| PARTY WITHOUT ATTORNEY OR ATTORNEY | STATE BAR NUMBER: | FOR COURT USE ONLY |
|---|---|---|
| NAME: | | |
| FIRM NAME: | | |
| STREET ADDRESS: | | |
| CITY: | STATE: ZIP CODE: | |
| TELEPHONE NO.: | FAX NO.: | |
| E-MAIL ADDRESS: | | |
| ATTORNEY FOR (*name*): | | |
| **SUPERIOR COURT OF CALIFORNIA, COUNTY OF** | | |
| STREET ADDRESS: | | |
| MAILING ADDRESS: | | |
| CITY AND ZIP CODE: | | |
| BRANCH NAME: | | |
| PETITIONER: | | |
| RESPONDENT: | | |
| **PETITION FOR** ☐ **AMENDED** | | CASE NUMBER: |
| ☐ **Dissolution (Divorce) of:** ☐ Marriage ☐ Domestic Partnership | | |
| ☐ **Legal Separation of:** ☐ Marriage ☐ Domestic Partnership | | |
| ☐ **Nullity of:** ☐ Marriage ☐ Domestic Partnership | | |

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):* (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:

| Child's name | Birthdate | Age |
|---|---|---|

   (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 ) must be attached.
   e. ☐ Petitioner and Respondent signed a voluntary declaration of parentage or paternity. *(Attach a copy if available.)*



Form Adopted for Mandatory Use
Judicial Council of California
FL-100 [Rev. January 1, 2020]

**PETITION—MARRIAGE/DOMESTIC PARTNERSHIP**
**(Family Law)**

Family Code, §§ 297, 299, 2320, 2330, 3409
*www.courts.ca.gov*

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

**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.
(2) ☐ prior existing marriage or domestic partnership.
(3) ☐ unsound mind.
(4) ☐ fraud.
(5) ☐ force.
(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 ). ☐
☐ the following list. Item Confirm to

| PETITIONER:<br>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 ) ☐ in

☐ as follows *(specify)*:

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:

(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* ( ) and visit "Families Change" at **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 polices, 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.