reasons, if known*):
10.  Petitioner requests that the court order a hearing on the petition within 30 calendar days and cause notice to be given to persons prescribed by law.

The court has reviewed the petition and any attachments, has liberally construed the petition, and has assumed facts alleged to be true.

**THE COURT FINDS AND ORDERS**

11. The petition is agreed to by all parties and attorneys of record. The petition to modify orders is granted
- a.  as requested in item 4.
  - b.  as follows (*state specific modifications*):
12.  The petition states a change of circumstances or new evidence and that the best interest of the child may be promoted by the proposed modifications. The matter is set for hearing on (*date*):  
at (*time*):                      a.m./p.m.                      in Dept.:
- The hearing will be conducted by review of declarations and other documentary evidence only, under rule 1432 of the California Rules of Court. No testimony will be received unless good cause is shown for the necessity of specific testimony. Offers of proof will be required.
13. The petition is denied because
- a.  the petition is not verified.
  - b.  the petition fails to state facts that support the allegations.
  - c.  the petition fails to state new evidence or a change of circumstances.
  - d.  the petition fails to show how the requested modification will promote the best interest of the child.
  - e.  other (*state specific reasons*):

Date: \_\_\_\_\_  \_\_\_\_\_  
JUDICIAL OFFICER OF THE JUVENILE COURT