



Cover Sheet:	Request for Domestic Violence Restraining Order – Optional Forms for Child Custody, Child Support, and Spousal Support
Effective Date:	January 17, 2018
Last Revision Date:	January 1, 2026
Purpose:	A Domestic Violence Restraining Order seeks to protect intimate partners and close relations from abuse or threats of abuse. Parties may request child custody, child support, spousal support, and property control orders when requesting a Domestic Violence Restraining Order. Review the forms closely or contact the Self Help Center to determine the correct forms for your situation.
Assistance:	Parties who are acting as their own attorneys may receive help from the Self Help Center to complete these forms. You may contact the Self Help Center through the Court's website, by creating an e-Correspondence account, or by visiting the Self Help Center in person, Monday through Thursday, and Friday morning.
Optional Forms Packet:	These forms are needed only if you are requesting orders regarding child custody, child support or spousal support as part of the Restraining Order request for children you have with the other party. They are submitting with the Request for Domestic Violence Restraining Order at the time of filing. <ul style="list-style-type: none">• Request for Child Custody and Visitation Orders, DV-105• City and State Where Child Lived, DV-105(A)• Request for Order: No Travel with Children, DV-108• Child Custody and Visitation Order, DV-140 (complete twice)• Order: No Travel with Children, DV-145 (complete twice)• Child Support Information and Order Attachment, FL-342• Spousal, Partner, or Family Support Order Attachment, FL-343• Income and Expense Declaration, FL-150
Filing Fee:	None.
Copies:	The Court does not require additional copies of these forms.
Before You File:	These forms are submitted with the Request for a Domestic Violence Restraining Order packet at the time of filing. They are not filed by themselves. Please review the Request for a Domestic Violence packet for instructions on filing.

Domestic Violence and Child Custody

If you are involved in a family law case involving children and there has been domestic

What is ‘domestic violence’?

It means to hit, kick, scare, throw things, pull hair, push, follow, harass, sexually assault or threaten to do any of these things. It also includes other actions that make someone afraid of being hurt. Domestic violence can be spoken, written or physical.

What is ‘child custody’?

There are two types:

- **Physical** custody: The person that the child lives with primarily.
- **Legal** custody: The person who makes important decisions about the child’s health care, education and well-being.

When does domestic violence affect who gets custody of child?

Whenever there has been a **finding** by a judge that, within the past 5 years, a parent in this case committed domestic violence against any of the people listed below:

- The other parent in the custody case;
- Your child or your child’s siblings;
- A current spouse or someone they are currently engaged to, living with or dating; or,
- Their parent.

An example of a **finding** is when a judge grants a restraining order for 1 year or more.

How does a finding of domestic violence affect my case?

If a court decides that there is domestic violence, the judge must follow special rules to decide custody of the child. These rules are set in a special law known as “3044” (see page 2).

Usually, the judge *cannot* give custody to the person who committed domestic violence. However, the judge can give that person visitation.

Are there exceptions?

Yes. There are situations when the judge can give custody to the person who committed the domestic violence. To do that, the judge must be convinced that it would not be harmful to the child.

The judge must look at what is going to be best for the child and must consider specific things, like has the person:

- ✓ Had any other incidents of domestic violence?
- ✓ Followed all of the terms of any restraining order?
- ✓ Completed a batterer’s treatment program?
- ✓ Finished an alcohol/drug program, if ordered?
- ✓ Finished a parenting class, if ordered?
- ✓ If on probation or parole, did the person followed all of the terms?

This law applies to any person seeking custody, not only a parent. To read the law, see California Family Code Section 3044. Other laws also apply.

California Courts Online Self-Help Center: www.courtinfo.ca.gov/selfhelp/

Family Code 3044

(a) Upon a finding by the court that a party seeking custody of a child has perpetrated domestic violence within the previous five years against the other party seeking custody of the child, or against the child or the child's siblings, or against any person in subparagraph (C) of paragraph (1) of subdivision (b) of Section 3011 with whom the party has a relationship, there is a rebuttable presumption that an award of sole or joint physical or legal custody of a child to a person who has perpetrated domestic violence is detrimental to the best interests of the child, pursuant to Sections 3011 and 3020. This presumption may only be rebutted by a preponderance of the evidence.

(b) To overcome the presumption set forth in subdivision (a), the court shall find that paragraph (1) is satisfied and shall find that the factors in paragraph (2), on balance, support the legislative findings in Section 3020.

(1) The perpetrator of domestic violence has demonstrated that giving sole or joint physical or legal custody of a child to the perpetrator is in the best interests of the child pursuant to Sections 3011 and 3020. In determining the best interests of the child, the preference for frequent and continuing contact with both parents, as set forth in subdivision (b) of Section 3020, or with the noncustodial parent, as set forth in paragraph (1) of subdivision (a) of Section 3040, may not be used to rebut the presumption, in whole or in part.

(2) Additional factors:

(A) The perpetrator has successfully completed a batterer's treatment program that meets the criteria outlined in subdivision (c) of Section 1203.097 of the Penal Code.

(B) The perpetrator has successfully completed a program of alcohol or drug abuse counseling, if the court determines that counseling is appropriate.

(C) The perpetrator has successfully completed a parenting class, if the court determines the class to be appropriate.

(D) The perpetrator is on probation or parole, and he or she has or has not complied with the terms and conditions of probation or parole.

(E) The perpetrator is restrained by a protective order or restraining order, and he or she has or has not complied with its terms and conditions.

(F) The perpetrator of domestic violence has committed any further acts of domestic violence.

(c) For purposes of this section, a person has "perpetrated domestic violence" when he or she is found by the court to have intentionally or recklessly caused or attempted to cause bodily injury, or sexual assault, or to have placed a person in reasonable apprehension of imminent serious bodily injury to that person or to another, or to have engaged in behavior involving, but not limited to, threatening, striking, harassing, destroying personal property, or disturbing the peace of another, for which a

court may issue an ex parte order pursuant to Section 6320 to protect the other party seeking custody of the child or to protect the child and the child's siblings.

(d) (1) For purposes of this section, the requirement of a finding by the court shall be satisfied by, among other things, and not limited to, evidence that a party seeking custody has been convicted within the previous five years, after a trial or a plea of guilty or no contest, of a crime against the other party that comes within the definition of domestic violence contained in Section 6211 and of abuse contained in Section 6203, including, but not limited to, a crime described in subdivision (e) of Section 243 of, or Section 261, 262, 273.5, 422, or 646.9 of, the Penal Code.

(2) The requirement of a finding by the court shall also be satisfied if a court, whether that court hears or has heard the child custody proceedings or not, has made a finding pursuant to subdivision (a) based on conduct occurring within the previous five years.

(e) When a court makes a finding that a party has perpetrated domestic violence, the court may not base its findings solely on conclusions reached by a child custody evaluator or on the recommendation of the Family Court Services staff, but shall consider any relevant, admissible evidence submitted by the parties.

(f) (1) It is the intent of the Legislature that this subdivision be interpreted consistently with the decision in Jaime G. v. H.L. (2018) 25 Cal.App.5th 794, which requires that the court, in determining that the presumption in subdivision (a) has been overcome, make specific findings on each of the factors in subdivision (b).

(2) If the court determines that the presumption in subdivision (a) has been overcome, the court shall state its reasons in writing or on the record as to why paragraph (1) of subdivision (b) is satisfied and why the factors in paragraph (2) of subdivision (b), on balance, support the legislative findings in Section 3020.

(g) In an evidentiary hearing or trial in which custody orders are sought and where there has been an allegation of domestic violence, the court shall make a determination as to whether this section applies prior to issuing a custody order, unless the court finds that a continuance is necessary to determine whether this section applies, in which case the court may issue a temporary custody order for a reasonable period of time, provided the order complies with Section 3011, including, but not limited to, subdivision (e), and Section 3020.

(h) In a custody or restraining order proceeding in which a party has alleged that the other party has perpetrated domestic violence in accordance with the terms of this section, the court shall inform the parties of the existence of this section and shall give them a copy of this section prior to any custody mediation in the case.

What are child custody and visitation orders?

A decision by a judge that tells parents how they will be responsible for taking care of their children. The judge must grant orders that are in your child's best interests.

What is child custody?

There are two types of child custody:

- Physical custody: The person who the child lives with on a regular basis.
- Legal custody: The right for a person to make important decisions about the child's health care, education, and welfare.

For both types of custody, parents can share custody (joint custody) or one parent can have full custody (sole custody). A judge grants custody based on what's in the best interest of a child. Note that a parent can still have parenting time (visitation), even if the judge does not grant them custody. And if the judge finds that there has been domestic violence in your case, special laws on child custody may apply. For more information on the law, go to selfhelp.courts.ca.gov/domestic-violence-child-custody.

What is visitation or parenting time?

It is a schedule of how your children will spend time with each parent. A judge must decide on a schedule that is best for your children. If you have safety concerns, tell the judge by writing these concerns in your court papers.

How do I ask for child custody and visitation orders?

To ask for these orders with a restraining order, complete form [DV-105, Request for Child Custody and Visitation Orders](#), and turn it in with the other court papers you must complete to ask for a restraining order. For more information on how to ask for a restraining order, read form [DV-505-INFO, How to Ask for a Domestic Violence Restraining Order](#).

Do I have to pay to file form DV-105 with the court?

No, there is no court fee.

Types of Visitation

• Unsupervised visits

A parent and child visit freely, without anyone else present. This may be a good option if there are no safety concerns.

• Supervised visits

A parent and child have a neutral third person watching and listening during the visit. The neutral third person can be a professional or nonprofessional provider.

Professional provider

A professional provider is a person with special training that has passed a background check. Professional providers charge a fee. They are also mandated reporters, which means that they must report suspected child abuse to the local child welfare department (also known as CPS). Professional providers can be used for short visits (example: 1–2 hours). Your local court may have a list of local professional providers.

Nonprofessional provider

A nonprofessional provider is usually a friend or family member who does not have special training, and does not get paid for supervising visits. The provider you choose must:

- Make safety the top priority;
- Follow the judge's order;
- Speak the same language as the child and visiting parent; and
- Be comfortable ending the visit, if needed.

For more information on supervised visits, go to selfhelp.courts.ca.gov/guide-supervised-visitation.



• Virtual Visits

A parent and child visit using electronic communication where they can see and hear each other (examples: Zoom, FaceTime, WhatsApp). Virtual visits may require the child and visiting parent to have access to the internet during the visit. Virtual visits may be a good option if you have safety concerns, or if the other parent lives far away from the children. It can also be a good option if the other parent hasn't seen the children in a long time. Virtual visits can be supervised or unsupervised. The length of each visit should also depend on the child's age (example: a younger child may not be able to pay attention for a long visit). For more information on virtual visits, go to selfhelp.courts.ca.gov/domestic-violence-child-custody.

• No Visits

In some situations, it may not be safe for your child to visit with the other parent.

Will I have to meet the other parent for child exchanges?

You can ask for orders that would not require you to meet the other parent, like having the other parent pick up the children from school or daycare. Or you can ask for supervised exchanges. Like supervised visits, supervised exchanges mean that a neutral third person is involved and will help you exchange the children with the other parent so you don't have to meet with the other parent.

What if I am worried that the other parent will kidnap our children?

You can ask for the custody and visitation orders that will best protect your children. There are also other orders you can ask for to prevent abduction. If you want to ask for these orders, complete form *DV-108, Request for Orders to Prevent Child Abduction*, and turn it in with your completed form *DV-105*, and other required forms for your restraining order request.

What if the other parent has access to firearms and ammunition?

If a restraining order is granted against the other parent, that parent will not be able to have any firearms or ammunition. If the other parent has access to firearms or ammunition, you may include the information on form *DV-100, Request for Domestic Violence Restraining Order*. The court will consider whether a parent has illegal access to firearms and ammunition, when making custody and visitation orders. If you are staying in a confidential shelter, the judge must consider the other parent's access to firearms or ammunition in deciding whether the other parent should have in-person visits with your child.

Where can I find free legal help?

Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Also, free legal aid may be available in your community. For more information, go to lawhelpca.org.

Information about the court process is also available online

selfhelp.courts.ca.gov/DV-restraining-order/process.

Where can I find other help?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at thehotline.org or call 1-800-799-7233.

What if I need an interpreter?

 If you need an interpreter, use form [INT-300](#) to request an interpreter or ask the court clerk how you can request one.

I have a disability. How can I get help?

You may use form [MC-410](#) to request assistance. Contact the disability or ADA coordinator at your local court for more information.

Request for Accommodations



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to [courts.ca.gov/forms](#) for *Disability Accommodation Request* (form [MC-410](#)). (Civ. Code, § 54.8.)

Instructions: Use this form to request orders for children you have with the person in ②. For more information on the orders you can request, read form [DV-105-INFO](#), *Asking for Child Custody and Visitation Orders*.

This form is attached to form DV-100.

1 Your Information

Name: _____

Relationship to children: Parent Legal Guardian Other (describe): _____

2 Person You Want Protection From

Name: _____

Relationship to children: Parent Legal Guardian Other (describe): _____

3 Children Under 18 Years Old (for children you have with the person in ②, list from oldest to youngest)

a. Name: _____ Date of birth: _____
 b. Name: _____ Date of birth: _____
 c. Name: _____ Date of birth: _____
 d. Name: _____ Date of birth: _____

(Check here if you need more space. Write "DV-105, Children" at the top and attach it to this form.)

4 City and State Where Children Lived (If you do not complete this section, the judge may not be able to make custody and visitation orders.)

a. Have all the children listed in ③ lived together for the last five years?

- No (If no, complete form DV-105(A). Do not complete the section below.)
 Yes (If yes, complete the section below.)

b. List where the children have lived for the last five years. Start with their current location.

Children lived with (check all that apply):

Dates (month/year)	City and State (include tribal land, if applies)	Me	Person in ②	Other (relationship to child)
From: _____ To present	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	<input type="checkbox"/> Check here if this address is private (confidential). List the state only.			
From: _____ Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____ Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____ Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____ Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____ Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

This is not a Court Order.

5 History of Court Cases Involving Your Children

a. Do you know about any other case involving any child listed in ③?

No

Yes (If yes, complete the section below):

(Check all that apply. List where the case was filed (city, state, or tribe), year it was filed, and case number, if known.)

Custody _____

Divorce _____

Juvenile Court (*child welfare, juvenile justice*) _____

Guardianship _____

Criminal _____

Other (*example: child support case*) _____

b. Is there a current order for custody or visitation in effect?

No

Yes (If yes, complete the section below):

What did the judge order? (*Examples: who has custody of the children and what the visitation schedule is*)

(Attach a copy of the order, if you have one.)

Why do you want to change the order?

c. If there is another parent or legal guardian besides you and the person in ②, list their information below.

Name: _____ Parent Legal Guardian

This is not a Court Order.

Orders a Judge Can Make to Protect Your Children

To ask for orders to protect your children, answer the questions below.

6 Do you want to limit where the person in ② can travel with your children?

- No
 Yes (*If yes, complete the section below*):

I ask the judge to order that the person in ② must have written permission from me, or a court order, to take the children outside:

- The county of (*list*): _____
 California
 Other places (*list*): _____

7 Do you want the person in ② to have access to the children's records or information?

- Yes
 No (*If no, complete the section below*):

a. I ask the judge to order that the person in ② **not** access or have access to the records or information for:

- All the children listed in ③.
 Only the children listed here (*names*): _____

b. For the following records or information (*check all that apply*):

- Medical, dental, and mental health
 School and daycare
 Extracurricular activity, including summer camps and sports teams
 Child's employment (including volunteer and unpaid positions)
 Other (*describe*): _____

(If the judge makes this order, providers will not be able to release the protected information to the person in ②.)

8 Do you believe the person in ② might abduct (kidnap) your children?

- No
 Yes (*To ask for orders to help prevent abduction, you must complete form DV-108, Request for Orders to Prevent Child Abduction, and attach it to this form.*)

This is not a Court Order.

Child Custody

You can ask a judge to make custody orders for your children. There are two types of custody in California: legal and physical custody. For both types of custody, parents can share custody (joint) or one parent can have full custody (sole).

- **Legal custody** means the person who makes decisions about the child's health, education, and welfare.
- **Physical custody** means the person who the child regularly lives with.

Any orders made by the judge now will last until your court date (about three weeks away). On your court date, the judge can change or extend the orders.

9 Do you want the judge to make child custody orders?

- No
 Yes (If yes, complete the section below):

Legal Custody (check one):

- Sole to me
 Sole to person in ②
 Jointly (shared) by me and person in ②
 Other (describe): _____

Physical Custody (check one):

- Sole to me
 Sole to person in ②
 Jointly (shared) by me and person in ②
 Other (describe): _____

Visitation (Parenting Time) with Children

Visitation (parenting time) is the time each parent spends with the child. If a parent does not get custody, that parent can have visits, if a judge believes it is safe and in the child's best interest. Visitation orders a judge can make include:

- No visits
- Virtual or in-person visits
- Visits supervised (monitored) by a third party
- Visits not supervised

Any orders made by the judge now will last until your court date (about three weeks away). On your court date, the judge can change or extend the orders. Answer the questions below to tell the judge what parenting time you want the person in ② to have until your court date.

10 Do you want the person in ② to have visits (parenting time) with the children?

- No, I ask the judge to order no visits for the person in ② (Stop here. You have finished completing this form.)
 Yes (Go to ⑪.)
 Yes, but only virtual visits (Go to ⑪.)

11 Do you want visits with the children to be supervised (monitored) by a third party?

(To learn about supervised visitations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)

- Yes (Go to ⑫.)
 No (Go to ⑬.)

This is not a Court Order.

(12) Details of Supervised (Monitored) Visits

a. Who do you want to supervise the visits? (check one):

(1) Professional (list name, if known): _____

Professional fees paid by: Me _____ % Person in (2) _____ % Other: _____ %

(2) Nonprofessional, like a trusted relative or friend

(Name): _____ Check here if the person has agreed to supervise visits.

b. Location of visits (check one): In person at a safe location Virtual visit (not in person)

Other (describe): _____

c. How often and how long should the visits be? (check one):

Once a week, for (number of hours): _____

Twice a week, for (number of hours): _____ each visit.

Other (describe): _____

Check here if you want to use the chart listed below for a schedule. _____

Plan for Supervised Visits		Virtual visit with person in (2)	Person to bring children to and from visit (or make available for virtual visit)	Location of drop-off/pick-up
Time				
Monday	Start: End, if applies:	<input type="checkbox"/>		
Tuesday	Start: End, if applies:	<input type="checkbox"/>		
Wednesday	Start: End, if applies:	<input type="checkbox"/>		
Thursday	Start: End, if applies:	<input type="checkbox"/>		
Friday	Start: End, if applies:	<input type="checkbox"/>		
Saturday	Start: End, if applies:	<input type="checkbox"/>		
Sunday	Start: End, if applies:	<input type="checkbox"/>		
Follow the plan listed above (check one):				
<input type="checkbox"/> Every week <input type="checkbox"/> Every other week <input type="checkbox"/> Other _____				
Start date for visits (month, day, year): _____				

! (If you completed (12), you are done completing this form. Do not complete (13).)

This is not a Court Order.

13 Details of Unsupervised Visits

- a. If the judge allows the person in ② to have unsupervised visits with your children, you will have to tell the judge how you want to handle drop-off and pick-up of the children, also called exchanges.

Do you want exchanges to be supervised by a third party?

No Yes (If yes, do you want a professional or nonprofessional to supervise? Check 1 or 2)

(1) Professional (list name, if known): _____

Professional fees paid by: Me _____ % Person in ② _____ % Other: _____ %

(2) Nonprofessional, like a trusted relative or friend

(Name): _____ Check here if the person has agreed to supervise visits.

b. Parenting time you want the person in ② to have with the children.

- (1) Location of visits (check one): In person at a safe location Virtual visit (not in person)
 Other (describe): _____

- (2) Give details including when visits will happen, how often the visits should be, and who will be responsible for transporting the children. (Use the lines or chart below):

Plan for Unsupervised Visits		Virtual visit with person in ②	Person to bring children to and from visit (or make available for virtual visit)	Location of drop-off/pick-up
Time				
Monday	Start: End, if applies:	<input type="checkbox"/>		
Tuesday	Start: End, if applies:	<input type="checkbox"/>		
Wednesday	Start: End, if applies:	<input type="checkbox"/>		
Thursday	Start: End, if applies:	<input type="checkbox"/>		
Friday	Start: End, if applies:	<input type="checkbox"/>		
Saturday	Start: End, if applies:	<input type="checkbox"/>		
Sunday	Start: End, if applies:	<input type="checkbox"/>		

Follow the schedule listed above (check one):

Every week Every other week Other _____

Start date for visits (month, day, year): _____

This is not a Court Order.

1 This form is attached to (check one):

- DV-105 (For person in ①: Use this form if you have children that have not lived together for the last five years.)
 DV-125 (For person in ②: Use this form to list where your children have lived for the last five years.)
 DV-305 (Use this form if you have children who have not lived together for the last five years.)
 DV-325 (Use this form to list where your children have lived for the last five years.)

2 List where the child or children have lived for the last five years. Start with their current location.

a. Name of child or children: _____	b. Dates (month/year) <u>City and State</u> <i>(include tribal land, if applies)</i>			Children lived with (check all that apply):		
	From: _____	To present		Person in ①	Person in ②	Other (relationship to child)
	<input type="checkbox"/> Check here if this address is private (confidential). List the state only.			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

3 List another child or children who have not lived with the child or children listed above. List where they have lived for the last five years. Start with their current location.

a. Name of child or children: _____	b. Dates (month/year) <u>City and State</u> <i>(include tribal land, if applies)</i>			Children lived with (check all that apply):		
	From: _____	To present		Person in ①	Person in ②	Other (relationship to child)
	<input type="checkbox"/> Check here if this address is private (confidential). List the state only.			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
	From: _____	Until: _____		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

- Check here to list other children with a different residence history than the children you've already listed. Use another form DV-105(A) and attach it to this form.

This is not a Court Order.

This form is attached to DV-105, *Request for Child Custody and Visitation Orders*.

(Use this form to ask for protection if you believe that the person in ② might take the children without your permission and hide them from you.)

① Your Name: _____

② Name of Person You Want Protection From: _____

③ Reasons I Am Afraid of Child Abduction

(In this section, explain to the judge why you believe there is a risk that the person in ② will take your children without your permission and hide them from you. The judge will use the information below to decide whether to grant any orders you request on page 2.)

The person in ② (*check all that apply*):

a. Has violated or threatened to violate a custody or visitation order.

b. Does not have strong ties to California.

c. Has done things recently that make it easy to take our children, like (*check all that apply*):

- | | |
|---|--|
| <input type="checkbox"/> Quit a job | <input type="checkbox"/> Applied for a passport, birth certificate, or school or medical records |
| <input type="checkbox"/> Closed a bank account | <input type="checkbox"/> Hidden or destroyed documents |
| <input type="checkbox"/> Sold or gotten rid of property | <input type="checkbox"/> Other (<i>explain</i>): _____ |
| <input type="checkbox"/> Sold a home or ended a lease | |

d. Has a history of:

- | | |
|---|--|
| <input type="checkbox"/> Abusing me | <input type="checkbox"/> Taking away or hiding our children from me |
| <input type="checkbox"/> Child abuse | <input type="checkbox"/> Threatening to take away or hide our children from me |
| <input type="checkbox"/> Abusing other partners | <input type="checkbox"/> Not cooperating with me in parenting |

e. Has a criminal record

f. Has strong ties in:

- | |
|---|
| <input type="checkbox"/> Another county in California (<i>list county</i>): _____ |
| <input type="checkbox"/> Another state (<i>list state</i>): _____ |
| <input type="checkbox"/> Another country (<i>list country</i>): _____ |

g. Is a citizen of another country (*list country or countries*): _____

Does the person in ② have strong family, cultural, or emotional ties to that country? Yes No

Give examples or reasons for your answers above:

The statements made above are made under penalty of perjury as declared on the request form (DV-100, ③).

This is not a Court Order.

Orders a Judge Can Make to Prevent Abduction

In this section, you can ask for orders to prevent the person in ② from abducting (kidnapping) your children.

Check all the orders that you want a judge to make (order).

4 Do Not Move With Children Without Permission

I ask the judge to order that the person in ② not move with our children without my written permission or the judge's permission.

5 Turn In and Do Not Apply for Passports or Other Important Documents

I ask the judge to order the person in ② to not apply for passports or other documents that can be used for travel, like visas and birth certificates, and to turn in the following documents: _____

by (date): _____ to (name of person to give documents to): _____

6 Provide Travel Plan and Documents

If the person in ② is allowed to travel with our children, the person in ② should be ordered to give me:

(Check all that apply.)

- Children's travel schedule
- Copies of round-trip airline tickets
- Addresses and telephone numbers where the children can be reached
- An open airline ticket for me in case the children are not returned.
- Other (describe): _____

7 Notify Other State of Travel Restrictions

I ask the judge to order the person in ② to register this order with

(list county and state): _____ before the children can travel to that state for visits.

8 Notify Foreign Embassy or Consulate of Passport Restrictions

I ask the judge to order the person in ② to notify (name of embassy or consulate): _____ of this order and to file proof of the notification with the court by (date): _____

9 Foreign Custody and Visitation Order

I ask the judge to order the person in ② to get a custody and visitation order equal to the most recent U.S. order before the child can travel to (list country): _____ for visits.

(Note that foreign orders may be changed or enforced depending on the laws of the country.)

10 Post a Bond

I ask the judge to order the person in ② to post a bond for \$ _____.

If the person in ② takes the children without my permission, I can use this money to bring the children back.

This is not a Court Order.

This form is attached to (*check one*): Form DV-110 Form DV-130 Form DV-310

1 **Name of Protected Person:** _____

Relationship to children: Parent Legal Guardian Other (*describe*): _____

2 **Name of Restrained Person:** _____

Relationship to children: Parent Legal Guardian Other (*describe*): _____

3 **Children Under 18 Years Old**

a. Name: _____ Date of birth: _____

b. Name: _____ Date of birth: _____

c. Name: _____ Date of birth: _____

d. Name: _____ Date of birth: _____

(Check here if you have more children to list. On a separate piece of paper write "DV-140, Children" at the top and attach it to this form.)

4 **No Travel With Children Without Permission**

Person in **1** Person in **2** Other (*name*): _____

must have written permission from the other parent, or a court order, to take the children outside of:

a. County of (*list*): _____

b. State of California

c. United States

d. Other place(s) (*list*): _____

This is a Court Order.

5 **Stop Access to Children's School, Health, and Other Information**a. The person in **②** must not access or have access to the records or information for:

- All the children listed in **③**.
 Only the children listed here (*names*): _____

b. From the following (*check all that apply*):

- | | |
|---|---|
| <input type="checkbox"/> Medical, dental, and mental health providers | <input type="checkbox"/> Child's employers (including volunteer and unpaid positions) |
| <input type="checkbox"/> School and daycare providers | <input type="checkbox"/> Other (<i>describe</i>): _____ |
| <input type="checkbox"/> Extracurricular activity providers (including summer camps and sports teams) | |

! If you are a provider listed above, you must not release information or records regarding the children listed in **⑤**a to the person in **②**.

6 **Judge's Decision on Request for Orders to Prevent Child Abduction** (*attach form DV-145*)**7** **Child Custody**a. Legal Custody (*The person who makes decisions about the child's health, education, and welfare.*)

- | | |
|---|---|
| <input type="checkbox"/> Sole to Person in ① | <input type="checkbox"/> Jointly (shared) by persons in ① and ② |
| <input type="checkbox"/> Sole to Person in ② | <input type="checkbox"/> Other (<i>describe</i>): _____ |

b. Physical Custody (*The person who the child regularly lives with.*)

- | | |
|---|---|
| <input type="checkbox"/> Sole to Person in ① | <input type="checkbox"/> Jointly (shared) by persons in ① and ② |
| <input type="checkbox"/> Sole to Person in ② | <input type="checkbox"/> Other (<i>describe</i>): _____ |

Visitation (Parenting Time) With Children (*See **⑧**–**⑯**.*)**8** **Person in **②** must have no visitation with the children in **③** until further order of the court.**

(If this form is attached to form DV-110, *Temporary Restraining Order*, this means that the judge has stopped your right to visit with your children temporarily. If you do not agree with this order, attend your court hearing.)

This is a Court Order.

9 Professional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②b. Professional provider to supervise visits (*check 1, 2, or 3*):(1) Chosen provider: _____ Telephone: _____
Address (*if known*): _____

If the chosen provider cannot provide services, parties must use the alternate provider.

Alternate provider: _____ Telephone: _____
Address (*if known*): _____Person in ① must contact chosen provider by (*date*): _____Person in ② must contact chosen provider by (*date*): _____(2) A list of providers (*check one*):

_____ is attached to this order.

_____ given in court to Person in ① Person in ② . Person in ① Person in ② must choose and contact a provider by (*date*): _____(3) Other: _____

c. Frequency of visits (*check one*): Once a week, for (*number of hours*): _____ each visit. Twice a week, for (*number of hours*): _____ each visit. Other (*describe*): _____

d. Fees paid by: Person in ① _____ % Person in ② _____ % Other _____ %

e. Visits must be:

 In person at a safe location. Virtual (not in person). (*Before a provider is chosen, confirm that the provider offers virtual visits.*) Other: _____**This is a Court Order.**

10 Nonprofessional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②

b. Nonprofessional provider (person) to supervise visits

Name: _____ Relationship to child: _____

Address (if known): _____ Telephone (if known): _____

c. Schedule for visits (check one):

 Follow the Visitation Plan listed in ⑬. Other schedule (give a detailed schedule): _____

d. Location of visits:

 In person at a safe location (give location): Virtual (not in person). (Provider, child, and visiting parent may need access to internet.) Other: _____(For more information on safe locations and virtual visits, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)**11 Supervised Exchanges (Drop-Off and Pick-up of Children)**

(Complete this item and go to ⑫ to describe visitation plan.)

a. Person to be supervised: Person in ① Person in ②

b. Provider (Person) to Supervise Exchanges

(1) Professional Provider

Name of provider (if known): _____

Address (if known): _____

Telephone (if known): _____

Fees paid by: Person in ① ____ % Person in ② ____ % Other _____ %

Person in ① must contact provider by (date): _____

Person in ② must contact provider by (date): _____

Location of exchanges to be decided by provider.

(2) Nonprofessional Provider

Name: _____ Relationship to child: _____

Address (if known): _____

Telephone (if known): _____

Safe location for exchanges: _____

(For more information on safe locations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)**This is a Court Order.**

(12) Visits With No Supervision (Unmonitored)

- a. Person in (1) Person in (2) will visit with the children listed in (3)
- b. Visits must be:
- In person
- Virtual (not in person) (Child and visiting parent may need access to the internet. For more information on virtual visits, go to selfhelp.courts.ca.gov/domestic-violence-child-custody.)
- Other: _____
- c. The visitation plan is (check one):
- Listed in (13).
- Described below:
- _____

(13) Visitation Plan for Person in (2)

	Time	Visit must be virtual	Person to bring children to and from visit (or make child available for virtual visit)	Location of drop-off/pick-up
Monday	Start: End, if applies:	<input type="checkbox"/>		
Tuesday	Start: End, if applies:	<input type="checkbox"/>		
Wednesday	Start: End, if applies:	<input type="checkbox"/>		
Thursday	Start: End, if applies:	<input type="checkbox"/>		
Friday	Start: End, if applies:	<input type="checkbox"/>		
Saturday	Start: End, if applies:	<input type="checkbox"/>		
Sunday	Start: End, if applies:	<input type="checkbox"/>		
Follow the plan listed above (check one):				
<input type="checkbox"/> Every week <input type="checkbox"/> Every other week <input type="checkbox"/> Other _____				
Start date for visits (month, day, year): _____				

This is a Court Order.

14 Mandatory Findings*(Findings required under Family Code sections 3011, 3044, and 3100.)*a. No findings required by lawb. Findings required by law(1) The court has made the required findings. The court's reasons are in writing (*check one*): On form DV-150, *Mandatory Findings for Child Custody and Visitation Order*. Other: _____(2) The court has made the required findings. The court's reasons were recorded (*check all that apply*): In a minute order By a court reporter Other: _____**15 Other Orders**Describe additional orders in the space below or use a separate attachment (e.g., [FL-341\(C\)](#), *Children's Holiday Schedule Attachment*).

_____**16 Criminal Protective Order**List any criminal protective order protecting the person in **1** or any child in **3** from the person in **2**.

Case number: _____ County: _____

Case number: _____ County: _____

*(If a criminal protective order is in effect, law enforcement must follow the priority of enforcement on form DV-110 or DV-130.)***17 Country of Habitual Residence**The country of habitual residence of the child or children in this case is (*check one*): The United States, Other (*name of country*): _____.**18 Jurisdiction and Notice**

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with section 3400). The responding party was given notice consistent with the laws of the State of California.

19 Penalties for Violating This Order

If you violate this order, you may be subject to civil or criminal penalties, or both.

This is a Court Order.

This form is attached to (*check one*): Form DV-110 Form DV-130 Form DV-310

1 **Name of Protected Person:** _____

Relationship to children: Parent Legal Guardian Other (*describe*): _____

2 **Name of Restrained Person:** _____

Relationship to children: Parent Legal Guardian Other (*describe*): _____

3 **Children Under 18 Years Old**

a. Name: _____ Date of birth: _____

b. Name: _____ Date of birth: _____

c. Name: _____ Date of birth: _____

d. Name: _____ Date of birth: _____

(Check here if you have more children to list. On a separate piece of paper write "DV-140, Children" at the top and attach it to this form.)

4 **No Travel With Children Without Permission**

Person in **1** Person in **2** Other (*name*): _____

must have written permission from the other parent, or a court order, to take the children outside of:

a. County of (*list*): _____

b. State of California

c. United States

d. Other place(s) (*list*): _____

This is a Court Order.

5 **Stop Access to Children's School, Health, and Other Information**a. The person in **(2)** must not access or have access to the records or information for:

- All the children listed in **(3)**.
 Only the children listed here (*names*): _____

b. From the following (*check all that apply*):

- | | |
|---|---|
| <input type="checkbox"/> Medical, dental, and mental health providers | <input type="checkbox"/> Child's employers (including volunteer and unpaid positions) |
| <input type="checkbox"/> School and daycare providers | <input type="checkbox"/> Other (<i>describe</i>): _____ |
| <input type="checkbox"/> Extracurricular activity providers (including summer camps and sports teams) | |

! If you are a provider listed above, you must not release information or records regarding the children listed in **(5)**a to the person in **(2)**.

6 **Judge's Decision on Request for Orders to Prevent Child Abduction** (*attach form DV-145*)**7** **Child Custody**a. Legal Custody (*The person who makes decisions about the child's health, education, and welfare.*)

- | | |
|---|---|
| <input type="checkbox"/> Sole to Person in (1) | <input type="checkbox"/> Jointly (shared) by persons in (1) and (2) |
| <input type="checkbox"/> Sole to Person in (2) | <input type="checkbox"/> Other (<i>describe</i>): _____ |

b. Physical Custody (*The person who the child regularly lives with.*)

- | | |
|---|---|
| <input type="checkbox"/> Sole to Person in (1) | <input type="checkbox"/> Jointly (shared) by persons in (1) and (2) |
| <input type="checkbox"/> Sole to Person in (2) | <input type="checkbox"/> Other (<i>describe</i>): _____ |

Visitation (Parenting Time) With Children (*See **(8)**–**(15)**.*)**8** **Person in **(2)** must have no visitation with the children in **(3)** until further order of the court.**

(If this form is attached to form DV-110, *Temporary Restraining Order*, this means that the judge has stopped your right to visit with your children temporarily. If you do not agree with this order, attend your court hearing.)

This is a Court Order.

9 Professional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②b. Professional provider to supervise visits (*check 1, 2, or 3*):(1) Chosen provider: _____ Telephone: _____
Address (*if known*): _____

If the chosen provider cannot provide services, parties must use the alternate provider.

Alternate provider: _____ Telephone: _____
Address (*if known*): _____Person in ① must contact chosen provider by (*date*): _____Person in ② must contact chosen provider by (*date*): _____(2) A list of providers (*check one*):

_____ is attached to this order.

_____ given in court to Person in ① Person in ② . Person in ① Person in ② must choose and contact a provider by (*date*): _____(3) Other: _____

c. Frequency of visits (*check one*): Once a week, for (*number of hours*): _____ each visit. Twice a week, for (*number of hours*): _____ each visit. Other (*describe*): _____

d. Fees paid by: Person in ① _____ % Person in ② _____ % Other _____ %

e. Visits must be:

 In person at a safe location. Virtual (not in person). (*Before a provider is chosen, confirm that the provider offers virtual visits.*) Other: _____**This is a Court Order.**

10 Nonprofessional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②

b. Nonprofessional provider (person) to supervise visits

Name: _____ Relationship to child: _____

Address (if known): _____ Telephone (if known): _____

c. Schedule for visits (check one):

 Follow the Visitation Plan listed in ⑬. Other schedule (give a detailed schedule): _____

d. Location of visits:

 In person at a safe location (give location): Virtual (not in person). (Provider, child, and visiting parent may need access to internet.) Other: _____(For more information on safe locations and virtual visits, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)**11 Supervised Exchanges (Drop-Off and Pick-up of Children)**

(Complete this item and go to ⑫ to describe visitation plan.)

a. Person to be supervised: Person in ① Person in ②

b. Provider (Person) to Supervise Exchanges

(1) Professional Provider

Name of provider (if known): _____

Address (if known): _____

Telephone (if known): _____

Fees paid by: Person in ① ____ % Person in ② ____ % Other _____ %

Person in ① must contact provider by (date): _____

Person in ② must contact provider by (date): _____

Location of exchanges to be decided by provider.

(2) Nonprofessional Provider

Name: _____ Relationship to child: _____

Address (if known): _____

Telephone (if known): _____

Safe location for exchanges: _____

(For more information on safe locations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)**This is a Court Order.**

(12) Visits With No Supervision (Unmonitored)

- a. Person in (1) Person in (2) will visit with the children listed in (3)
- b. Visits must be:
- In person
- Virtual (not in person) (Child and visiting parent may need access to the internet. For more information on virtual visits, go to selfhelp.courts.ca.gov/domestic-violence-child-custody.)
- Other: _____
- c. The visitation plan is (check one):
- Listed in (13).
- Described below:
- _____

(13) Visitation Plan for Person in (2)

	Time	Visit must be virtual	Person to bring children to and from visit (or make child available for virtual visit)	Location of drop-off/pick-up
Monday	Start: End, if applies:	<input type="checkbox"/>		
Tuesday	Start: End, if applies:	<input type="checkbox"/>		
Wednesday	Start: End, if applies:	<input type="checkbox"/>		
Thursday	Start: End, if applies:	<input type="checkbox"/>		
Friday	Start: End, if applies:	<input type="checkbox"/>		
Saturday	Start: End, if applies:	<input type="checkbox"/>		
Sunday	Start: End, if applies:	<input type="checkbox"/>		
Follow the plan listed above (check one):				
<input type="checkbox"/> Every week <input type="checkbox"/> Every other week <input type="checkbox"/> Other _____				
Start date for visits (month, day, year): _____				

This is a Court Order.

14 Mandatory Findings*(Findings required under Family Code sections 3011, 3044, and 3100.)*a. No findings required by lawb. Findings required by law(1) The court has made the required findings. The court's reasons are in writing (*check one*): On form DV-150, *Mandatory Findings for Child Custody and Visitation Order*. Other: _____(2) The court has made the required findings. The court's reasons were recorded (*check all that apply*): In a minute order By a court reporter Other: _____**15 Other Orders**Describe additional orders in the space below or use a separate attachment (e.g., [FL-341\(C\)](#), *Children's Holiday Schedule Attachment*).

_____**16 Criminal Protective Order**List any criminal protective order protecting the person in **1** or any child in **3** from the person in **2**.

Case number: _____ County: _____

Case number: _____ County: _____

*(If a criminal protective order is in effect, law enforcement must follow the priority of enforcement on form DV-110 or DV-130.)***17 Country of Habitual Residence**The country of habitual residence of the child or children in this case is (*check one*): The United States, Other (*name of country*): _____.**18 Jurisdiction and Notice**

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with section 3400). The responding party was given notice consistent with the laws of the State of California.

19 Penalties for Violating This Order

If you violate this order, you may be subject to civil or criminal penalties, or both.

This is a Court Order.

This form is attached to DV-140, *Child Custody and Visitation Order*.

1 Name of Protected Person:

Relationship to children: Parent Legal Guardian Other (*describe*): _____

2 Name of Restrained Person:

Relationship to children: Parent Legal Guardian Other (*describe*): _____

3 Court's Decision

Based on the information given, the judge finds that:

- a. **There is not a risk** that the person in ② might take the children without proper permission. The judge has not granted any of the orders in ④–⑫.
- b. **There is a risk** that the person in ② might take the children without permission because person in ②:

(Check all that apply):

(1) Has violated or threatened to violate a custody or visitation order.

(2) Does not have strong ties to California.

(3) Has done things recently that make it easy to take the children (*check all that apply*):

- | | |
|---|--|
| <input type="checkbox"/> Quit a job | <input type="checkbox"/> Sold a home or ended a lease |
| <input type="checkbox"/> Closed a bank account | <input type="checkbox"/> Hidden or destroyed documents |
| <input type="checkbox"/> Sold or gotten rid of property | <input type="checkbox"/> Applied for a passport, birth certificate, or school or medical records |

(4) Has a history of (*check all that apply*):

- | | |
|---|---|
| <input type="checkbox"/> Abusing person in ① | <input type="checkbox"/> Taking the children without permission |
| <input type="checkbox"/> Abusing other partners | <input type="checkbox"/> Not cooperating with person ① in parenting |
| <input type="checkbox"/> Child abuse | |

(5) Has a criminal record

(6) Has strong ties in:

Another county in California (*list county*): _____

Another state (*list states*): _____

Another country (*list country*): _____

(7) Is a citizen of another country (*list country*): _____

(8) Other reasons: _____

The Orders are Granted as Follows:

4 Do Not Move Without Written Permission of the Other Parent or Court Order

The person in ② must **not** move with the children outside

This county California The United States Other (*specify*): _____
without written permission from the other parent or a court order.

This is a Court Order.

5 Turn In and Do Not Apply for Passports or Other Important Documents

Person in ② must not apply for passports or other documents that can be used for travel, like visas and birth certificates, and must turn in the following documents: _____

by (date): _____ to (name): _____

6 Provide Travel Plan and Documents

Person in ② must give the person in ① the following before traveling with the children (*check all that apply*):

- Children's travel schedule
- Copies of round-trip airline tickets
- Addresses and telephone numbers where children can be reached
- An open airline ticket for the person in ① in case the children are not returned
- Other (describe): _____

7 Notify Other State of Travel Restrictions

Person in ② must register this order with (*list county and state*): _____ before the children can travel to that state for visits.

8 Notify Foreign Embassy or Consulate of Passport Restrictions

Person in ② must notify (*name of embassy or consulate*): _____ of this order and provide the court with proof of the notice by (date): _____

9 Foreign Custody and Visitation Order

Person in ② must get a custody and visitation order equal to the most recent U.S. order before the children can travel to (*list country*): _____ for visits.

The court recognizes that foreign orders may be changed or enforced depending on the laws of that country.

10 Post a Bond

The person in ② must post a bond for \$ _____.

11 Enforcing Order

The court authorizes any law enforcement officer to enforce this order. In this county, contact the Child Abduction Unit of the Office of the District Attorney at: _____

12 Other (*list other orders or jurisdictional factors*): _____

Notice to Authorities in Other States and Countries: This court has jurisdiction to make child custody orders under California's Uniform Child Custody Jurisdiction and Enforcement Act (California Family Code, part 3, section 3400 et seq.) and The Hague Convention on the Civil Aspects of International Child Abduction (22 U.S.C. section 9001 et seq.). If jurisdiction is based on other factors, they will be listed above in ⑫.

This is a Court Order.

This form is attached to DV-140, *Child Custody and Visitation Order*.

1 Name of Protected Person:

Relationship to children: Parent Legal Guardian Other (*describe*): _____

2 Name of Restrained Person:

Relationship to children: Parent Legal Guardian Other (*describe*): _____

3 Court's Decision

Based on the information given, the judge finds that:

- a. **There is not a risk** that the person in ② might take the children without proper permission. The judge has not granted any of the orders in ④–⑫.
- b. **There is a risk** that the person in ② might take the children without permission because person in ②:

(Check all that apply):

(1) Has violated or threatened to violate a custody or visitation order.

(2) Does not have strong ties to California.

(3) Has done things recently that make it easy to take the children (*check all that apply*):

- | | |
|---|--|
| <input type="checkbox"/> Quit a job | <input type="checkbox"/> Sold a home or ended a lease |
| <input type="checkbox"/> Closed a bank account | <input type="checkbox"/> Hidden or destroyed documents |
| <input type="checkbox"/> Sold or gotten rid of property | <input type="checkbox"/> Applied for a passport, birth certificate, or school or medical records |

(4) Has a history of (*check all that apply*):

- | | |
|---|---|
| <input type="checkbox"/> Abusing person in ① | <input type="checkbox"/> Taking the children without permission |
| <input type="checkbox"/> Abusing other partners | <input type="checkbox"/> Not cooperating with person ① in parenting |
| <input type="checkbox"/> Child abuse | |

(5) Has a criminal record

(6) Has strong ties in:

Another county in California (*list county*): _____

Another state (*list states*): _____

Another country (*list country*): _____

(7) Is a citizen of another country (*list country*): _____

(8) Other reasons: _____

The Orders are Granted as Follows:

4 Do Not Move Without Written Permission of the Other Parent or Court Order

The person in ② must **not** move with the children outside

This county California The United States Other (*specify*): _____
without written permission from the other parent or a court order.

This is a Court Order.

5 Turn In and Do Not Apply for Passports or Other Important Documents

Person in ② must not apply for passports or other documents that can be used for travel, like visas and birth certificates, and must turn in the following documents: _____

by (date): _____ to (name): _____

6 Provide Travel Plan and Documents

Person in ② must give the person in ① the following before traveling with the children (*check all that apply*):

- Children's travel schedule
- Copies of round-trip airline tickets
- Addresses and telephone numbers where children can be reached
- An open airline ticket for the person in ① in case the children are not returned
- Other (describe): _____

7 Notify Other State of Travel Restrictions

Person in ② must register this order with (*list county and state*): _____ before the children can travel to that state for visits.

8 Notify Foreign Embassy or Consulate of Passport Restrictions

Person in ② must notify (*name of embassy or consulate*): _____ of this order and provide the court with proof of the notice by (date): _____

9 Foreign Custody and Visitation Order

Person in ② must get a custody and visitation order equal to the most recent U.S. order before the children can travel to (*list country*): _____ for visits.

The court recognizes that foreign orders may be changed or enforced depending on the laws of that country.

10 Post a Bond

The person in ② must post a bond for \$ _____.

11 Enforcing Order

The court authorizes any law enforcement officer to enforce this order. In this county, contact the Child Abduction Unit of the Office of the District Attorney at: _____

12 Other (*list other orders or jurisdictional factors*): _____

Notice to Authorities in Other States and Countries: This court has jurisdiction to make child custody orders under California's Uniform Child Custody Jurisdiction and Enforcement Act (California Family Code, part 3, section 3400 et seq.) and The Hague Convention on the Civil Aspects of International Child Abduction (22 U.S.C. section 9001 et seq.). If jurisdiction is based on other factors, they will be listed above in ⑫.

This is a Court Order.

PETITIONER:	CASE NUMBER:
RESPONDENT:	
OTHER PARENT/PARTY:	

CHILD SUPPORT INFORMATION AND ORDER ATTACHMENT

- Attachment to: Findings and Order After Hearing (form FL-340) Judgment (form FL-180)
 Judgment (form FL-250) Restraining Order After Hearing (form DV-130)
 Other (specify):

THE COURT USED THE FOLLOWING INFORMATION IN DETERMINING THE AMOUNT OF CHILD SUPPORT:

1. A printout of a computer calculation and findings is attached and incorporated in this order for all required items not filled out below.

2. Income

a. Each parent's monthly income is as follows:	Gross monthly income	Net monthly income	Receiving TANF/CalWORKs
	Petitioner: \$	\$	<input type="checkbox"/>
	Respondent: \$	\$	<input type="checkbox"/>
	Other Parent/Party: \$	\$	<input type="checkbox"/>

- b. **Earning capacity.** The court finds that the (check all that apply):

- (1) petitioner has the ability to earn \$ per month.
 (2) respondent has the ability to earn \$ per month.
 (3) other parent/party has the ability to earn \$ per month.

- (4) The factors used to calculate earning capacity under Family Code section 4058(b) are stated

- (a) in *Earning Capacity Factors Attachment* (form).
 (b) as follows (specify):

3. Children of this relationship

- a. Number of children who are the subjects of the support order (specify):

- b. Approximate percentage of time spent with petitioner: %
 respondent: %
 other parent/party: %

4. Hardships

Hardships for the following have been allowed in calculating child support:

	<u>Petitioner</u>	<u>Respondent</u>	<u>Other Parent/Party</u>	<u>Approximate end date for the hardship</u>
a. <input type="checkbox"/> Other minor children:	\$	\$	\$	
b. <input type="checkbox"/> Extraordinary medical expenses:	\$	\$	\$	
c. <input type="checkbox"/> Catastrophic losses:	\$	\$	\$	

THE COURT ORDERS

5. Low-income adjustment

- a. The low-income adjustment applies at the lowest amount of the range.
 b. The lowest amount of the low-income adjustment has been rebutted and does not apply because (specify reasons):

THIS IS A COURT ORDER.

Page 1 of 3

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
---	--------------

6. **Child support**a. **Base child support**

Petitioner Respondent Other parent/party must pay child support beginning (date): and continuing until further order of the court, or until the child marries, dies, is emancipated, reaches age 19, or reaches age 18 and is not a full-time high school student, whichever occurs first, as follows:

<u>Child's name</u>	<u>Date of birth</u>	<u>Monthly amount</u>	<u>Payable to (name):</u>
		\$	
		\$	
		\$	
		\$	

Payable on the 1st of the month other (specify):

b. **Mandatory additional child support**

(1) Childcare costs related to employment or reasonably necessary job training

(a) <input type="checkbox"/> Petitioner must pay:	% of total	or	<input type="checkbox"/> \$	per month	child-care costs.
(b) <input type="checkbox"/> Respondent must pay:	% of total	or	<input type="checkbox"/> \$	per month	child-care costs.
(c) <input type="checkbox"/> Other parent/party must pay:	% of total	or	<input type="checkbox"/> \$	per month	child-care costs.
(d) <input type="checkbox"/> Costs to be paid as follows (specify):					

(2) Reasonable uninsured health care costs for the children

(a) <input type="checkbox"/> Petitioner must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(b) <input type="checkbox"/> Respondent must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(c) <input type="checkbox"/> Other parent/party must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(d) <input type="checkbox"/> Costs to be paid as follows (specify):				

c. **Additional child support**(1) Costs related to the educational or other special needs of the children

(a) <input type="checkbox"/> Petitioner must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(b) <input type="checkbox"/> Respondent must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(c) <input type="checkbox"/> Other parent/party must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(d) <input type="checkbox"/> Costs to be paid as follows (specify):				

(2) Travel expenses for visitation

(a) <input type="checkbox"/> Petitioner must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(b) <input type="checkbox"/> Respondent must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(c) <input type="checkbox"/> Other parent/party must pay:	% of total	or	<input type="checkbox"/> \$	per month.
(d) <input type="checkbox"/> Costs to be paid as follows (specify):				

d. **Non-Guideline Order**

This order is below above the child support guideline set forth in Family Code section 4055. *Non-Guideline Child Support Findings Attachment* (form) is attached.

Total child support per month: \$

THIS IS A COURT ORDER.

PETITIONER:	CASE NUMBER:
RESPONDENT:	
OTHER PARENT/PARTY:	

7. Health care expenses

- Health insurance coverage for the minor children of the parties must be maintained by the petitioner respondent other parent/party if available at no or reasonable cost through their respective places of employment or self-employment. Both parties are ordered to cooperate in the presentation, collection, and reimbursement of any health care claims. The parent ordered to provide health insurance must seek continuation of coverage for the child after the child attains the age when the child is no longer considered eligible for coverage as a dependent under the insurance contract, if the child is incapable of self-sustaining employment because of a physically or mentally disabling injury, illness, or condition and is chiefly dependent on the parent providing health insurance for support and maintenance.
- Health insurance is not available to the petitioner respondent other parent/party at a reasonable cost at this time.
- The party providing coverage must assign the right of reimbursement to the other party.

8. Earnings assignment

An earnings assignment order is issued. **Note:** The parent ordered to pay support is responsible for the payment of support directly to the recipient until support payments are deducted from the payor's wages and for payment of any support not paid by the assignment.

- In the event that there is a contract between a person ordered to receive support and a private child support collector, the parent ordered to pay support must pay the fee charged by the private child support collector. This fee must not exceed 33-1/3 percent of the total amount of past due support nor may it exceed 50 percent of any fee charged by the private child support collector. The money judgment created by this provision is in favor of the private child support collector and the person ordered to receive support, jointly.

10. Employment search order (Family Code section 4505)

Petitioner Respondent Other parent/party is ordered to seek employment with the following terms and conditions:

11. Other orders (specify):

12. Notices

- Notice of Rights and Responsibilities Regarding Child Support* (form) must be attached and is incorporated into this order.
- If this form is attached to *Restraining Order After Hearing* (form), the support orders issued on this form (form FL-342) remain in effect after the restraining orders issued on form DV-130 end.

13. Child Support Case Registry Form

Both parties must complete and file with the court a *Child Support Case Registry Form* (form) within 10 days of the date of this order. Thereafter, the parties must notify the court of any change in the information submitted within 10 days of the change by filing an updated form.

NOTICE: Any parent ordered to pay child support must pay interest on overdue amounts at the legal rate, which is currently 10 percent per year.

THIS IS A COURT ORDER.

PETITIONER: RESPONDENT:	CASE NUMBER:
----------------------------	--------------

SPOUSAL, DOMESTIC PARTNER, OR FAMILY SUPPORT ORDER ATTACHMENT

- TO **Findings and Order After Hearing** (form FL-340) **Judgment** (form FL-180)
 Restraining Order After Hearing (CLETs-OAH) (form DV-130) **Other (specify):**
 Parties' Stipulation (Written Agreement) dated (specify): _____

THE COURT FINDS THE PARTIES STIPULATE (AGREE)

Specify if this attachment is about an order for temporary support or a judgment for permanent support (check either 1 or 2 below).

1. This attachment relates to temporary spousal or domestic partner support.

- a. This order attachment modifies an order or agreement for temporary support entered on (date):
b. **Net income.** The parties' monthly income and deductions are as follows (complete (1), (2), or both):

	Total gross monthly income	Total monthly deductions	Total hardship deductions	Net monthly disposable income
(1) Petitioner: <input type="checkbox"/> receiving TANF/CalWORKS	\$	\$	\$	\$
(2) Respondent: <input type="checkbox"/> receiving TANF/CalWORKS	\$	\$	\$	\$

- c. A printout of a computer calculation of the parties' financial circumstances is attached for all required items not filled out above (for temporary support only).

2. This attachment relates to a judgment for permanent spousal or domestic partner support.

- a. This order attachment modifies a judgment entered on (date):
b. The parties were married for (specify): years and months.
c. The parties were registered as domestic partners or the equivalent for (specify): years and months.
d. Family Code section 4320 factors (check either (1) or (2) below, then complete (3)).
(1) The parties agreed to some or all of the factors as stated in *Spousal or Domestic Partner Support Declaration Attachment* (form FL-157) or in a similar written declaration filed with the court.
(2) The court considered the parties' declarations and supporting documents regarding each Family Code section 4320 factor as stated in testimony, in *Spousal or Domestic Partner Support Declaration Attachment* (form FL-157), or in a similar written declaration filed with the court.
(3) The parties' agreement, or the court's findings, on Family Code section 4320 factors are (specify):
(A) included in [Attachment 2d\(3\)\(A\)](#).
(B) included in *Spousal or Domestic Partner Support Factors Under Family Code Section 4320—Attachment* (form ____).
(C) specified below:

THIS IS A COURT ORDER.

Page 1 of 3

PETITIONER: RESPONDENT:	CASE NUMBER:
----------------------------	--------------

2. e. The parties are both self-supporting.
f. The standard of living established during the marriage or domestic partnership was (describe): [See Attachment 2f.](#)

- g. The court finds that the parties have knowingly, intelligently, and voluntarily entered into a stipulation.

3. Jurisdiction

- a. The issue of support for the petitioner respondent is reserved for later determination.
b. The court terminates jurisdiction over the issue of support for the petitioner respondent.
c. The court's jurisdiction over the issue of support will end on (specify date):

4. Support amount and payment terms

- a. The petitioner respondent must pay to the petitioner respondent as temporary permanent spousal support family support domestic partner support the following amount each month: \$
- b. Support payments will begin (date):
- c. Support payments are:
- (1) payable through (specify end date):
- (2) payable on the: day of each month.
- (3) Other (specify):
- d. Support must be paid by check, money order, or cash other method (specify):

5. Earnings assignment

- a. An earnings assignment for the support will issue as requested by petitioner respondent.
Note: The payor of spousal, family, or domestic partner support is responsible for the payment of support directly to the recipient until support payments are deducted from the earnings, and for any support not paid by the assignment.
- b. Service of the earnings assignment is stayed provided the payor is not more than (specify number): days late in paying spousal, family, or domestic partner support.

6. Termination (end) of support

- a. By law, unless the parties otherwise agree in writing, the support payor's obligation to pay support will end when either party dies or the support payee remarries or registers a new domestic partnership.
- b. **Parties' agreement**
The parties agree that the support payor's obligation to pay support will not end as described in 6a. Instead, the support payor's obligation to pay support will continue until (specify below the terms of your agreement about when the support payee's obligation to pay support will end):

THIS IS A COURT ORDER.

PETITIONER: RESPONDENT:	CASE NUMBER:
--------------------------------	--------------

7. **Family support orders.** This order is for family support.

- a. Both parties must complete and file with the court a *Child Support Case Registry Form* (form) within 10 days of the date of this order.
- b. The parents must notify the court of any change of information submitted within 10 days of the change by filing an updated form.
- c. A *Notice of Rights and Responsibilities Regarding Child Support* (form FL-192) must be attached to the court order.

8. **Notice of change of employment**

The parties must inform each other in writing within 10 days of any change of employment, and include the new employer's name, address, and telephone number.

9. **Duty to become self-supporting**

- a. Notice: It is the goal of this state that each party must make reasonable good-faith efforts to become self-supporting as provided in Family Code section 4320. Failure to make reasonable good-faith efforts may be one of the factors considered by the court as a basis for modifying or terminating support.
- b. The petitioner respondent should make reasonable good-faith efforts to become self-supporting.
- c. Other (specify):

10. **Attachment to Restraining Order After Hearing (form DV-130)**

- a. This form is attached to *Restraining Order After Hearing (CLETS-OAH) (Order of Protection)* (form DV-130).
- b. The orders issued on this form (FL-343) do not expire on termination of the restraining orders issued on form DV-130.

11. **Other orders or agreements (specify):**

NOTICE: Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.

THIS IS A COURT ORDER.

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:			
OTHER PARTY/PARENT/CLAIMANT:			
INCOME AND EXPENSE DECLARATION			CASE NUMBER:

1. Employment (Give information on your current job or, if you're unemployed, your most recent job.)

Attach copies of your pay stubs for last two months (black out Social Security numbers).	a. Employer:	
	b. Employer's address:	
	c. Employer's phone number:	
	d. Occupation:	
	e. Date job started:	
	f. If unemployed, date job ended:	
	g. I work about _____ hours per week.	
h. I get paid \$ _____ gross (before taxes) <input type="checkbox"/> per month <input type="checkbox"/> per week <input type="checkbox"/> per hour.		

(If you have more than one job, attach an 8 1/2-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

2. Age and education

- a. My age is (specify): _____
- b. I have completed high school or the equivalent: Yes No If no, highest grade completed (specify): _____
- c. Number of years of college completed (specify): Degree(s) obtained (specify): _____
- d. Number of years of graduate school completed (specify): Degree(s) obtained (specify): _____
- e. I have: professional/occupational license(s) (specify): _____
 vocational training (specify): _____

3. Tax information

- a. I last filed taxes for tax year (specify year): _____
- b. My tax filing status is single head of household married, filing separately married, filing jointly with (specify name): _____
- c. I file state tax returns in California other (specify state): _____
- d. I claim the following number of exemptions (including myself) on my taxes (specify): _____

4. Other party's income. I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$ _____
 This estimate is based on (explain): _____

(If you need more space to answer any questions on this form, attach an 8 1/2-by-11-inch sheet of paper and write the question number before your answer.) Number of pages attached: _____

I declare under penalty of perjury under the laws of the State of California that the information contained on all pages of this form and any attachments is true and correct.

Date: _____



(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

Page 1 of 4

PETITIONER: RESPONDENT: OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER:
--	--------------

Attach copies of your pay stubs for the last two months and proof of any other income. Take a copy of your latest federal tax return to the court hearing. (Black out your Social Security number on the pay stub and tax return.)

5. **Income** (For average monthly, add up all the income you received in each category in the last 12 months and divide the total by 12.)

	Last month	Average monthly
a. Salary or wages (gross, before taxes).....	\$	_____
b. Overtime (gross, before taxes).....	\$	_____
c. Commissions or bonuses.....	\$	_____
d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving	\$	_____
e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage <input type="checkbox"/> federally taxable*	\$	_____
f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership	\$	_____
g. Pension/retirement fund payments.....	\$	_____
h. Social Security retirement (not SSI).....	\$	_____
i. Disability: <input type="checkbox"/> Social Security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance	\$	_____
j. Unemployment compensation.....	\$	_____
k. Workers' compensation.....	\$	_____
l. Other (military allowances, royalty payments) (specify):	\$	_____

6. **Investment income** (Attach a schedule showing gross receipts less cash expenses for each piece of property.)

a. Dividends/interest.....	\$	_____
b. Rental property income.....	\$	_____
c. Trust income.....	\$	_____
d. Other (specify):	\$	_____

7. **Income from self-employment, after business expenses for all businesses**..... \$ _____

I am the owner/sole proprietor business partner other (specify):

Number of years in this business (specify):

Name of business (specify):

Type of business (specify):

Attach a profit and loss statement for the last two years or a Schedule C from your last federal tax return. Black out your Social Security number. If you have more than one business, provide the information above for each of your businesses.

8. **Additional income.** I received one-time money (lottery winnings, inheritance, etc.) in the last 12 months (specify source and amount):

9. **Change in income.** My financial situation has changed significantly over the last 12 months because (specify):

10. **Deductions**

a. Required union dues.....	\$	_____
b. Required retirement payments (not Social Security, FICA, 401(k), or IRA).....	\$	_____
c. Medical, hospital, dental, and other health insurance premiums (total monthly amount).....	\$	_____
d. Child support that I pay for children from other relationships.....	\$	_____
e. Spousal support that I pay by court order from a different marriage <input type="checkbox"/> federally tax deductible*	\$	_____
f. Partner support that I pay by court order from a different domestic partnership.....	\$	_____
g. Necessary job-related expenses not reimbursed by my employer (attach explanation labeled "Question 10g").....	\$	_____

11. **Assets**

a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts.....	\$	_____
b. Stocks, bonds, and other assets I could easily sell.....	\$	_____
c. All other property, <input type="checkbox"/> real and <input type="checkbox"/> personal (estimate fair market value minus the debts you owe).....	\$	_____

* Check the box if the spousal support order or judgment was executed by the parties and the court before January 1, 2019, or if a court-ordered change maintains the spousal support payments as taxable income to the recipient and tax deductible to the payor.

PETITIONER: RESPONDENT: OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER:
--	--------------

12. The following people live with me:

Name	Age	How the person is related to me (ex: son)	That person's gross monthly income	Pays some of the household expenses?
a.				<input type="checkbox"/> Yes <input type="checkbox"/> No
b.				<input type="checkbox"/> Yes <input type="checkbox"/> No
c.				<input type="checkbox"/> Yes <input type="checkbox"/> No
d.				<input type="checkbox"/> Yes <input type="checkbox"/> No
e.				<input type="checkbox"/> Yes <input type="checkbox"/> No

13. Average monthly expenses Estimated expenses Actual expenses Proposed needs

a. Home:	h. Laundry and cleaning.....	\$ _____
(1) <input type="checkbox"/> Rent or <input type="checkbox"/> mortgage..... \$ _____	i. Clothes.....	\$ _____
If mortgage:	j. Education.....	\$ _____
(a) average principal: \$ _____	k. Entertainment, gifts, and vacation.....	\$ _____
(b) average interest: \$ _____	l. Auto expenses and transportation (insurance, gas, repairs, bus, etc.).....	\$ _____
(2) Real property taxes..... \$ _____	m. Insurance (life, accident, etc.; do not include auto, home, or health insurance).....	\$ _____
(3) Homeowner's or renter's insurance (if not included above)..... \$ _____	n. Savings and investments.....	\$ _____
(4) Maintenance and repair..... \$ _____	o. Charitable contributions.....	\$ _____
b. Health-care costs not paid by insurance..... \$ _____	p. Monthly payments listed in item 14 (itemize below in 14 and insert total here)...	\$ _____
c. Child care..... \$ _____	q. Other (specify):	\$ _____
d. Groceries and household supplies..... \$ _____	r. TOTAL EXPENSES (a-q) (do not add in the amounts in a(1)(a) and (b))	\$ _____
e. Eating out..... \$ _____	s. Amount of expenses paid by others	\$ _____
f. Utilities (gas, electric, water, trash)..... \$ _____		
g. Telephone, cell phone, and e-mail..... \$ _____		

14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
		\$ _____	\$ _____	
		\$ _____	\$ _____	
		\$ _____	\$ _____	
		\$ _____	\$ _____	
		\$ _____	\$ _____	

15. Attorney fees (This information is required if either party is requesting attorney fees):

- To date, I have paid my attorney this amount for fees and costs (specify): \$ _____
- The source of this money was (specify): _____
- I still owe the following fees and costs to my attorney (specify total owed): \$ _____
- My attorney's hourly rate is (specify): _____

I confirm this fee arrangement.

Date: _____

(TYPE OR PRINT NAME OF ATTORNEY)

(SIGNATURE OF ATTORNEY)

PETITIONER:	CASE NUMBER:
RESPONDENT:	
OTHER PARTY/PARENT/CLAIMANT:	

CHILD SUPPORT INFORMATION

(NOTE: Fill out this page only if your case involves child support.)

16. Number of children

- a. I have (specify number): children under the age of 18 with the other parent in this case.
b. The children spend percent of their time with me and percent of their time with the other parent.
(If you're not sure about percentage or it has not been agreed on, please describe your parenting schedule here.)

17. Children's health-care expenses

- a. I do I do not have health insurance available to me for the children through my job.
b. Name of insurance company:
c. Address of insurance company:

- d. The monthly cost for the **children's** health insurance is or would be (specify): \$ (Do not include the amount your employer pays.)

18. Additional expense for the children in this case

- | | Amount per month |
|---|------------------|
| a. Childcare so I can work or get job training..... | \$ _____ |
| b. Children's health care not covered by insurance..... | \$ _____ |
| c. Travel expenses for visitation..... | \$ _____ |
| d. Children's educational or other special needs (<i>specify below</i>):..... | \$ _____ |

19. **Special hardships.** I ask the court to consider the following special financial circumstances

(attach documentation of any item listed here, including court orders):

- | | AMOUNT PER MONTH | FOR HOW MANY MONTHS? |
|--|------------------|----------------------|
| a. Extraordinary health expenses not included in 18b..... | \$ _____ | _____ |
| b. Major losses not covered by insurance (<i>examples: fire, theft, other insured loss</i>)..... | \$ _____ | _____ |
| c. (1) Expenses for my minor children who are from other relationships and are living with me..... | \$ _____ | _____ |
| (2) Names and ages of those children (<i>specify</i>): | | |

(3) Child support I receive for those children..... \$6 _____

The expenses listed in a, b, and c create an extreme financial hardship because (explain):

20. Other information I want the court to know concerning support in my case (specify):