



DIVORCE LEGAL SEPARATION

Please note: it is important that the names of the parties on the paperwork match **BOTH** your ID (ex. CA Driver License or Passport) **AND** your names as listed on your marriage certificate. If that's not the case, please notify the staff at The Document People, so we can avoid delays in the approval of your paperwork.

1. INFORMATION ABOUT YOU, THE PETITIONER

Your full name _____ Male Female
Your address _____
City _____ State _____ Zip _____
Best Telephone number to reach you at _____
E-mail we can safely use to send you documents to review _____

2. INFORMATION ABOUT YOUR SPOUSE, THE RESPONDENT

Her/His full name _____ Male Female
Her/His address _____
City _____ State _____ Zip _____
Best number to reach your spouse _____
Your spouse's e-mail _____
Is your spouse on active military duty? YES NO

3. RESIDENCY REQUIREMENTS

I have been a resident of California for at least the last 6 months AND a resident of the County in which I intend to file the divorce for at least the last 3 months. YES NO

My spouse has been a resident of California for at least the last 6 months AND a resident of the County in which I intend to file the divorce for at least the last 3 months. YES NO

4. Date of MARRIAGE (MM/DD/YY): _____

5. Date of SEPARATION (MM/DD/YY): _____

6. I would like to restore my former name to: _____
(write full MAIDEN NAME including middle name)

Please note: we will file your petition at the LOCAL COURT determined based on your zip code, unless you indicate a different Court here: _____

Please sign here → _____
"All answers are provided by me and I did NOT receive any legal advice from The Document People's staff"

7. Indicate how **community property** assets and debts will be listed on the petition (check 1 only)

We have no community property assets or debts subject to disposition by the Court **OR**

There are community property assets and debts and the larger assets and debts are listed below...

Assets

Debts

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

8. Regarding **separate property** assets and debts currently known (check 1 only)

We have no separate assets or debts subject to disposition by the court in this proceeding **OR**

There are separate property assets and debts and the large assets and debts are listed below...

Assets

Petitioner **OR** Respondent

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Debts

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

9. SPOUSAL SUPPORT

Multiple selections are allowed

I would like spousal support to be payable to: myself, the petitioner
 my spouse, the respondent

I would like to **terminate** the court's ability to award spousal support to:
 myself, the petitioner
 my spouse, the respondent

I would like to **reserve** for future determination the issue of spousal support to
 myself, the petitioner
 my spouse, the respondent

10. How are you planning to SERVE your spouse?

- By **mail** (as long as the respondent is willing to sign the Acknowledgment).
- Spouse will **come in** the store to be served.
- Personal Service by **third party**.
- By **publication** in a newspaper (allowed in missing spouse cases).

CHECK LIST

- | | | |
|-----|----|---|
| YES | NO | Do you own real estate with your spouse that needs to be divided (Quitclaim)? |
| YES | NO | Do you have any existing orders from the court that need to be changed (Request for Order)? |
| YES | NO | Have you updated your will or living trust according to this situation (Living Trust)? |

11. **MINOR CHILDREN** of the marriage who are children of the parties:

Minor Child' Full Legal Name	City & State of Birth	Date of Birth	Age	Gender	
_____	_____	___/___/___	___	M	F
_____	_____	___/___/___	___	M	F
_____	_____	___/___/___	___	M	F
_____	_____	___/___/___	___	M	F
_____	_____	___/___/___	___	M	F

12. Were any of the children above born BEFORE the date of the marriage? YES NO

13. If you answered NO to the previous question, please skip to question 14.
If you answered YES to the previous question; how paternity will be handled?

The biological father will sign a voluntary declaration of parentage.
The court will determine parentage of such children.

14. **CUSTODY** Petitioner Respondent Joint Other

Who should get legal custody of the child(ren)?
Who should get physical custody of the child(ren)?
Who should get visitation with the child(ren)?

Although this is not a legal definition of legal custody, in general, a parent with legal custody has legal authority to make decisions for his/her child on issues such as education, medical care, dental care, and religion.

Joint Legal Custody

Parents who have joint legal custody will share in the responsibility of making decisions and raising the child. According to California Family Code section 3003, "joint legal custody" means both parents shall share the right and the responsibility to make the decisions relating to the health, education and welfare of a child."

Sole Legal Custody

A parent with sole legal custody will make the decisions regarding the upbringing of the child. According to the California Family Code section 3006, "sole legal custody" means that one parent shall have the right and the responsibility to make the decisions relating to the health, education, and welfare of a child."

15. ARE THERE **COURT ORDERS** REGARDING THE CHILD(REN) ? YES NO
(Paternity, etc.)

COMPLETE THIS SECTION IF THERE ARE COURT ORDERS REGARDING THE CHILD(REN).

Date of Order _____

Court _____

Branch _____

Nature of proceeding _____
(Type of Case, Family Law, CPS, District Attorney, Paternity)

Status of proceeding _____ (ex. Closed, pending...)

Do you know of any person who is not a party to this proceeding who has physical custody or claims to have custody of or visitation rights with any child subject to this proceeding?

If yes, describe case, and provide name and address of that person:

Describe: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

RESIDENCE INFORMATION OF OLDEST MINOR CHILD. Beginning with the current address of the child and going back in the past, list the address(es) of the child for the past 5 years.

Child's Full Legal Name _____

Dates (From-To) ___/___ to PRESENT	Address where child lived	Name and current address of person(s) child lived with	Relationship to child
___/___ to PRESENT	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
___/___ to	_____	_____	_____
___/___	_____	_____	_____
	_____	_____	_____
___/___ to	_____	_____	_____
___/___	_____	_____	_____
	_____	_____	_____
___/___ to	_____	_____	_____
___/___	_____	_____	_____
	_____	_____	_____
___/___ to	_____	_____	_____
___/___	_____	_____	_____
	_____	_____	_____

Do you have more than one minor child? YES NO
 If you answered "NO", then this is the last question we need you to answer.
 If you answered "YES", then please continue to the next question:

Have all of your minor children lived together? YES NO
 If you answered "YES", this is the last question we need you to answer.
 If you answered "NO", then please ***print out as many copies of this page as the number of minor children you have, and fill them out accordingly.***