



SUPERIOR COURT OF CALIFORNIA

**COUNTY OF TULARE**

[www.tulare.courts.ca.gov](http://www.tulare.courts.ca.gov) • (559) 730-5000

## **DIVORCE / LEGAL SEPARATION / NULLITY**

### **PART 2: JUDGMENT**

<b>Forms included in this packet:</b>		
<b>READ</b>	This packet	Instructions
	FL-182	Judgment Checklist – Dissolution / Legal Separation
<b>DEFAULT JUDGMENT</b>	FL-165	Request to Enter Default
	FL-170	Declaration for Default or Uncontested Dissolution or Legal Separation
	FL-180	Judgment
	FL-190	Notice of Entry of Judgment
<b>DEFAULT WITH AGREEMENT</b>	FL-141	Declaration Regarding of Service of <i>Declaration of Disclosure and Income and Expense Declaration</i>
	FL-165	Request to Enter Default
	FL-170	Declaration for Default or Uncontested Dissolution or Legal Separation
	FL-180	Judgment
	FL-190	Notice of Entry of Judgment
<b>UNCONTESTED JUDGMENT</b>	FL-130	Appearance, Stipulations, and Waivers
	FL-130(A)	Declaration and Conditional Waiver of Rights Under the <i>Servicemembers Civil Relief Act</i>
	FL-141	Declaration Regarding of Service of <i>Declaration of Disclosure and Income and Expense Declaration</i>
	FL-144	Stipulation and Waiver of Final Declaration of Disclosure
	FL-170	Declaration for Default or Uncontested Dissolution or Legal Separation
	FL-180	Judgment
	FL-190	Notice of Entry of Judgment

## **Divorce / Legal Separation / Nullity: Part 2**

### **Completing Forms:**

Fillable, printable PDF versions of the Judicial Council forms contained in this packet are available online at: <https://courts.ca.gov/rules-forms/find-your-court-forms>. You can type the forms and print them out for filing. The local forms referenced in this packet are available on the Tulare County Superior Court's website at: <https://www.tulare.courts.ca.gov/forms-filing/local-forms-information-filing-instructions>.

You can also use LawHelp Interactive, which is a free website that helps you fill out legal documents based on your answers to a series of questions. Details are available at: <https://lawhelpinteractive.org/Interview/GenerateInterview/8213/engine>

### **Self-Help Resource Center:**

If you do not have an attorney representing you, free assistance is available. Please contact the Self-Help Resource Center, also known as the Office of the Family Law Facilitator. The Self-Help Resource Center will provide instructions on how to complete the forms and how to properly serve notice on all the necessary parties. Staff can answer your procedural questions and explain the court process but **CANNOT** complete your forms for you, provide legal advice, or represent you in court. The Self-Help Resource Center can be reached at (559) 737-5500 and [selfhelp@tulare.courts.ca.gov](mailto:selfhelp@tulare.courts.ca.gov), and offices are located at:

- County Civic Center: 221 S. Mooney Blvd., Room 203, Visalia CA 93291
- South County Justice Center: 300 E. Olive Ave., Porterville, CA 93257

### **Other Resources:**

If you have further questions or concerns, you may wish to consult with an attorney or use the assistance of a paralegal or typing service. You may also conduct self-research at:

- California Courts' Self-Help website: <https://selfhelp.courts.ca.gov/>
- Tulare County Law Library: <https://tularecounty.ca.gov/lawlibrary/>
  - The Tulare County Law Library is located on the ground floor of the County Civic Center, and Law Library computer terminals are available in the Self-Help Resource Center in the South County Justice Center.
- Sacramento County Public Law Library: <https://saclaw.org/>

# INSTRUCTIONS

This packet, entitled **Divorce / Legal Separation / Nullity – Part 2: Judgment**, provides instructions for submitting the paperwork for a Default Judgment, Default with Agreement, or Uncontested Judgment. You should have already filed your **Petition**, served your spouse with the required financial disclosures, and filed your FL-141 form. If you have not completed these steps, review the packet entitled, **Divorce / Legal Separation / Nullity – Part 1: Petition and Financial Disclosures**.

**Nullity Cases:** If you filed for nullity, the case cannot proceed by Default. Attend the Case Management Conference (CMC), where the Court will set a "prove-up" hearing for you to appear and show your evidence supporting your claim of nullity. The CMC hearing date will be stamped on the first page of your **Petition**.

## STEP 1: REVIEW YOUR SPOUSE'S RESPONSE

Your next action will depend on what your spouse has done in response to your **Petition**. There are four possible options depending on whether your spouse filed a **Response (FL-120)** and whether you and your spouse have an agreement on all issues (*child custody, child support, spousal support, and property*).

- **Default Judgment:** Your spouse was served at least 30 days ago, and they did not file a *Response*.
- **Default with Agreement:** Your spouse was served at least 30 days ago, they did not file a *Response*, and you have an agreement on all issues.
- **Uncontested Judgment:** Your spouse was served, they filed a *Response*, and you have an agreement on all issues.
- **Contested Case:** Your spouse was served, they filed a *Response*, and you do not have an agreement on all issues.

**Contested Case:** If your spouse filed a **Response** and there is no agreement, attend the CMC hearing and explain to the Court what is happening in your case (for example, tell the court if there are issues with service or if you and your spouse are close to an agreement). The Court will review whether both parties have filed their FL-141 forms (*Declaration Regarding Service of Declaration of Disclosure and Income and Expense Declaration*). If FL-141 forms have not been filed, the Court will instruct the relevant party to do so, and will set a further CMC hearing to track the status of your case. If both parties have filed their FL-141 forms, the Court will set a trial date.

- If you have property matters in dispute, the Court may send the parties to mediation with the *Better Business Bureau* to try to resolve those issues prior to trial.
- If you have child support issues to resolve, the Court may send the parties to meet with the *Department of Child Support Services*.

## STEP 2: COMPLETE THE FORMS

Now that you've identified how your spouse responded to your **Petition**, complete the relevant forms for a Default Judgment, Default with Agreement, or Uncontested Judgment. Review the **Judgment Checklist – Dissolution / Legal Separation (FL-182)**, for more information.

### **Need assistance preparing your Judgment?**

The Self-Help Resource Center (SHRC) can assist you with completing the forms for submission to the judge. If you and your spouse have an agreement on all issues, the SHRC can assist with writing up the *Settlement Agreement*. Visit your nearest SHRC for more information and estimated timeframes for completion. If your **Judgment** is accepted for signature before your first CMC hearing, you can complete your divorce / legal separation case without attending court. If so, the CMC hearing will come off calendar.

### **Default Judgment:**

If your spouse was served and no **Response** has been filed after 30 days, complete the following:

- **FL-165** – Request to Enter Default
- **FL-170** – Declaration for Default or Uncontested Dissolution or Legal Separation
- **FL-180** – Judgment
  - Include **Judgment Attachments** to match the custody, support and property orders that you requested in your **Petition**. Attachments are available at:  
<https://www.tulare.courts.ca.gov/forms-filing/local-forms-information-filing-instructions>.
  - If you have a long-term marriage (*10 years or more*) and are seeking spousal support, check the boxes for **Reserved** and **Petitioner** at item 4(l)(1).
- **FL-190** – Notice of Entry of Judgment

Note: The Court will not sign a *Default Judgment* that:

- is missing custody and support orders in cases involving minor children.
- includes orders not requested in the **Petition**.
- includes orders for termination of spousal support in a long-term marriage (*over 10 years*).
- includes property orders for *unequal* division of property.

### **Default with Agreement:**

If your spouse was served and has not filed a **Response** after 30 days, but you have an agreement on all issues, complete the following:

- **FL-141** – Declaration Regarding Service of **Preliminary Declaration of Disclosure** and **Income and Expense Declaration**
  - The *Respondent* must file (*the Petitioner would have filed their FL-141 earlier*).

- **FL-165** – Request to Enter Default
- **FL-170** – Declaration for Default or Uncontested Dissolution or Legal Separation
- **FL-180** – Judgment
  - Include the necessary **Judgment Attachments** as described above.
  - Attach your written **Settlement Agreement**. The *Respondent*'s signature on the **Settlement Agreement** must be **notarized**, or can be witnessed by SHRC staff.
- **FL-190** – Notice of Entry of Judgment

Note: The *Respondent* will not be charged a first-filing fee if the signed *Settlement Agreement* is included in the **Judgment**.

### **Uncontested Judgment:**

If your spouse filed a **Response** and you have an agreement on all issues, complete the following:

- **FL-130** – Appearance, Stipulations, and Waivers
  - Both parties sign this form.
- **FL-130(A)** – Declaration and Conditional Waiver of Rights Under the *Servicemembers Civil Relief Act*
  - The *Respondent* signs this form only if they are a servicemember on active duty.
  - Attach this form to the FL-130.
- **FL-141** – Declaration Regarding of Service of **Preliminary Declaration of Disclosure** and *Income and Expense Declaration*
  - The *Respondent* must file (*the Petitioner would have filed their FL-141 earlier*).
- **FL-144** – Stipulation and Waiver of Final Declaration of Disclosure
  - Both parties sign this form.
- **FL-170** – Declaration for Default or Uncontested Dissolution or Legal Separation
- **FL-180** – Judgment
  - Include the necessary **Judgment Attachments** as described above.
  - Attach your written **Settlement Agreement**. The *Respondent*'s signature on the **Settlement Agreement** must be **notarized**, or can be witnessed by SHRC staff.
- **FL-190** – Notice of Entry of Judgment

## STEP 3: FILE THE FORMS

Take the original and two copies of each completed form to the Clerk of Court for filing, located at the courthouses in Visalia and Porterville, at:

- County Civic Center: 221 S. Mooney Blvd., Room 201, Visalia, CA 93291
- South County Justice Center: 300 E. Olive Ave., Porterville, CA 93257

In addition to your forms, give the Clerk self-addressed stamped envelopes as indicated below:

Default Judgment or Default with Agreement: Provide three envelopes and five stamps.

- One envelope should be addressed to the *Petitioner*, with 2 stamps affixed.
- One envelope should be addressed to the *Respondent*, with 2 stamps affixed.
- One envelope should be addressed to the *Respondent*, with 1 stamp affixed.

Uncontested Judgment: Provide two envelopes and four stamps.

- One envelope should be addressed to the *Petitioner*, with 2 stamps affixed.
- One envelope should be addressed to the *Respondent*, with 2 stamps affixed.

The Clerk of Court will use these envelopes to send signed copies of the **Judgment** and **Notice of Entry of Judgment** to both parties. If you are filing for Default Judgment or Default with Agreement, the Clerk of Court will also send a copy of the **Request to Enter Default (FL-165)** to your spouse.

## FURTHER INFORMATION

### When is my case finished?

Once your documents are submitted to the Clerk of Court, expect to wait six to eight weeks to receive the final filed copies in the mail. If you filed for **divorce** or **legal separation**, the date of your divorce or legal separation will be listed on your **Judgment** at Item 4(a)(1).

- For divorces, the earliest date that your divorce can be finalized is 6 months plus 1 day from the date the *Respondent* was served the **Petition** and **Summons**.
- There is no 6-month waiting period for a legal separation.

If you filed for **nullity**, the annulment is effective on the date the **Judgment** is signed by the judge, not the date of the prove-up hearing.

### Post-Judgment Orders:

Once your **Judgment** has been entered, either party may request to modify support, custody, or visitation, by filing a **Request for Order (FL-300)**. This form may be found on the Judicial Council website (see *URL listed on page 2 of this packet*), and a packet is available at the Clerk of Court.

### Name change:

If you requested to restore your maiden name, this will be listed on your **Judgment** at Item 4(f). To change your name at the *Department of Motor Vehicles* or the *Social Security Administration*, obtain a certified copy of the **Judgment** from the Clerk of Court.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):       TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b>  STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER:  RESPONDENT:	
<b>JUDGMENT CHECKLIST— DISSOLUTION/LEGAL SEPARATION</b>	CASE NUMBER:

This judgment checklist is a list of documents that a court may require to complete a default or uncontested judgment. The checklist may be filed along with your judgment, but is not required. If the forms or other documents have already been filed, you should check the boxes indicating that they have been previously filed. Unless listed otherwise on this form, when you file a document with the court, you should submit an original and 2 copies. One copy is for you and one is for the other party. There are three types of default and uncontested judgments:

- **Default With No Agreement (no response and no written agreement)**
- **Default With Agreement (no response, but there is a written agreement)**
- **Uncontested Case (response filed, or other appearance by respondent, and a written agreement)**

1. ☐ **DEFAULT WITH NO AGREEMENT (no response and no written agreement)**

(Please check the box by each document being filed)

Previously Filed

- |  |                          |
|--|--------------------------|
| a. <input type="checkbox"/> Proof of Service of Summons (form FL-115) or other proof of service  | <input type="checkbox"/> |
| b. <input type="checkbox"/> Request to Enter Default (form FL-165), with a stamped envelope addressed to respondent and the court clerk's address as the return address  | <input type="checkbox"/> |
| c. <input type="checkbox"/> Petitioner's Declaration Regarding Service of Declaration of Disclosure (form FL-141)  | <input type="checkbox"/> |
| d. <input type="checkbox"/> Declaration for Default or Uncontested Dissolution or Legal Separation (form FL-170)   |                          |
| e. <input type="checkbox"/> Judgment (form FL-180) (5 copies)  |                          |
| f. <input type="checkbox"/> Notice of Entry of Judgment (form FL-190)  |                          |
| g. <input type="checkbox"/> 2 stamped envelopes of sufficient size and with sufficient postage to return the Judgment and Notice of Entry of Judgment, one envelope addressed to petitioner and the other to respondent. |                          |

**If there are minor children of the marriage or domestic partnership:**

- |  |                          |
|--|--------------------------|
| h. <input type="checkbox"/> Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) (form FL-105).<br>(A new form must be filed if there have been any changes since the one most recently filed.)                   | <input type="checkbox"/> |
| i. <input type="checkbox"/> Petitioner's Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155). (Needed unless one has been filed within the past 90 days and there have been no changes since then.) | <input type="checkbox"/> |
| j. <input type="checkbox"/> Computer printout of guideline child support (optional)  |                          |
| k. <input type="checkbox"/> Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order (form FL-192). This may be attached by the petitioner or by the court.   |                          |

PETITIONER:	CASE NUMBER:
RESPONDENT:	

Previously Filed

- l. ☐ Child Support Order
- ☐ Stipulation to Establish or Modify Child Support and Order (form FL-350) (attach to Judgment), or
- ☐ Child Support Information and Order Attachment (form FL-342) (attach to Judgment), or
- ☐ Written agreement containing declarations required by Family Code section 4065(a) (attach to Judgment)
- m. ☐ Income Withholding for Support (form FL-195/OMB No. 0970-0154)
- n. ☐ Child Custody and Visitation (Parenting Time) Order Attachment (form FL-341) or other proposed written order containing the information required by Family Code 3048(a) (attach to Judgment)

**If spousal/partner support is requested, the marriage/partnership is over 10 years in duration, or termination of spousal/partner support for the respondent is requested:**

- o. ☐ Spousal or Partnership Support Declaration Attachment (form FL-157)
- p. ☐ Income and Expense Declaration (form FL-150) (Needed unless a current financial declaration has been filed within the past 90 days and there have been no changes since then.) ☐
- q. ☐ Spousal, Partner, or Family Support Order Attachment (form FL-343) or other proposed written order (attach to Judgment)

**If assets or debts need to be divided or assigned:**

- r. ☐ Property Declaration (form FL-160) ☐
- s. ☐ Property Order Attachment to Judgment (form FL-345) or other proposed written order (attach to Judgment)

**If attorney fees and costs are requested:**

- t. ☐ Request for Attorney Fees and Costs (form FL-319)
- u. ☐ Attorney Fees and Costs Order Attachment (form FL-346) or other proposed written order (attach to Judgment)

2. ☐ **DEFAULT WITH AGREEMENT (no response and a written agreement)**

- a. ☐ Proof of Service of Summons (form FL-115) or other proof of service ☐
- b. ☐ Request to Enter Default (form FL-165), with a stamped envelope addressed to respondent and the court clerk's address as the return address ☐
- c. ☐ Petitioner's Declaration Regarding Service of Declaration of Disclosure (form FL-141) (preliminary) ☐
- d. Declaration Regarding Service of Final Declaration of Disclosure ☐
- ☐ Petitioner's Declaration Regarding Service of Declaration of Disclosure (form FL-141) (final) or
- ☐ Stipulation and Waiver of Final Declaration of Disclosure (form FL-144) or
- ☐ Separately filed waiver or waiver included in a written agreement under Family Code section 2105(d)
- e. ☐ Declaration for Default or Uncontested Dissolution or Legal Separation (form FL-170)
- f. ☐ Written agreement of the parties. Respondent's signature on the agreement must be notarized. (attach to Judgment.)
- g. ☐ Judgment (form FL-180) (5 copies)
- h. ☐ Notice of Entry of Judgment (form FL-190)
- i. ☐ 2 stamped envelopes of sufficient size and with sufficient postage to return the Judgment and Notice of Entry of Judgment, one envelope addressed to petitioner and the other to respondent

**If there are minor children of the marriage or domestic partnership:**

- j. ☐ Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) (form FL-105). (A new form must be filed if there have been any changes since the one most recently filed.) ☐
- k. ☐ Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155). (Needed unless one has been filed within the past 90 days and there have been no changes since then.)



PETITIONER:	CASE NUMBER:
RESPONDENT:	

Previously Filed

- l. ☐ Computer printout of guideline child support (*optional*).
- m. ☐ *Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order* (form FL-192). This may be attached by the petitioner or by the court.
- n. Child Support Order
- ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350) (*attach to Judgment*), or
- ☐ *Child Support Information and Order Attachment* (form FL-342) (*attach to Judgment*), or
- ☐ Written agreement containing declarations required by Family Code section 4065(a) (*attach to Judgment*)
- o. ☐ *Income Withholding for Support* (form FL-195/OMB No. 0970-0154)
- p. ☐ *Child Custody and Visitation Order Attachment* (form FL-341) or written agreement containing the information required by Family Code section 3048(a) (*attach to Judgment*)

3. ☐ **UNCONTESTED CASE (Response filed, or other appearance by respondent, and a written agreement)**

- a. ☐ *Proof of Service of Summons* (form FL-115) or other proof of service if you want to use the date of service as the beginning of the six-month waiting period. ☐
- b. ☐ *Appearance, Stipulations, and Waivers* (form FL-130) ☐
- c. ☐ Respondent's filing fee, if first appearance, unless respondent has a fee waiver or is currently on active duty in the military ☐
- d. ☐ *Declaration Regarding Service of Declaration of Disclosure* (**both** petitioner's and respondent's preliminary) (form FL-141) ☐
- e. Declaration Regarding Service of Final Declaration of Disclosure ☐
- ☐ *Declaration Regarding Service of Declaration of Disclosure* (**both** petitioner's and respondent's final) (form FL-141), or
- ☐ *Stipulation and Waiver of Final Declaration of Disclosure* (form FL-144), or
- ☐ Separately filed waiver or waiver included in a written agreement under Family Code section 2105(d)
- f. ☐ *Declaration for Default or Uncontested Dissolution or Legal Separation* (form FL-170)
- g. ☐ Written agreement of the parties (*attach to Judgment*)
- h. ☐ *Judgment* (form FL-180) (*5 copies*)
- i. ☐ *Notice of Entry of Judgment* (form FL-190)
- j. ☐ 2 stamped envelopes of sufficient size and with sufficient postage to return the *Judgment* and *Notice of Entry of Judgment*, one envelope addressed to petitioner and the other to respondent

**If there are minor children of the marriage or domestic partnership:**

- k. ☐ *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105). ☐  
(*A new form must be filed if there have been any changes since the one most recently filed.*)
- l. ☐ Computer printout of guideline child support (*optional*)
- m. ☐ *Notice of Rights and Responsibilities and Information Sheet on Changing a Child Support Order* (form FL-192). This may be attached by either party or by the court.
- n. Child Support Order
- ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350) (*attach to Judgment*) or
- ☐ *Child Support Information and Order Attachment* (form FL-342) (*attach to Judgment*), or
- ☐ Written agreement which includes declarations required by Family Code section 4065(a) (*attach to Judgment*)
- o. ☐ *Income Withholding for Support* (form FL-195/OMB No. 0970-0154)
- p. ☐ *Child Custody and Visitation Order Attachment* (form FL-341) or written agreement containing the information required by Family Code section 3048(a) (*attach to Judgment*)



- Date:

(SIGNATURE OF [ATTORNEY FOR] PETITIONER)

a. ☐ No mailing is required because service was by publication or posting and the address of the respondent remains unknown.

b. ☐ A copy of this *Request to Enter Default*, including any attachments and an envelope with sufficient postage, was provided to the court clerk, with the envelope addressed as follows (*address of the respondent's attorney or, if none, the respondent's last known address*):

Date:

(SIGNATURE OF DECLARANT)

☐ Request to Enter Default mailed to the respondent or the respondent's attorney on (date): \_\_\_\_\_.

☐ Default entered as requested on (date): \_\_\_\_\_.

☐ Default **not** entered. Reason: \_\_\_\_\_.

Clerk, by \_\_\_\_\_, Deputy

PETITIONER: RESPONDENT:	CASE NUMBER:
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**5. Memorandum of costs**

- a. ☐ Costs and disbursements are waived.
- b. Costs and disbursements are listed as follows:
- |  |           |  |
|--|-----------|--|
| (1) <input type="checkbox"/> Clerk's fees .....              | \$        |  |
| (2) <input type="checkbox"/> Process server's fees .....     | \$        |  |
| (3) <input type="checkbox"/> Other ( <i>specify</i> ): ..... | \$        |  |
| .....  | \$        |  |
| .....  | \$        |  |
| .....  | \$        |  |
| <b>TOTAL</b>   | <b>\$</b> |  |
- c. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief, the foregoing items of cost are correct and have been necessarily incurred in this cause or proceeding.

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)

**6. Declaration of nonmilitary status** (*required for a judgment*).

The respondent is not in the military service of the United States as defined by either the Servicemembers Civil Relief Act (see 50 U.S.C. § 3911(2)) or California Military and Veterans Code sections 400 and 402(f).

I know that the respondent is not in the U.S. military service because (*check all that apply*):

- a. ☐ the search results that I received from [scra.dmdc.osd.mil/](https://scra.dmdc.osd.mil/) say the respondent is not in the U.S. military service.
- b. ☐ I am in regular communication with the respondent and know that they are not in the U.S. military service.
- c. ☐ I recently contacted the respondent, and they told me that they are not in the U.S. military service.
- d. ☐ I know that the respondent was discharged from U.S. military service on or about (*date*): \_\_\_\_\_
- e. ☐ the respondent is not eligible to serve in the U.S. military because they are incarcerated (in jail or prison).
- f. ☐ other (*specify*): \_\_\_\_\_

**Note**

- U.S. military status can be checked online at [scra.dmdc.osd.mil/](https://scra.dmdc.osd.mil/).
- If the respondent is in the military service, or their military status is unknown, the respondent is entitled to certain rights and protections under federal and state law before a default judgment can be entered.
- For more information, see [selfhelp.courts.ca.gov/military-defaults](https://selfhelp.courts.ca.gov/military-defaults).

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)

PARTY WITHOUT ATTORNEY OR ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER: RESPONDENT:	
<b>DECLARATION FOR DEFAULT OR UNCONTESTED</b> <input type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION	
CASE NUMBER:	

(NOTE: Items 1 through 12 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 ☐ amended ☐ Petition ☐ Response is true and correct.
4. **Type of case** (check a, b, or c):
  - a. ☐ **Default without agreement**
    - (1) No response has been filed and there is no written agreement or stipulated judgment between the parties;
    - (2) The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition; and
    - (3) The following statement is true (check one):
      - (A) ☐ There are no assets or debts to be disposed of by the court.
      - (B) ☐ The community and quasi-community assets and debts are listed on the **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* (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.
  - b. ☐ **Default with agreement**
    - (1) No response has been filed and the parties have agreed that the matter may proceed as a default matter without notice; and
    - (2) The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.
  - c. ☐ **Uncontested**
    - (1) Both parties have appeared in the case; and
    - (2) The parties have entered into a written agreement regarding their property and their marriage or domestic partnership rights, including support, the original of which is being or has been submitted to the court. I request that the court approve the agreement.
5. **Declaration of disclosure** (check a, b, c, or d):
  - a. ☐ Both the parties 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 by default. I am the petitioner in this action, and service of the summons on respondent was done by publication or posting under court order. Service of the preliminary *Declaration of Disclosure* (form FL-140) is not required. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.

PETITIONER: RESPONDENT:	CASE NUMBER:
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- d. ☐ 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 on the *Stipulation and Waiver of Final Declaration of Disclosure* (form FL-144), in the settlement agreement or proposed judgment, or in another, separate stipulation.
6. ☐ **Child custody and visitation (parenting time)** should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. ☐ The information in *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act* (UCCJEA) (form FL-105) ☐ has ☐ has not changed since it was last filed with the court. (If changed, attach updated form.)
- b. ☐ There is an existing court order for custody/parenting time in another case in (county):  
The case number is (specify):
- c. ☐ The current custody and visitation (parenting time) previously ordered in this case, or the current schedule is (specify):
- ☐ Contained on Attachment 6c.
- d. ☐ The facts that support the requested judgment are (In a default case, state your reasons below):
- ☐ Contained on Attachment 6d.
7. ☐ **Child support** should be ordered as set forth in the proposed *Judgment* (form FL-180).
- a. If there are minor children, check and complete item (1) if applicable and item (2) or (3):
- (1) ☐ Child support is being enforced in another case in (county):  
The case number is (specify):
- (2) ☐ The information in the child support calculation attached to the proposed judgment is correct based on my personal knowledge.
- (3) ☐ 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 7a(3).
- b. Complete items (1) and (2) regarding public assistance.
- (1) I ☐ am receiving ☐ am not receiving ☐ intend to apply for public assistance for the child or children listed in the proposed order.
- (2) To the best of my knowledge, the other party ☐ is ☐ is not receiving public assistance.
- ☐ 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.
8. **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:  
☐ Petitioner ☐ Respondent
- c. ☐ I ask the court to terminate forever spousal or partner support for: ☐ Petitioner ☐ Respondent
- d. ☐ Spousal support or domestic partner support should be ordered as set forth in the proposed *Judgment* (form FL-180) based on the factors described in:  
☐ *Spousal or Partner Support Declaration Attachment* (form FL-157)  
☐ written agreement  
☐ attached declaration (Attachment 8d)
- e. ☐ Family support should be ordered as set forth in the proposed *Judgment* (form FL-180).
- f. ☐ Other (specify):

PETITIONER: RESPONDENT:	CASE NUMBER:
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9. ☐ **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* (form FL-180).
- a. ☐ A voluntary declaration of parentage or paternity is attached.
- b. ☐ Parentage was previously established by the court in (*county*):  
The case number is (*specify*):  
☐ The written agreement of the parties regarding parentage is attached here (Attachment 9b) or to the proposed *Judgment* (form FL-180).
10. ☐ **Attorney fees** should be ordered as set forth in the proposed *Judgment* (form FL-180).  
☐ The facts in support of this request are on *Request for Attorney's Fees and Costs Attachment* (form FL-319).  
☐ Other (*specify facts below*):

11. ☐ The judgment should be entered nunc pro tunc for the following reasons (*specify*):

12. ☐ Petitioner ☐ Respondent requests restoration of the former name as set forth in the proposed *Judgment* (form FL-180) (*proceedings for dissolution or nullity of marriage only*).
13. Irreconcilable differences 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.
14. 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

15. If this is a dissolution of a marriage or domestic partnership created in another state, the petitioner 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.
16. I ask that the court grant the request for a judgment of dissolution of marriage or domestic partnership based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (form FL-180) submitted with this declaration.
17. ☐ **Status only judgment:** This declaration is only for the termination of marital or domestic partner status. I ask the court to reserve jurisdiction over all other issues not requested in this declaration for later determination.

#### THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS

18. I ask that the court grant the request of a judgment for legal separation based on irreconcilable differences and that the court make the orders set forth in the proposed *Judgment* (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.**

19. ☐ 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):          TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
<b>MARRIAGE OR PARTNERSHIP OF</b> PETITIONER: RESPONDENT:	
<div style="text-align: center;"><b>JUDGMENT</b></div> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> <b>DISSOLUTION</b>  <input type="checkbox"/> Status only  <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status  <input type="checkbox"/> Judgment on reserved issues  <b>Date marital or domestic partnership status ends:</b> </div> <div style="width: 30%;"> <input type="checkbox"/> <b>LEGAL SEPARATION</b> </div> <div style="width: 30%;"> <input type="checkbox"/> <b>NULLITY</b> </div> </div>	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 ☐ Agreement in court
    - 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 (Last name, first name of each party):  	CASE NUMBER:  
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4. i. ☐ 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
- j. ☐ Child custody and visitation (parenting time) are ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).
- (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) ☐ Previously established in another case. Case number: Court:
- k. ☐ Child support is ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).
- (2) ☐ *Child Support Information and Order Attachment* (form FL-342).
- (3) ☐ *Stipulation to Establish or Modify Child Support and Order* (form FL-350).
- (4) ☐ Previously established in another case. Case number: Court:
- l. ☐ Spousal, domestic partner, or family support is ordered:
- (1) ☐ Reserved for future determination as relates to ☐ petitioner ☐ respondent
- (2) ☐ Jurisdiction terminated to order spousal or partner support to ☐ petitioner ☐ respondent
- (3) ☐ As set forth in the attached *Spousal, Partner, or Family Support Order Attachment* (form FL-343).
- (4) ☐ As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.
- (5) ☐ Other (specify):
- m. ☐ 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):
- n. ☐ Attorney fees and costs are ordered as set forth in the attached
- (1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.
- (2) ☐ *Attorney Fees and Costs Order* (form FL-346).
- (3) ☐ Other (specify):
- o. ☐ 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

5. Number of pages attached: \_\_\_\_\_ ☐ SIGNATURE FOLLOWS LAST ATTACHMENT

**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 property interest. 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 (Name, State Bar number, and address):       TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional) : _____ ATTORNEY FOR (Name) : _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b>  STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER:   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.

<b>STATEMENT IN THIS BOX APPLIES ONLY TO JUDGMENT OF DISSOLUTION</b>
Effective date of termination of marital or domestic partnership status (specify) : <b>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.</b>

**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 \_\_\_\_\_

\_\_\_\_



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):   	
TELEPHONE NO.: _____ FAX NO.: _____ E-MAIL ADDRESS: _____ ATTORNEY FOR (Name): _____	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____</b>  STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
PETITIONER: _____ RESPONDENT: _____ OTHER PARENT/PARTY: _____	
<b>DECLARATION REGARDING SERVICE OF DECLARATION OF DISCLOSURE AND INCOME AND EXPENSE DECLARATION</b> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Petitioner's  <input type="checkbox"/> Respondent's         </div> <div> <input type="checkbox"/> Preliminary  <input type="checkbox"/> Final         </div> </div>	
CASE NUMBER: _____	

1. I am the ☐ attorney for ☐ petitioner ☐ respondent in this matter.
  
2. ☐ Petitioner's ☐ Respondent's *Preliminary Declaration of Disclosure* (form FL-140), current\* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community and Separate Property Declarations* (form FL-160) with appropriate attachments, all tax returns filed by the party in the two years before service of the preliminary disclosures, and all other required information under Family Code section 2104 were served on:
 

☐ the other party ☐ the other party's attorney by ☐ personal service ☐ mail  
☐ Other (specify): \_\_\_\_\_  
 on (date): \_\_\_\_\_
  
3. ☐ Petitioner's ☐ Respondent's *Final Declaration of Disclosure* (form FL-140), current\* *Income and Expense Declaration* (form FL-150), completed *Schedule of Assets and Debts* (form FL-142) or *Community or Separate Property Declarations* (form FL-160) with attachments, and the material facts and information required by Family Code section 2105 were served on:
 

☐ the other party ☐ other party's attorney by ☐ personal service ☐ mail  
☐ Other (specify): \_\_\_\_\_  
 on (date): \_\_\_\_\_
  
4. ☐ Service of ☐ Petitioner's ☐ Respondent's ☐ preliminary ☐ final declaration of disclosure ☐ current income and expense declaration has been waived as follows:
  - a. ☐ The parties agreed to waive final declaration of disclosure requirements under Family Code section 2105(d.) (Form FL-144 may be used for this purpose.) The waiver ☐ was filed on (date): \_\_\_\_\_  
☐ is being filed at the same time as this form.
  - b. ☐ The party has failed to comply with disclosure requirements, and the court has granted the request for voluntary waiver of receipt under Family Code section 2107 on (date): \_\_\_\_\_
  - c. ☐ This is a default proceeding that does not include a stipulated judgment or settlement agreement. Petitioner waives final disclosure requirements under Family Code section 2110.

\**Current* is defined as completed within the past three months providing no facts have changed. (Cal. Rules of Court, rule 5.260.)

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

NOTE: File this document with the court.  
 Do not file a copy of the Preliminary or Final Declaration of Disclosure or any attachments to either declaration of disclosure with this document.



PARTY WITHOUT ATTORNEY <i>or</i> ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR ( <i>name</i> ):	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER:  RESPONDENT:	
<b>APPEARANCE, STIPULATIONS, AND WAIVERS</b>	
CASE NUMBER:	

1. **Appearance by respondent** (*you must choose one*):
  - a. ☐ By filing this form, I make a general appearance.
  - b. ☐ I have previously made a general appearance.
  - c. ☐ I am a member of the military services of the United States of America. I have completed and attached to this form *Declaration and Conditional Waiver of Rights Under the Servicemembers Civil Relief Act* (form FL-130(A)).
2. **Agreements, stipulations, and waivers** (*choose all that apply*):
  - a. ☐ The parties agree that this cause may be decided as an uncontested matter.
  - b. ☐ The parties waive their rights to notice of trial, a statement of decision, a motion for new trial, and the right to appeal.
  - c. ☐ This matter may be decided by a commissioner sitting as a temporary judge.
  - d. ☐ The parties have a written agreement that will be submitted to the court, or a stipulation for judgment will be submitted to the court and attached to *Judgment (Family Law)* (form FL-180).
  - e. ☐ None of these agreements or waivers will apply unless the court approves the stipulation for judgment or incorporates the written settlement agreement into the judgment.
  - f. ☐ This is a parentage case, and both parties have signed an *Advisement and Waiver of Rights Re: Determination of Parental Relationship* (form FL-235) or its equivalent.
3. **Other** (*specify*):

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF PETITIONER)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF RESPONDENT)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR PETITIONER)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR RESPONDENT)





PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	CASE NUMBER:
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**DECLARATION AND CONDITIONAL WAIVER OF RIGHTS  
UNDER THE SERVICEMEMBERS CIVIL RELIEF ACT**  
*Attachment to Appearance, Stipulations, and Waivers (form FL-130)*

**Notice to Servicemember**

The Servicemembers Civil Relief Act (50 U.S.C. §§ 3901–4043) is a federal law that provides protections for military members when they enter active duty. You may obtain a copy of the act from the public law library or from the website of the United States Department of Justice at [www.justice.gov](http://www.justice.gov).

By signing this conditional waiver and attaching it to *Appearance, Stipulations, and Waivers* (form FL-130), I declare that I am entitled to the benefits of the Servicemembers Civil Relief Act (SCRA), and:

1. To permit the court to decide this cause as an uncontested matter and enter a judgment that incorporates the terms of the written agreement made between the petitioner and me (a copy of which is attached to this form), I make a knowing, intelligent, and voluntary conditional waiver of the right to seek to set aside a default judgment entered against me in this matter, as provided by section 3918 of the SCRA.
2. This waiver is conditioned as follows:
  - a. The waiver applies only to a default judgment that incorporates the terms and conditions of the written agreement between the petitioner and me that is titled (*specify*):
    - (1) ☐ Stipulation for Judgment
    - (2) ☐ Marital Settlement Agreement
    - (3) ☐ Other (*specify*):
  - b. The court must enter a judgment in this case that incorporates only the terms and conditions of the above written agreement without any change; and
  - c. Should the court enter a judgment that changes the above written agreement in any way, then I do not waive any of my rights under the SCRA, including my right to seek to set aside the judgment at any time.
3. This conditional waiver was executed during or after a period of military service.

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)

**Attention: Clerk of the Court**  
**By law, a servicemember must not be charged a fee to file *Appearance, Stipulations, and Waivers* (form FL-130).**



- The petitioner and respondent declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(TYPE OR PRINT NAME)

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER)

(SIGNATURE OF RESPONDENT)