

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Varsha Puraswani</b> <b>2615 El Camino Real Apt 115</b> <b>Santa Clara CA 95051</b> TELEPHONE NO: <b>650-739-3092</b> FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>Petitioner In Pro Per</b>	<b>FOR COURT USE ONLY</b>  Filed November 18, 2022 Clerk of the Court Superior Court of CA County of Santa Clara 22FL001821 By: <b>echeng</b>  Rcpt# F-2022-09474 \$27  CASE NUMBER: <b>22 FL001821</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: <b>201 N First street</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>San Jose CA 95113</b> BRANCH NAME:	
PETITIONER: <b>Varsha Puraswani</b> RESPONDENT: <b>Chandra Prakash Telhari</b> OTHER PARTY/PARENT:	
ORDER FOR <input checked="" type="checkbox"/> PUBLICATION OR <input type="checkbox"/> POSTING	

1.  **Publication Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure. The court orders that the documents listed in item 6 be served by publication at least once per week for four successive weeks in the following newspaper (specify): **Global legal notices, LLC**
2.  **Posting Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure and that the petitioner cannot afford to serve by publication. The court orders that the documents listed in item 6 be served by posting for 28 continuous days at the following location (address):  
  
 And that the documents in item 6, along with this order, be mailed to respondent's last known address (specify):
3.  **Publishing Denied:** The court denies the request to publish.
  - a.  Other methods of service are possible.
  - b.  Insufficient attempts have been made to locate the respondent (specify):
4.  **Posting Denied:** The court denies the request to post.
  - a.  Other methods of service are possible.
  - b.  Petitioner is able to pay fees required for publication.
  - c.  Insufficient attempts have been made to locate the respondent (specify):
5.  **Hearing Required:** The court orders that a hearing be set to determine the petitioner's financial circumstances. If at this hearing the court decides that the petitioner, based on financial circumstances, does not qualify for posting, then the court may order that the documents listed in item 6 be served by publication.  
  
 Hearing date: \_\_\_\_\_ Time: \_\_\_\_\_ Dept: \_\_\_\_\_
6. Documents to be served by publication or posting:
  - a.  **Summons (Family Law) (form FL-110)**
  - b.  **Summons (Uniform Parentage—Petition for Custody and Support) (form FL-210)**
  - c.  **Other (specify): *Petition—Marriage / Domestic Partnership; Domestic Partnership / Domestic Partnership; (blank)***
7. If, during the 28 days of publication or posting, you locate the respondent's address, you must have someone 18 years of age or older mail the documents listed in item 6 to the respondent along with this order. The server must complete and file with the court a **Proof of Service by Mail (form FL-335)**.

Date: Signed 11/18/2022 03:04 PM *James E. Towery*  
James E. Towery  
JUDICIAL OFFICER

PETITIONER: <i>Varsha Puraswani</i> RESPONDENT: <i>Chandra Prakash Jethani</i> OTHER PARTY/PARENT:	CASE NUMBER: <i>22 FL001821</i>
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### INSTRUCTIONS

#### Publication:

1. **Publication:** Take this order to the approved newspaper for publication and pay the fee to publish the documents listed in item 6 of this order for at least once a week for four successive weeks.
2. **Proof of Service by Publication:** After the newspaper publication is complete, the newspaper will send you a declaration or affidavit of publication and a copy of the publication notice that appeared in the newspaper. You must file this declaration or affidavit of publication with the court clerk if it has not been filed by the newspaper. Be sure to make a copy for yourself.
3. **Service by Publication Completed:** Service by publication is complete at the end of the 28th day of publication in the newspaper. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) starting on the 59th day after the first day of publication.
4. **Mailing:** If during the time of publication, you locate the respondent's address, you must have someone 18 years of age or older mail the this order and all documents listed in item 6 of this order to the respondent. Be sure the person who mails these documents completes and files a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).

#### Posting:

1. **Posting Location:** You must have someone, 18 years of age or older and not a party to the case, post a copy of this *Order for Publication or Posting* (form FL-982) and all documents listed in item 6 of this order at the court-ordered posting location leaving it posted for 28 days in a row.
2. **Mailing to last known address:** You must have someone, 18 years or older and not a party to the case, mail this *Order for Publication or Posting* (form FL-982) and all documents listed in item 6 of this order to the respondent's last known address. The person who mails these documents completes a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).
3. **Proof of Service by Posting:** The person (server) who posts and/or mails these documents must complete and file a declaration under penalty of perjury of such proof of posting. The server may use *Proof of Service of Posting* (form FL-985).
4. **Service by Posting Completed:** Service by posting is complete at the end of the 28th day of posting. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) on the 59th day after the first day of posting.
5. **Mailing:** If during the time of posting, you locate the respondent's address, you must have someone 18 years of age or older mail the this order and all documents listed in item 6 of this order to the respondent. Be sure the person who mails these documents completes and files a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).

**SUMMONS (Family Law)**

**CITACIÓN (Derecho familiar)**

**NOTICE TO RESPONDENT (Name):** CHANDRA PRAKASH JETHANI  
**AVISO AL DEMANDADO (Nombre):**

You have been sued. Read the information below and on the next page.  
 Lo han demandado. Lea la información a continuación y en la página siguiente.

FOR COURT USE ONLY  
(SOLO PARA USO DE LA CORTE)

(ENDORSED)

FILED

JUN 03 2022

Clerk of the Court  
 Superior Court of CA County of Santa Clara  
 BY M. JOHNSON DEPUTY

**Petitioner's name is:** VARSHA PURASWANI  
**Nombre del demandante:**

22 FL001821

<p>You have <b>30 calendar days</b> after this <i>Summons</i> and <i>Petition</i> are served on you to file a <i>Response</i> (form <u>FL-120</u>) at the court and have a copy served on the petitioner. A letter, phone call, or court appearance will not protect you.</p> <p>If you do not file your <i>Response</i> on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs.</p> <p>For legal advice, contact a lawyer immediately. Get help finding a lawyer at the California Courts Online Self-Help Center (<a href="http://www.courts.ca.gov/selfhelp">www.courts.ca.gov/selfhelp</a>), at the California Legal Services website (<a href="http://www.lawhelpca.org">www.lawhelpca.org</a>), or by contacting your local county bar association.</p>	<p><i>Tiene 30 días de calendario</i> después de haber recibido la entrega legal de esta Citación y Petición para presentar una Respuesta (formulario <u>FL-120</u>) ante la corte y efectuar la entrega legal de una copia al demandante. Una carta o llamada telefónica o una audiencia de la corte no basta para protegerlo.</p> <p>Si no presenta su Respuesta a tiempo, la corte puede dar órdenes que afecten su matrimonio o pareja de hecho, sus bienes y la custodia de sus hijos. La corte también le puede ordenar que pague manutención, y honorarios y costos legales.</p> <p>Para asesoramiento legal, póngase en contacto de inmediato con un abogado. Puede obtener información para encontrar un abogado en el Centro de Ayuda de las Cortes de California (<a href="http://www.sucorte.ca.gov">www.sucorte.ca.gov</a>), en el sitio web de los Servicios Legales de California (<a href="http://www.lawhelpca.org">www.lawhelpca.org</a>) o poniéndose en contacto con el colegio de abogados de su condado.</p>
<p><b>NOTICE—RESTRAINING ORDERS ARE ON PAGE 2:</b> These restraining orders are effective against both spouses or domestic partners until the petition is dismissed, a judgment is entered, or the court makes further orders. They are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.</p>	<p><b>AVISO—LAS ÓRDENES DE RESTRICCIÓN SE ENCUENTRAN EN LA PÁGINA 2:</b> Las órdenes de restricción están en vigencia en cuanto a ambos cónyuges o miembros de la pareja de hecho hasta que se despidan la petición, se emita un fallo o la corte dé otras órdenes. Cualquier agencia del orden público que haya recibido o visto una copia de estas órdenes puede hacerlas acatar en cualquier lugar de California.</p>
<p><b>FEE WAIVER:</b> If you cannot pay the filing fee, ask the clerk for a fee waiver form. The court may order you to pay back all or part of the fees and costs that the court waived for you or the other party.</p>	<p><b>EXENCIÓN DE CUOTAS:</b> Si no puede pagar la cuota de presentación, pida al secretario un formulario de exención de cuotas. La corte puede ordenar que usted pague, ya sea en parte o por completo, las cuotas y costos de la corte previamente exentos a petición de usted o de la otra parte.</p>

[SEAL]

1. The name and address of the court are (*El nombre y dirección de la corte son*):  
 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
 201 N. FIRST STREET, SAN JOSE, CA 95113
2. The name, address, and telephone number of the petitioner's attorney, or the petitioner without an attorney, are: (*El nombre, dirección y número de teléfono del abogado del demandante, o del demandante si no tiene abogado, son*):  
 VARSHA PURASWANI  
 2615 EL CAMINO REAL, APT.# 115, SANTA CLARA, CA 95051  
 TELEPHONE: 650-739-3092

M. JOHNSON

Date (*Fecha*): **JUN 03 2022** Clerk, by (*Secretario, por*) \_\_\_\_\_, Deputy (*Asistente*)

**STANDARD FAMILY LAW RESTRAINING ORDERS**

Starting immediately, you and your spouse or domestic partner are restrained from:

1. removing the minor children of the parties from the state or applying for a new or replacement passport for those minor children without the prior written consent of the other party or an order of the court;
2. cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties and their minor children;
3. transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, without the written consent of the other party or an order of the court, except in the usual course of business or for the necessities of life; and
4. creating a nonprobate transfer or modifying a nonprobate transfer in a manner that affects the disposition of property subject to the transfer, without the written consent of the other party or an order of the court. Before revocation of a nonprobate transfer can take effect or a right of survivorship to property can be eliminated, notice of the change must be filed and served on the other party.

You must notify each other of any proposed extraordinary expenditures at least five business days prior to incurring these extraordinary expenditures and account to the court for all extraordinary expenditures made after these restraining orders are effective. However, you may use community property, quasi-community property, or your own separate property to pay an attorney to help you or to pay court costs.

**ÓRDENES DE RESTRICCIÓN ESTÁNDAR DE DERECHO FAMILIAR**

En forma inmediata, usted y su cónyuge o pareja de hecho tienen prohibido:

1. llevarse del estado de California a los hijos menores de las partes, o solicitar un pasaporte nuevo o de repuesto para los hijos menores, sin el consentimiento previo por escrito de la otra parte o sin una orden de la corte;
2. cobrar, pedir prestado, cancelar, transferir, deshacerse o cambiar el nombre de los beneficiarios de cualquier seguro u otro tipo de cobertura, como de vida, salud, vehículo y discapacidad, que tenga como beneficiario(s) a las partes y su(s) hijo(s) menor(es);
3. transferir, gravar, hipotecar, ocultar o deshacerse de cualquier manera de cualquier propiedad, inmueble o personal, ya sea comunitaria, cuasicomunitaria o separada, sin el consentimiento escrito de la otra parte o una orden de la corte, excepto en el curso habitual de actividades personales y comerciales o para satisfacer las necesidades de la vida; y
4. crear o modificar una transferencia no testamentaria de manera que afecte la asignación de una propiedad sujeta a transferencia, sin el consentimiento por escrito de la otra parte o una orden de la corte. Antes de que se pueda eliminar la revocación de una transferencia no testamentaria, se debe presentar ante la corte un aviso del cambio y hacer una entrega legal de dicho aviso a la otra parte.

Cada parte tiene que notificar a la otra sobre cualquier gasto extraordinario propuesto por lo menos cinco días hábiles antes de realizarlo, y rendir cuenta a la corte de todos los gastos extraordinarios realizados después de que estas órdenes de restricción hayan entrado en vigencia. No obstante, puede usar propiedad comunitaria, cuasicomunitaria o suya separada para pagar a un abogado que lo ayude o para pagar los costos de la corte.

**NOTICE—ACCESS TO AFFORDABLE HEALTH**

**INSURANCE:** Do you or someone in your household need affordable health insurance? If so, you should apply for Covered California. Covered California can help reduce the cost you pay towards high quality affordable health care. For more information, visit [www.coveredca.com](http://www.coveredca.com). Or call Covered California at 1-800-300-1506.

**AVISO—ACCESO A SEGURO DE SALUD MÁS ECONÓMICO:**

¿Necesita seguro de salud a un costo asequible, ya sea para usted o alguien en su hogar? Si es así, puede presentar una solicitud con Covered California. Covered California lo puede ayudar a reducir el costo que paga por seguro de salud asequible y de alta calidad. Para obtener más información, visite [www.coveredca.com](http://www.coveredca.com). O llame a Covered California al 1-800-300-0213.

**WARNING—IMPORTANT INFORMATION**

California law provides that, for purposes of division of property upon dissolution of a marriage or domestic partnership or upon legal separation, property acquired by the parties during marriage or domestic partnership in joint form is presumed to be community property. If either party to this action should die before the jointly held community property is divided, the language in the deed that characterizes how title is held (i.e., joint tenancy, tenants in common, or community property) will be controlling, and not the community property presumption. You should consult your attorney if you want the community property presumption to be written into the recorded title to the property.

**ADVERTENCIA—INFORMACIÓN IMPORTANTE**

De acuerdo a la ley de California, las propiedades adquiridas por las partes durante su matrimonio o pareja de hecho en forma conjunta se consideran propiedad comunitaria para fines de la división de bienes que ocurre cuando se produce una disolución o separación legal del matrimonio o pareja de hecho. Si cualquiera de las partes de este caso llega a fallecer antes de que se divida la propiedad comunitaria de tenencia conjunta, el destino de la misma quedará determinado por las cláusulas de la escritura correspondiente que describen su tenencia (por ej., tenencia conjunta, tenencia en común o propiedad comunitaria) y no por la presunción de propiedad comunitaria. Si quiere que la presunción comunitaria quede registrada en la escritura de la propiedad, debería consultar con un abogado.

PARTY WITHOUT ATTORNEY OR ATTORNEY STATE BAR NUMBER:  
 NAME: VARSHA PURASWANI  
 FIRM NAME:  
 STREET ADDRESS: 2615 EL CAMINO REAL, APT.# 115  
 CITY: SANTA CLARA STATE: CA ZIP CODE: 95051  
 TELEPHONE NO.: 650-739-3092 FAX NO.:  
 E-MAIL ADDRESS: vpuraswani@gmail.com  
 ATTORNEY FOR (name): self represented

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
 STREET ADDRESS: 201 N. FIRST STREET, SAN JOSE, CA 95113  
 MAILING ADDRESS: 191 N. FIRST STREET SAN JOSE, CA 95113  
 CITY AND ZIP CODE: SAN JOSE, CA 95113  
 BRANCH NAME: FAMILT LAW

PETITIONER: VARSHA PURASWANI  
 RESPONDENT: CHANDRA PRAKASH JETHANI

PETITION FOR  AMENDED  
 Dissolution (Divorce) of:  Marriage  Domestic Partnership  
 Legal Separation of:  Marriage  Domestic Partnership  
 Nullity of:  Marriage  Domestic Partnership

FOR COURT USE ONLY  
 (ENDORSED)  
**FILED**  
 JUN 03 2022  
 Clerk of the Court  
 Superior Court of CA County of Santa Clara  
 BY M. JOHNSON DEPUTY

CASE NUMBER:  
**22 FL001821**

1. **LEGAL RELATIONSHIP** (check all that apply):
  - a.  We are married.
  - b.  We are domestic partners and our domestic partnership was established in California.
  - c.  We are domestic partners and our domestic partnership was NOT established in California.
2. **RESIDENCE REQUIREMENTS** (check all that apply):
  - a.  Petitioner  Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of this *Petition*. (For a divorce, unless you are in the legal relationship described in 1b., at least one of you must comply with this requirement.)
  - b.  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.
  - c.  We are the same sex, were married in California, but currently live in a jurisdiction that does not recognize, and will not dissolve, our marriage. This *Petition* is filed in the county where we married.  
 Petitioner lives in (specify): \_\_\_\_\_ Respondent lives in (specify): \_\_\_\_\_
3. **STATISTICAL FACTS**
  - a.  (1) Date of marriage (specify): JULY 29, 2012 (2) Date of separation (specify): SEPTEMBER 9, 2020  
 (3) Time from date of marriage to date of separation (specify): 8 Years 1 Months
  - b.  (1) Registration date of domestic partnership with the California Secretary of State or other state equivalent (specify below): \_\_\_\_\_  
 (2) Date of separation (specify): \_\_\_\_\_  
 (3) Time from date of registration of domestic partnership to date of separation (specify): \_\_\_\_\_ Years \_\_\_\_\_ Months
4. **MINOR CHILDREN**
  - a.  There are no minor children.
  - b.  The minor children are:  

<u>Child's name</u>	<u>Birthdate</u>	<u>Age</u>
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  - c. (1)  continued on Attachment 4b. (2)  a child who is not yet born.
  - c. If any children listed above were born before the marriage or domestic partnership, the court has the authority to determine those children to be children of the marriage or domestic partnership.
  - d. If there are minor children of Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
  - e.  Petitioner and Respondent signed a voluntary declaration of parentage or paternity. (Attach a copy if available.)

PETITIONER: VARSHA PURASWANI  
RESPONDENT: CHANDRA PRAKASH JETHANI

CASE NUMBER:

22 FL001821

**Petitioner requests that the court make the following orders:**

**5. LEGAL GROUNDS (Family Code sections 2200–2210, 2310–2312)**

- a.  Divorce or  Legal separation of the marriage or domestic partnership based on (check one):
  - (1)  irreconcilable differences. (2)  permanent legal incapacity to make decisions.
- b.  Nullity of void marriage or domestic partnership based on
  - (1)  incest. (2)  bigamy.
- c.  Nullity of voidable marriage or domestic partnership based on
  - (1)  petitioner's age at time of registration of domestic partnership or marriage. (4)  fraud.
  - (2)  prior existing marriage or domestic partnership. (5)  force.
  - (3)  unsound mind. (6)  physical incapacity.

**6. CHILD CUSTODY AND VISITATION (PARENTING TIME)**

Petitioner Respondent Joint Other

- a. Legal custody of children to .....
- b. Physical custody of children to .....
- c. Child visitation (parenting time) be granted to .....

As requested in  form FL-311  form FL-312  form FL-341(C)  
 form FL-341(D)  form FL-341(E)  Attachment 6c(1)

**7. CHILD SUPPORT**

- a. If there are minor children born to or adopted by Petitioner and Respondent before or during this marriage or domestic partnership, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party.
- b. An earnings assignment may be issued without further notice.
- c. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.
- d.  Other (specify):

**8. SPOUSAL OR DOMESTIC PARTNER SUPPORT**

- a.  Spousal or domestic partner support payable to  Petitioner  Respondent
- b.  Terminate (end) the court's ability to award support to  Petitioner  Respondent
- c.  Reserve for future determination the issue of support payable to  Petitioner  Respondent
- d.  Other (specify):

**9. SEPARATE PROPERTY**

- a.  There are no such assets or debts that I know of to be confirmed by the court.
- b.  Confirm as separate property the assets and debts in  Property Declaration (form FL-160).  Attachment 9b.  
 the following list. Item Confirm to  
 All the jewelry gifted to me by family/friends and purchased for me, to be confirmed as my SP  
 THE TRUE NATURE AND EXTENT OF ALL THE SEPARATE PROPERTY IS NOT KNOWN NOW.

CASE NUMBER  
**22 FL001821**

PETITIONER: VARSHA PURASWANI  
RESPONDENT: CHANDRA PRAKASH JETHANI

**10. COMMUNITY AND QUASI-COMMUNITY PROPERTY**

- a.  There are no such assets or debts that I know of to be divided by the court.
- b.  Determine rights to community and quasi-community assets and debts. All such assets and debts are listed
  - in *Property Declaration* (form FL-160)       in Attachment 10b.
  - as follows (*specify*):  
THE EXACT EXTENT OF THE COMMUNITY PROPERTY IS NOT ASCERTAINED YET.

**11. OTHER REQUESTS**

- a.  Attorney's fees and costs payable by     Petitioner     Respondent
- b.  Petitioner's former name be restored to (*specify*):
- c.  Other (*specify*):

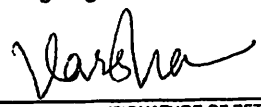
Continued on Attachment 11c.

**12. I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.**

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

Date: JUNE 1, 2022

VARSHA PURASWANI  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF PETITIONER)

Date:

(TYPE OR PRINT NAME)

  
(SIGNATURE OF ATTORNEY FOR PETITIONER)

**FOR MORE INFORMATION:** Read *Legal Steps for a Divorce or Legal Separation* (form FL-107-INFO) and visit "Families Change" at [www.familieschange.ca.gov](http://www.familieschange.ca.gov) — an online guide for parents and children going through divorce or separation.

**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, spousal or partner support.

**NOTICE—CANCELLATION OF RIGHTS:** Dissolution or legal separation may automatically cancel the rights of a domestic partner or spouse under the other domestic partner's or spouse's will, trust, retirement plan, power of attorney, pay-on-death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a domestic partner or spouse as beneficiary of the other partner's or spouse'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. Some changes may require the agreement of your partner or spouse or a court order.

<p><b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA</b></p> <p>STREET ADDRESS: 201 North First Street, San José, CA 95113</p> <p>MAILING ADDRESS: 191 North First Street</p> <p>CITY AND ZIP CODE: San José, California 95113</p> <p>BRANCH NAME: Family Justice Center</p>	<p>FOR COURT USE ONLY</p> <p>(ENDORSED)</p> <p><b>FILED</b></p> <p>JUN 03 2022</p> <p>Clerk of the Court                  Superior Court of Santa Clara                  BY <u>M. JOHNSON</u> DEPUTY</p> <p>22 FL001821                  CASE NUMBER</p>
<p>PETITIONER: VARSHA PURASWANI</p>	
<p>RESPONDENT: CHANDRA PRAKASH JETHANI</p>	
<p><b>FAMILY LAW NOTICE</b>  <b>Dissolution /Legal Separation/Nullity/Parentage</b></p>	

**PLEASE READ THIS ENTIRE FORM**

Your case has been assigned to Judge James E. Towery in Department: 11 for all purposes at the Family Courthouse Located at: 201 North First Street, San José, CA 95113.

**TO THE PETITIONER** (the person who started the case): You must serve a copy of this notice on the other party. **YOU CANNOT SERVE THE OTHER PARTY YOURSELF.**

**TO THE RESPONDENT** (the person who did not start the case): If you want to protect your rights and participate in this case, you must file a Response with the Court within **30 days** of being served.

**RULES FOR THE STATUS CONFERENCE:**

You must follow the California Rules of Court, the Superior Court of California, County of Santa Clara Local Family Law Rules and you must use the correct forms. You can access the California Rules of Court and Judicial Council forms at [www.courts.ca.gov/rules.htm](http://www.courts.ca.gov/rules.htm) and the Local Family Law Rules and Local forms at [www.scscourt.org](http://www.scscourt.org).

**A final Judgment will NOT be entered in your case automatically. You must take further action to finish your case!**

**IF YOU NEED HELP:**

- Please visit the Self Help section on the Court's website at [www.scscourt.org](http://www.scscourt.org)
- For a low cost consultation with a private attorney contact the Santa Clara County Bar Association at (408) 971-6822 (or [www.sccba.com](http://www.sccba.com)).
- You can also email or visit the Court's Self Help Center:
  - [www.scscourt.org](http://www.scscourt.org) click "Self-Help" then click "Free and Low Cost Legal Help" then click "Self Help Question Form"
  - You can leave a message at (408) 882-2926
  - Visit the Self Help Center located at 201 North First Street, San José, CA 95113, Monday through Thursday, during regular Court hours. Help is provided on a first come, first served bases.

If, after reviewing the Court's website or other information, you would like to schedule a Status Conference to review the status of your case and next steps to finish it, you may contact the Family Court Clerk's office at (408) 534-5600 or visit them in person at one of the three courthouses listed above during regular Court business hours. **The purpose of the Status Conference is to review your case's progress; it is not the date when your case is actually finished.**



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

1. LEGAL RELATIONSHIP (check all that apply):

- a.  We are married.
- b.  We are domestic partners and our domestic partnership was established in California.
- c.  We are domestic partners and our domestic partnership was NOT established in California.

2. RESIDENCE REQUIREMENTS (check all that apply):

- a.  Petitioner  Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of this *Petition*. (For a divorce, at least one person in the legal relationship described in items 1a and 1c must comply with this requirement.)
- b.  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.
- c.  We are the same sex, were married in California, but currently live in a jurisdiction that does not recognize, and will not dissolve, our marriage. This *Petition* is filed in the county where we married.  
 Petitioner lives in (specify): \_\_\_\_\_ Respondent lives in (specify): \_\_\_\_\_

3. STATISTICAL FACTS

- a.  (1) Date of marriage (specify): \_\_\_\_\_ (2) Date of separation (specify): \_\_\_\_\_  
 (3) Time from date of marriage to date of separation (specify): \_\_\_\_\_ Years \_\_\_\_\_ Months
- b.  (1) Registration date of domestic partnership with the California Secretary of State or other state equivalent (specify below): \_\_\_\_\_  
 (2) Date of separation (specify): \_\_\_\_\_  
 (3) Time from date of registration of domestic partnership to date of separation (specify): \_\_\_\_\_ Years \_\_\_\_\_ Months

4. MINOR CHILDREN

- 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>
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- (1)  continued on Attachment 4b.
- (2)  a child who is not yet born.
- c. If any children were born before the marriage or domestic partnership, the court has the authority to determine those children to be children of the marriage or domestic partnership.
- d. If there are minor children of Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
- e.  Petitioner and Respondent signed a voluntary declaration of paternity. A copy  is  is not attached.

PETITIONER: RESPONDENT:	CASE NUMBER:
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**Respondent requests that the court make the following orders:**

**5. LEGAL GROUNDS (Family Code sections 2200–2210; 2310–2312)**

- a.  Respondent contends that the parties never legally married or registered a domestic partnership.
- b.  Respondent denies the grounds set forth in item 5 of the petition.
- c.  Respondent requests
  - (1)  divorce  legal separation of the marriage or domestic partnership based on
    - (a)  irreconcilable differences. (b)  permanent legal incapacity to make decisions.
  - (2)  nullity of void marriage or domestic partnership based on
    - (a)  incest. (b)  bigamy.
  - (3)  nullity of voidable marriage or domestic partnership based on
    - (a)  respondent's age at time of registration of domestic partnership or marriage. (d)  fraud.
    - (b)  prior existing marriage or domestic partnership. (e)  force.
    - (c)  unsound mind. (f)  physical incapacity.

**6. CHILD CUSTODY AND VISITATION (PARENTING TIME)**

- |                                                          | 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 (parenting time) be granted to ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
- As requested in:  form FL-311     form FL-312     form FL-341(C)  
 form FL-341(D)     form FL-341(E)     Attachment 6c(1)

**7. CHILD SUPPORT**

- a. If there are minor children born to or adopted by Petitioner and Respondent before or during this marriage or domestic partnership, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party.
- b. An earnings assignment may be issued without further notice.
- c. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.
- d.  Other (specify):

**8. SPOUSAL OR DOMESTIC PARTNER SUPPORT**

- a.  Spousal or domestic partner support payable to  Petitioner  Respondent
- b.  Terminate (end) the court's ability to award support to  Petitioner  Respondent
- c.  Reserve for future determination the issue of support payable to  Petitioner  Respondent
- d.  Other (specify):

**9. SEPARATE PROPERTY**

- a.  There are no such assets or debts that I know of to be confirmed by the court.
- b.  Confirm as separate property the assets and debts in  Property Declaration (form FL-160).  Attachment 9b.  
 the following list. Item Confirm to

PETITIONER:  
RESPONDENT:

CASE NUMBER:

10. COMMUNITY AND QUASI-COMMUNITY PROPERTY

- a.  There are no such assets or debts that I know of to be divided by the court.
- b.  Determine rights to community and quasi-community assets and debts. All such assets and debts are listed
  - in *Property Declaration* (form FL-160).  in Attachment 10b.
  - as follows (*specify*):

11. OTHER REQUESTS

- a.  Attorney's fees and costs payable by  Petitioner  Respondent
- b.  Respondent's former name be restored to (*specify*):
- c.  Other (*specify*):

Continued on Attachment 11c.

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 RESPONDENT)

Date:

\_\_\_\_\_  
(TYPE OR PRINT NAME)



\_\_\_\_\_  
(SIGNATURE OF ATTORNEY FOR RESPONDENT)

**FOR MORE INFORMATION:** Read *Legal Steps for a Divorce or Legal Separation* (form FL-107-INFO) and visit "Families Change" at [www.familieschange.ca.gov](http://www.familieschange.ca.gov) — an online guide for parents and children going through divorce or separation.

**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, spousal or partner support.

**NOTICE—CANCELLATION OF RIGHTS:** Dissolution or legal separation may automatically cancel the rights of a domestic partner or spouse under the other domestic partner's or spouse's will, trust, retirement plan, power of attorney, pay-on-death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a domestic partner or spouse as beneficiary of the other partner's or spouse'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. Some changes may require the agreement of your partner or spouse or a court order.

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