

# Filing Your Status Only Judgment

## WHEN TO USE THIS PACKET

These forms can be used to ask the court to terminate your marriage without making orders on the other issues (such as custody, child or spousal support, property division, etc.). If you are the person who started the divorce and served your spouse at least thirty days ago, without a Response filed, you may file the "Default" packet to obtain the respondent's default. Then, you may obtain a "**Status Only**" judgment by **DEFAULT** (i.e. without a hearing or the participation of the other party).

If you had a court hearing and the judge granted a judgment of "Status Only," you may use these forms to complete a "Judgment After Hearing."

**CAUTION:** It is not a good idea to use these forms if you need orders regarding child custody, visitation, support, or division of property (for example: pension or retirement plans) or debt. Your rights may be significantly affected if you terminate the marital status before you address the other issues of your divorce.

**You should consult with a private attorney prior to using this packet.**

# **Instructions**

| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):   |  | FL-170<br>FOR COURT USE ONLY |
|---|--|------------------------------|
| TELEPHONE NO. <b>1</b><br>FAX NO. (Optional)<br>E-MAIL ADDRESS (Optional)<br>ATTORNEY FOR (Name):   |  |                              |
| <b>2</b><br><b>SUPERIOR COURT OF CALIFORNIA • COUNTY OF FRESNO</b><br>1100 Van Ness Avenue<br>Fresno, California 93724-0002                 |  |                              |
| PETITIONER:<br>RESPONDENT: <b>3</b>   |  |                              |
| <b>5</b><br><b>DECLARATION FOR DEFAULT OR UNCONTESTED</b><br><input type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION |  | <b>4</b><br>CASE NUMBER:     |

(NOTE: Items 1 through 16 apply to both dissolution and legal separation proceedings.)

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  **6** *Petition*  *Response* is true and correct.
4. **7** **Default or uncontested** (Check a or b.)
  - a.  The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition. OR
  - b.  The parties have agreed that the matter may proceed as an uncontested matter without notice, and the agreement is attached or is incorporated in the attached settlement agreement or stipulated judgment.
5. **8** **Settlement agreement** (Check a or b.)
  - a.  The parties have entered into  an agreement  a stipulated judgment regarding their property their marriage or domestic partnership rights, including support, the original of which is or has been submitted to the court. I request that the court approve the agreement. OR
  - b.  There is no agreement or stipulated judgment, and the following statements are true (check at least one, including item (2) if a community estate exists):
    - (1)  There are no community or quasi-community assets or community debts to be disposed of by the court.
    - (2)  The community and quasi-community assets and debts are listed on the attached 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 (Family Law)* (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.
6. **9** **Declaration of disclosure** (Check a, b, or c.)
  - a.  Both the petitioner and respondent 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 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 in the settlement agreement or proposed judgment or another, separate stipulation.
7.  Child custody should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
8.  Child visitation should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
9. **10** **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 (name):
  - c.  Spousal support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
  - d.  Family support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).

Form Adopted for Mandatory Use  
Judicial Council of California  
FL-170 (Rev. January 1, 2005)

DECLARATION FOR DEFAULT OR UNCONTESTED  
DISSOLUTION or LEGAL SEPARATION  
(Family Law)

Page 1 of 2  
Family Code, § 2236;  
Cal. Rules of Court, rule 1241  
www.courtinfo.ca.gov

## How to fill out DECLARATION FOR DEFAULT OR UNCONTESTED DISSOLUTION OR LEGAL SEPARATION (FL-170)

### DIRECTIONS FOR STATUS ONLY JUDGMENT

- ▶ Find the number on the sample form. *Example:* **1**
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink
- ▶ **Note:** If your judgment was granted in court, this form is not required. This form is only required if you are preparing a judgment by Default or Stipulation.

- 1** Print your name, address and phone number.
- 2** If not filled in for you, write “Fresno” after COUNTY OF. The address is: 1100 Van Ness Ave., Fresno CA 93724-0002. The Branch Name is: Central Branch.
- 3** Write the name of the Petitioner and Respondent. The Petitioner is the party that starts the case against another person, the Respondent.
- 4** Write in your case number.
- 5** Check the box for Dissolution.
- 6** Check the “Petition” box.
- 7** Check box 4(a) if you are proceeding by Default. Check box 4(b) if you are proceeding by Agreement.
- 8** Do Not check any boxes in item 5 since this is a Status Only judgment.
- 9** Check box 6(b) if you are proceeding by Default. If you are proceeding by written agreement, check box 6(a).
- 10** Do not check any boxes in items 7, 8 or 9 since this is a Status Only Default.

|                          |           |             |           |
|--------------------------|-----------|-------------|-----------|
| PETITIONER<br>RESPONDENT | <b>11</b> | CASE NUMBER | <b>12</b> |
|--------------------------|-----------|-------------|-----------|

10.  Child support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
11. a. I  am receiving  am not receiving  intend to apply for public assistance for the child or children listed in the proposed order.  
 b. To the best of my knowledge, the other party  is  is not receiving public assistance.
12.  The 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.
13. If there are minor children, check and complete item a and item b or c:  
 a. My gross (before taxes) monthly income is (specify): \$  
 b.  The estimated gross monthly income of the other party is (specify): \$  
 c.  I have no knowledge of the estimated monthly income of the other party for the following reasons (specify):  
 d.  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 13d.
14.  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 (Family Law)* (form FL-180). A declaration regarding parentage is attached.
15.  Attorney fees should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
16.  The petitioner  respondent requests restoration of his or her former name as set forth in the proposed *Judgment (Family Law)* (form FL-180).
17. There are irreconcilable differences that 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.
18. 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—Items 19 through 21**

19. If this is a dissolution of marriage or of a domestic partnership created in another state, the petitioner and/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.
20. I ask that the court grant the request for a judgment for dissolution of marriage or domestic partnership based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (form FL-180) submitted with this declaration.
21.  This declaration is for the termination of marital or domestic partner status only. I ask the court to reserve jurisdiction over all issues whose determination is not requested in this declaration.

**THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS**

22. I ask that the court grant the request for a judgment for legal separation based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (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.
23.  Other (specify):

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

Date:

**16**

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

# DECLARATION FOR DEFAULT OR UNCONTESTED DISSOLUTION OR LEGAL SEPARATION (FL-170)

- page two -

## DIRECTIONS FOR STATUS ONLY DEFAULT

- ▶ Find the number on the sample form.  
*Example:* **11**
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink.

- 11** List the full name of both parties in the case.
- 12** Write in your case number.
- 13** Do **Not** check any boxes in items 10, 11, 12, 13, 14 or 15 since this is a Status Only Judgment.
- 14** Check the box for petitioner if you would like your former name/maiden name back. Note: the husband cannot ask for the restoration of the wife's former name. Only the wife can make such a request.
- 15** You **MUST** check the box at Item 21.
- 16** Date and print your name on the left and sign it on the right.

FL-180

|  |                     |
|--|---------------------|
| <p>ATTORNEY OR PARTY WITHOUT ATTORNEY (State, Date file number established)</p> <p style="text-align: center;"><b>1</b></p> <p>TELEPHONE NO. _____ FAX NO. (optional) _____</p> <p>FAMILY ADDRESS (optional) _____ ATTORNEY FOR (name) _____</p> <p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO</p> <p>COURT ADDRESS: 1100 Van Ness Avenue <b>2</b></p> <p>CASE ADDRESS: Fresno, California 93724-0002</p> <p>CITY AND ZIP CODE: Central Branch</p> |                     |
| <p><b>3</b></p> <p>PETITIONER: _____</p> <p>RESPONDENT: _____</p>  |                     |
| <p><b>4</b></p> <p><input type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY</p> <p><input type="checkbox"/> Status only</p> <p><input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status</p> <p><input type="checkbox"/> Judgment on reserved issues <b>5</b></p> <p>Date marital or domestic partnership status ends: _____</p>               | <p>COUNTERPART:</p> |

6.  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): \_\_\_\_\_

**6** 7. This proceeding was heard as follows:  Default or uncontested  By declaration under Family Code section 2336

Contested

a. Date: \_\_\_\_\_ Dept.: \_\_\_\_\_ Court: \_\_\_\_\_

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): \_\_\_\_\_

f.  Other (specify name): \_\_\_\_\_

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

a.  The respondent was served with process. **8**

b.  The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

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

**9** (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.

10. f. The  petitioner's  respondent's former name is restored to (specify): \_\_\_\_\_

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

11. 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 3

JUDGMENT (Family Law)

Family Code §§ 2334, 2337, 2340, 2342, 2346  
www.courtinfo.ca.gov

Available Legal Help (in Spanish)  
www.familydocket.com

## How to fill out

# JUDGMENT (FL-180)

## DIRECTIONS FOR STATUS JUDGMENT

- ▶ Find the number on the sample form. *Example:* **1**
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink
- ▶ Write the case number where indicated.

- 1** Write your name, address and phone number.
- 2** If not filled in for you, write “Fresno” after COUNTY OF. The address is: 1100 Van Ness Ave., Fresno CA 93724-0002. The Branch Name is: Central Division.
- 3** Write the name of the Petitioner and Respondent. The Petitioner is the party that starts the case against another person, the Respondent.
- 4** If your case is a divorce, check the box next to the word “Dissolution” and the box next to the words “Status Only.” If not, check the appropriate box.
- 5** In a divorce, the status of the marriage **cannot** terminate earlier than six months and one day from the date the respondent was served with the summons and petition when you started the divorce. If this date is two or more months in the future, write that date. If the date is in the past or is less than two months into the future, leave this date blank.
- 6** If you had a hearing and both parties agreed to the divorce or if one party didn’t show up, then mark the box “Default or Uncontested.” If you did not have a court hearing regarding the status of the marriage, check the “by declaration under Family Code section 2336” box. If you had a hearing and the parties did not agree, mark the box “Contested.” If there was a hearing, complete boxes (c) – (f) by marking who was present at the hearing.
- 7** If you had a hearing, enter the information requested at 2(a): the date of hearing and department number. At 2(b), write the name of the judge and whether the judge was a temporary judge. This information will be on your “minute order.”
- 8** At Item 3 write in the date your spouse was served with the original papers and check Box 3(a).
- 9** If this is a divorce, check Box 4(a) and 4(a)(1). The date at item 4(a)(1) requires the same instructions as above in item **5**. If this is a Legal Separation, check box 4(b) case. If this is a nullity, mark box c and write the grounds.
- 10** If the petitioner is the wife and would like her former/maiden name restored, mark Item 4(f) and write in that full name. Note: the husband may not request this for the wife.
- 11** Mark box 4(g).

FL-180

|   |  |
|---|--|
| CASE NAME (Last name, first name of husband): <span style="float: right;">12</span> | CASE NUMBER: <span style="float: right;">13</span> |
|---|--|

4.  (None)

5.  A settlement agreement between the parties is attached.

6.  A written stipulation for judgment between the parties is attached.

7.  The children of this marriage or domestic partnership:

8.  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.

9.  Child custody and visitation are ordered as set forth in the attached:

(1)  settlement agreement, stipulation for judgment, or other written agreement.

(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)  other (specify): \_\_\_\_\_

10.  Child support is ordered as set forth in the attached:

(1)  settlement agreement, stipulation for judgment, or other written agreement.

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

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

(4)  other (specify): \_\_\_\_\_

11.  Spousal or partner support is ordered as set forth in the attached:

(1)  settlement agreement, stipulation for judgment, or other written agreement.

(2)  Spousal, Partner, or Family Support Order Attachment (form FL-343).

(3)  other (specify): \_\_\_\_\_

**NOTICE:** It is the goal of this state that each party will make reasonable good faith efforts to become self-supporting as provided for in Family Code section 4326. The failure to make reasonable good faith efforts may be one of the factors considered by the court as a basis for modifying or terminating spousal or partner support.

12.  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): \_\_\_\_\_

13.  Other (specify): \_\_\_\_\_

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions.

Judgment is reserved to make other orders necessary to carry out this judgment.

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

JUDICIAL OFFICER

5. Number of pages attached: \_\_\_\_\_  (None)  (Some)  (Follows Last Attachment)

**NOTICE**

Division or legal separation may substantially 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 thing. 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 action.

A debt or obligation may be assigned to one party as part of the division 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.

FL-180 (Rev. January 1, 2005) Page 2 of 2

**JUDGMENT**  
(Family Law)

# JUDGMENT (FL-180)

- page two -

## DIRECTIONS FULL JUDGMENT

- ▶ Find the number on the sample form.  
*Example:* 14
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink.

- 12 List the full name of both parties in the case.
- 13 Write in your case number.
- 14 Do not check any boxes in items 4(i) – 4(p) since this is a Status Only Judgment.
- 15 Read this information.

The form is titled "NOTICE OF ENTRY OF JUDGMENT (FL-190)". It is divided into several sections:

- Section 1:** Petitioner's name, address, and telephone number.
- Section 2:** County of (with a box for "Fresno") and court address.
- Section 3:** Names of the Petitioner and Respondent.
- Section 4:** Case number.
- Section 5:** A list of judgment types with checkboxes:
  1. Divorce
  2. Divorce—status only
  3. Divorce—resolving jurisdiction over termination of marital status or domestic partnership
  4. Legal separation
  5. Nullity
  6. Parent-child relationship
  7. Judgment on retained issues
  8. Other (specify)
- Date:** A line for the date and a signature line for the Clerk.
- Section 6:** A notice to attorney of record or party without attorney.
- Section 7:** A statement on nullity with a box for the effective date.
- Section 8:** A certificate of mailing with a box for the date.
- Section 9:** Two boxes for the names and addresses of the petitioner and respondent.

*How to fill out*

**NOTICE OF ENTRY OF JUDGMENT (FL-190)**

**DIRECTIONS**

- ▶ Find the number on the sample form. *Example:* ❶
- ▶ Go to the same number below to find out how to fill out the form.
- ▶ Type or print in black ink.

- ❶ Print your name, address and telephone number.
- ❷ If not filled in for you, write "Fresno" after COUNTY OF. The address is: 1100 Van Ness Ave., Fresno CA 93724-0002. The Branch Name is: Central Division.
- ❸ Write the name of the Petitioner and Respondent. The Petitioner is the party that started the case against another person, the Respondent.
- ❹ Write in your case number.
- ❺ Mark box 2 if this is a Status Only divorce. Mark box 5 if this is a Nullity.
- ❻ If this is a nullity, leave this blank. If this is a divorce, the status of the marriage **cannot** terminate earlier than six months and one day from the date the respondent was served with the summons and petition when you started the divorce. If this date is two or more months in the future, write that date. If the date is in the past or is less than two months into the future, leave this date blank.
- ❼ Print "Fresno" after the word "(place)."
- ❽ Print the name and address of the Petitioner inside of this box.
- ❾ Print the name and address of the Respondent inside of this box.  
You **MUST** attach two **large stamped** envelopes to the Notice of Entry of Judgment (one addressed to each party).

**NOTE: DO NOT DATE OR SIGN ANYWHERE ON THIS DOCUMENT**

# FORMS

|   |                           |
|---|---------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY ( <i>Name, State Bar number, and address</i> ):<br><br><br>TELEPHONE NO.: _____ FAX NO. ( <i>Optional</i> ): _____<br>E-MAIL ADDRESS ( <i>Optional</i> ): _____<br>ATTORNEY FOR ( <i>Name</i> ): _____ | <b>FOR COURT USE ONLY</b> |
| <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO</b><br>STREET ADDRESS: 1100 Van Ness Avenue<br>MAILING ADDRESS:<br>CITY AND ZIP CODE: Fresno, CA 93724-0002<br>BRANCH NAME: Central Branch  |                           |
| PETITIONER:<br><br>RESPONDENT:  |                           |
| <b>DECLARATION FOR DEFAULT OR UNCONTESTED</b><br><input type="checkbox"/> <b>DISSOLUTION</b> <input type="checkbox"/> <b>LEGAL SEPARATION</b>   | CASE NUMBER: _____        |

**(NOTE: Items 1 through 16 apply to both dissolution and legal separation proceedings.)**

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  *Petition*  *Response* is true and correct.
4. **Default or uncontested** (*Check a or b.*)
  - a.  The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition. **OR**
  - b.  The parties have agreed that the matter may proceed as an uncontested matter without notice, and the agreement is attached or is incorporated in the attached settlement agreement or stipulated judgment.
5. **Settlement agreement** (*Check a or b.*)
  - a.  The parties have entered into  **an agreement**  **a stipulated judgment** regarding their property their marriage or domestic partnership rights, including support, the original of which is or has been submitted to the court. I request that the court approve the agreement. **OR**
  - b.  **There is no agreement or stipulated judgment**, and the following statements are true (*check at least one, including item (2) if a community estate exists*):
    - (1)  There are no community or quasi-community assets or community debts to be disposed of by the court.
    - (2)  The community and quasi-community assets and debts are listed on the attached **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 (Family Law)* (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.
6. **Declaration of disclosure** (*Check a, b, or c.*)
  - a.  Both the petitioner and respondent 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 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 in the settlement agreement or proposed judgment or another, separate stipulation.
7.  **Child custody** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
8.  **Child visitation** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
9. **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 (*name*):
  - c.  Spousal support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
  - d.  Family support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).

|                                |              |
|--------------------------------|--------------|
| PETITIONER:<br><br>RESPONDENT: | CASE NUMBER: |
|--------------------------------|--------------|

- 10.  **Child support** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
- 11. a. I  am receiving  am not receiving  intend to apply for public assistance for the child or children listed in the proposed order.  
 b. To the best of my knowledge, the other party  is  is not receiving public assistance.
- 12.  The 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.
- 13. If there are minor children, check and complete item a and item b or c:  
 a. My gross (before taxes) monthly income is (specify): \$  
 b.  The estimated gross monthly income of the other party is (specify): \$  
 c.  I have no knowledge of the estimated monthly income of the other party for the following reasons (specify):  
  
 d.  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 13d.
- 14.  **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 (Family Law)* (form FL-180). A declaration regarding parentage is attached.
- 15.  **Attorney fees** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
- 16.  The petitioner  respondent requests restoration of his or her former name as set forth in the proposed *Judgment (Family Law)* (form FL-180).
- 17. There are irreconcilable differences that 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.
- 18. 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—Items 19 through 21**

- 19. If this is a dissolution of marriage or of a domestic partnership created in another state, the petitioner and/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.
- 20. I ask that the court grant the request for a judgment for dissolution of marriage or domestic partnership based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (form FL-180) submitted with this declaration.
- 21.  This declaration is for the termination of **marital or domestic partner status only**. I ask the court to reserve jurisdiction over all issues whose determination is not requested in this declaration.

**THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS**

- 22. I ask that the court grant the request for a judgment for legal separation based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (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.**

23.  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)

|  |                           |
|--|---------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) :<br><br>TELEPHONE NO.: _____ FAX NO. (Optional): _____<br>E-MAIL ADDRESS (Optional): _____<br>ATTORNEY FOR (Name): _____   | <b>FOR COURT USE ONLY</b> |
| <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO</b><br>STREET ADDRESS: 1100 Van Ness Avenue<br>MAILING ADDRESS:<br>CITY AND ZIP CODE: Fresno, California 93724-0002<br>BRANCH NAME: Central Branch   |                           |
| <b>MARRIAGE OF</b><br>PETITIONER:<br>RESPONDENT:   |                           |
| <p style="text-align: center;"><b>JUDGMENT</b></p> <input type="checkbox"/> <b>DISSOLUTION</b> <input type="checkbox"/> <b>LEGAL SEPARATION</b> <input type="checkbox"/> <b>NULLITY</b><br><input type="checkbox"/> <b>Status only</b><br><input type="checkbox"/> <b>Reserving jurisdiction over termination of marital or domestic partnership status</b><br><input type="checkbox"/> <b>Judgment on reserved issues</b><br><b>Date marital or domestic partnership status ends:</b> | 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
  - 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 <i>(Last name, first name of each party):</i> | CASE NUMBER: |
|---|--------------|

4. *(Cont'd.)*

- i.  A settlement agreement between the parties is attached.
- j.  A written stipulation for judgment between the parties is attached.
- k.  The children of this marriage or domestic partnership.
  - (1)  The children of this marriage or domestic partnership are:
 

|      |           |
|------|-----------|
| Name | Birthdate |
|------|-----------|
  - (2)  Parentage is established for children of this relationship born prior to the marriage or domestic partnership.
- l.  Child custody and visitation are ordered as set forth in the attached
  - (1)  settlement agreement, stipulation for judgment, or other written agreement.
  - (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)  other *(specify)*:
- m.  Child support is ordered as set forth in the attached
  - (1)  settlement agreement, stipulation for judgment, or other written agreement.
  - (2)  *Child Support Information and Order Attachment* (form FL-342).
  - (3)  *Stipulation to Establish or Modify Child Support and Order* (form FL-350).
  - (4)  other *(specify)*:
- n.  Spousal or partner support is ordered as set forth in the attached
  - (1)  settlement agreement, stipulation for judgment, or other written agreement.
  - (2)  *Spousal, Partner, or Family Support Order Attachment* (form FL-343).
  - (3)  other *(specify)*:

**NOTICE:** It is the goal of this state that each party will make reasonable good faith efforts to become self-supporting as provided for in Family Code section 4320. The failure to make reasonable good faith efforts may be one of the factors considered by the court as a basis for modifying or terminating spousal or partner support.
- o.  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)*:
- p.  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

SIGNATURE FOLLOWS LAST ATTACHMENT

5. Number of pages attached: \_\_\_\_\_

**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 thing. 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.

|  |                           |
|--|---------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY ( <i>Name, State Bar number, and address</i> ):<br><br><hr/><br>TELEPHONE NO.: _____ FAX NO. ( <i>Optional</i> ): _____<br>E-MAIL ADDRESS ( <i>Optional</i> ): _____<br>ATTORNEY FOR ( <i>Name</i> ): _____ | <b>FOR COURT USE ONLY</b> |
|  |                           |
| PETITIONER:<br><br>RESPONDENT:   |                           |
| <b>NOTICE OF ENTRY OF JUDGMENT</b>   | 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 _____ |
| _____   | _____   |