

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY												
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA STREET ADDRESS: 1100 Anacapa Street MAILING ADDRESS: P.O. Box 21107 CITY AND ZIP CODE: Santa Barbara, CA 93121-1107 BRANCH NAME: ANACAPA DIVISION													
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT:													
<table style="width:100%; border: none;"> <tr> <td style="width:33%;">ORDER TO SHOW CAUSE</td> <td style="width:33%;">MODIFICATION</td> <td style="width:33%;"></td> </tr> <tr> <td>Child Custody</td> <td>Visitation</td> <td>Injunctive Order</td> </tr> <tr> <td>Child Support</td> <td>Spousal Support</td> <td>Other (specify):</td> </tr> <tr> <td>Attorney Fees and Costs</td> <td colspan="2">CIM/PACT and/or FCS mediation order</td> </tr> </table>	ORDER TO SHOW CAUSE	MODIFICATION		Child Custody	Visitation	Injunctive Order	Child Support	Spousal Support	Other (specify):	Attorney Fees and Costs	CIM/PACT and/or FCS mediation order		CASE NUMBER:
ORDER TO SHOW CAUSE	MODIFICATION												
Child Custody	Visitation	Injunctive Order											
Child Support	Spousal Support	Other (specify):											
Attorney Fees and Costs	CIM/PACT and/or FCS mediation order												

1. TO (name):
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date:	Time: 10:30 a.m.	X Dept.:	Room:
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b. The address of the court is same as noted above other (specify):

c. The parties are ordered to attend custody mediation services as follows:

3. THE COURT FURTHER ORDERS that a completed *Application for Order and Supporting Declaration* (form FL-310), a **blank Responsive Declaration** (form FL-320), and the following documents be served with this order:
 - a. (1) Completed *Income and Expense Declaration* (form FL-150) and a **blank Income and Expense Declaration**
 - (2) Completed *Financial Statement (Simplified)* (form FL-155) and a **blank Financial Statement (Simplified)**
 - (3) Completed *Property Declaration* (form FL-160) and a **blank Property Declaration**
 - (4) Points and authorities
 - (5) Other (specify):
- b. Time for _____ service _____ hearing is shortened. Service must be on or before (date):
Any responsive declaration must be served on or before (date):
- c. You are ordered to comply with the temporary orders attached.
- d. Other (specify): Parties are ordered to attend the Children in the Middle or PACT parenting class prior to mediation.

Date: _____ JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent. You do not have to pay any fee to file declarations in response to this order to show cause (including a completed Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.

Request for Accommodations
 Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five court days before the trial. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Order* (form MC-410). (Civil Code, § 54.8)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):		FOR COURT USE ONLY
TELEPHONE NO.:	FAX NO. (Optional):	
E-MAIL ADDRESS (Optional):		
ATTORNEY FOR (Name):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA		
STREET ADDRESS: 1100 Anacapa Street		
MAILING ADDRESS: P.O. Box 21107		
CITY AND ZIP CODE: Santa Barbara, CA 93121-1107		
BRANCH NAME: ANACAPA DIVISION		
PETITIONER/PLAINTIFF:		
RESPONDENT/DEFENDANT:		
NOTICE OF MOTION <input type="checkbox"/> Child Custody <input type="checkbox"/> Child Support <input type="checkbox"/> Attorney Fees and Costs	<input type="checkbox"/> MODIFICATION <input type="checkbox"/> Visitation <input type="checkbox"/> Spousal Support <input type="checkbox"/> CIM/PACT order & FCS med. order	<input type="checkbox"/> Injunctive Order <input type="checkbox"/> Other (specify):
		CASE NUMBER:

- TO (name):
- A hearing on this motion for the relief requested in the attached application will be held as follows:

a. Date:	Time: 10:30 a.m.	<input checked="" type="checkbox"/> Dept.:	Rm.:
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b. Address of court same as noted above other (specify):

3. Supporting attachments:

- | | |
|--|--|
| a. Completed Application for Order and Supporting Declaration (form FL-310) and a blank Responsive Declaration (form FL-320) | d. Completed Property Declaration (form FL-160) and a blank Property Declaration |
| b. Completed Income and Expense Declaration (form FL-150) and a blank Income and Expense Declaration | e. Points and authorities |
| c. Completed Financial Statement (Simplified) (form FL-155) and a blank Financial Statement (Simplified) | f. Other (specify): |

Date:

 (TYPE OR PRINT NAME) ▶ (SIGNATURE)

ORDER

- Time for service hearing is shortened. Service must be on or before (date):
- Any responsive declaration must be served on or before (date):
- If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed above. The parties are ordered to attend orientation and mandatory custody services as follows:
 Attend the Children in the Middle/PACT parenting class prior to mediation.
 Attend Family Custody Services mediation on

Date:

 JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this Notice of Motion (including a completed Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.

PETITIONER/PLAINTIFF:	CASE NUMBER
RESPONDENT/DEFENDANT:	

7. PROOF OF SERVICE BY MAIL

a. I am at least age 18, **not a party to this action**, and am a resident or employed in the county where the mailing took place. My residence or business address is: 1100 ANACAPA STREET, SANTA BARBARA, CA 93101

b. I served copies of the following documents by enclosing them in a sealed envelope with postage fully prepaid, depositing them in the United States mail as follows:

(1) Papers served:

- (a) *Notice of Motion* and a completed *Application for Order and Supporting Declaration* (form FL-310) **and** a blank *Responsive Declaration* (form FL-320)
- (b) Completed *Income and Expense Declaration* (form FL-150) **and** a blank *Income and Expense Declaration*
- (c) Completed *Financial Statement (Simplified)* (form FL-155) **and** a blank *Financial Statement (Simplified)*
- (d) Completed *Property Declaration* (form FL-160) **and** a blank *Property Declaration*
- (e) Points and authorities
- (f) Other (*specify*):

(2) Manner of service:

- (a) Date of deposit:
- (b) Place of deposit (*city and state*): SANTA BARBARA, CA
- (c) Addressed as follows:

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

Date:

DEBORAH MULLIN, FAMILY LAW FACILITATOR

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five court days before the trial. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Order* (form MC-410). (Civil Code, § 54.8)

PETITIONER:	CASE NUMBER:
RESPONDENT:	

APPLICATION FOR ORDER AND SUPPORTING DECLARATION
— THIS IS NOT AN ORDER —

Petitioner Respondent Claimant requests the following orders be made:

1. **CHILD CUSTODY** **To be ordered pending the hearing**
- | | | | |
|-----------------------------|--|---|---|
| a. <u>Child (name, age)</u> | b. <u>Legal custody to</u>
(person who makes decisions about health, education, etc.)(name) | c. <u>Physical custody to</u>
(person with whom child lives)(name) | d. Modify existing order
(1) filed on (date):
(2) ordering (specify): |
|-----------------------------|--|---|---|

As requested in form FL-311 FL-312 FL-341(C) FL-341(D) FL-341(E)

2. **CHILD VISITATION** **To be ordered pending the hearing**
- As requested in:
- | | |
|--|---|
| a. <input type="checkbox"/> Attachment 2a | d. Modify existing order
(1) filed on (date):
(2) ordering (specify): |
| b. <input type="checkbox"/> form FL-311 | |
| c. <input type="checkbox"/> Other (specify): | |

3. **CHILD SUPPORT (An earnings assignment order may be issued.)**
- | | | |
|-----------------------------|---|---|
| a. <u>Child (name, age)</u> | b. <u>Monthly amount</u>
(if not by guideline)
\$ | c. Modify existing order
(1) filed on (date):
(2) ordering (specify): |
|-----------------------------|---|---|

4. **SPOUSAL OR PARTNER SUPPORT (An earnings assignment order may be issued.)**
- | | |
|--|---|
| a. Amount requested (monthly): \$ | c. Modify existing order
(1) filed on (date):
(2) ordering (specify): |
| b. Terminate existing order
(1) filed on (date):
(2) ordering (specify): | |

5. **ATTORNEY FEES AND COSTS** a. Fees: \$ b. Costs: \$

6. **PROPERTY RESTRAINT** **To be ordered pending the hearing**
- a. The petitioner respondent claimant is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
- The applicant will be notified at least five business days before any proposed extraordinary expenditures, and an accounting of such will be made to the court.
- b. Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties or their minor children.
- c. Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.

NOTE: To obtain domestic violence restraining orders, you must use the forms *Request for Order (Domestic Violence Prevention)* (form DV-100) and *Temporary Restraining Order (Domestic Violence Prevention)* (form DV-110).

PETITIONER:	CASE NUMBER:
RESPONDENT:	

3. **Supervised visitation.**
 I request that (name): _____ have supervised visitation with the minor children according to the schedule set out on page 1 and that the visits be supervised by (name): _____ who is a _____ professional _____ nonprofessional supervisor. The supervisor's phone number is (specify): _____
 I request that the costs for supervision be paid as follows: petitioner: _____ percent; respondent: _____ percent.
If item 3 is checked, you must attach a declaration that shows why unsupervised visitation would be bad for your children. The judge is required to consider supervised visitation if one parent is alleging domestic violence and is protected by a restraining order.
4. **Transportation for visitation and place of exchange**
- Transportation to the visits will be provided by (name): _____
 - Transportation from the visits will be provided by (name): _____
 - Drop-off of the children will be at (address): _____
 - Pick-up of the children will be at (address): _____
 - The children will be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.
 - During the exchanges, the parent driving the children will wait in the car and the other parent will wait in his or her home while the children go between the car and the home.
 - Other (specify): _____
5. **Travel with children.** The _____ petitioner _____ respondent _____ other (name): _____ must have written permission from the other parent or a court order to take the children out of
- the state of California.
 - the following counties (specify): _____
 - other places (specify): _____
6. **Child abduction prevention.** There is a risk that one of the parents will take the children out of California without the other parent's permission. I request the orders set out on attached form FL-312.
7. **Children's holiday schedule.** I request the holiday and visitation schedule set out on the attached _____ form FL-341(C) other (specify): _____
8. **Additional custody provisions.** I request the additional orders regarding custody set out on the attached _____ form FL-341(D) other (specify): _____
9. **Joint legal custody provisions.** I request joint legal custody and want the additional orders set out on the attached _____ form FL-341(E) other (specify): _____
10. **Other.** I request the following additional orders (specify): _____

PETITIONER / PLAINTIFF:	CASE NUMBER:
RESPONDENT / DEFENDANT:	

REQUEST FOR CHILD ABDUCTION PREVENTION ORDERS

Attachment to Petition Response Application for Order and Supporting Declaration Responsive Declaration
 Other (specify):

1. Your name:

2. Do you think the other parent might take the children without your permission to

- a. another county in California? Yes No If "Yes," what county? (specify):
- b. another state? Yes No If "Yes," what state? (specify):
- c. a foreign country? Yes No If "Yes," what country? (specify):
 If "Yes," is the other parent a citizen of that country? Yes No
 If "Yes," does the other parent have family or emotional ties to that country? Yes No
 Explain:

3. Why do you think the other parent might take the children without your permission?

The other parent (check all that apply):

- a. has violated - or threatened to violate - a custody or visitation order in the past.
 Explain:
- b. does not have strong ties to California.
 Explain any work, financial, social, or family situation that makes it easy for the other parent to leave California.
- c. has recently done things that make it easy for him or her to take the children away without permission. He or she has (check all that apply)
 - quit his or her job. sold his or her home.
 - closed a bank account. ended a lease.
 - sold or gotten rid of assets. hidden or destroyed documents.
 - applied for a passport, birth certificate, or school or medical records.
 - Other (specify):
- d. has a history of (check all that apply)
 - domestic violence.
 - child abuse.
 - not cooperating with me in parenting.
 - taking the children without my permission.
 Explain:
- e. has a criminal record. Explain:

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PETITIONER / PLAINTIFF:	CASE NUMBER:
RESPONDENT / DEFENDANT:	

I REQUEST THE FOLLOWING ORDERS:

4. **Supervised Visitation**
I ask the court to order supervised visitation.
Terms of visitation are attached (*check one*): form FL-341(A) as follows:

5. **Post a Bond**
I ask the court to order the other parent to post a bond for \$ _____. If the other parent takes the children without my permission, I can use this money to bring the children back.
6. **Do Not Move Without My Permission or Court Order**
I ask the court to order the other parent NOT to move with the children, without my written permission or a court order.
7. **No Travel Without My Permission or Court Order**
I ask the court to order the other parent NOT to travel with the children outside (*check all that apply*)
 this county the United States
 California other (*specify*): _____
without my written permission or a court order.
8. **Notify Other State of Travel Restrictions**
I ask the court to order the other parent to register this order in the state of _____ before the children can travel to that state for visits.
9. **Turn In and Do Not Apply for Passports or Other Vital Documents**
I ask the court to order the other parent to turn in and NOT apply for passports or other documents (such as visas or birth certificates) that can be used for travel.
10. **Provide Itinerary and Other Travel Documents**
If the other parent is allowed to travel with the children, I ask the court to order the other parent to give me before leaving
 the children's travel itinerary.
 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 (*specify*): _____
11. **Notify Foreign Embassy or Consulate of Passport Restrictions**
I ask the court to order the other parent to notify the embassy or consulate of _____ of this order and to provide the court with proof of that notification within _____ calendar days.
12. **Foreign Custody and Visitation Order**
I ask the court to order the other parent to get a custody and visitation order in a foreign country equal to the most recent U.S. order before the children can travel to that country for visits. I understand that foreign orders may be changed or enforced depending on the laws of that country.
13. **Other (*specify*):** _____

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

Date: _____
SIGN HERE

PETITIONER: _____ RESPONDENT: _____	CASE NUMBER _____
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ADDITIONAL PROVISIONS—PHYSICAL CUSTODY ATTACHMENT

TO Petition or Application for Order Findings and Order After Hearing or Judgment
Stipulation and Order for Custody and/or Visitation of Children

1. **Notification of parent's current address.** Each parent must notify the other parent of his or her current address and telephone number within *(specify number)*: _____ days of any change in his or her
 - a. address for _____ residence _____ mailing _____ work.
 - b. telephone/message number at _____ home _____ work _____ the children's schools.

Neither parent may use such information for the purpose of harassing, annoying, or disturbing the peace of the other or invading the other's privacy. If a parent has an address with the State of California's Safe at Home confidential address program, no residence or work address is needed.

2. **Notification of proposed move of child.** Each parent must notify the other parent *(specify number)*: _____ days prior to any planned change in residence of the children. The notification must state, to the extent known, the planned address of the children, including the county and state of the new residence. The notification must be sent by certified mail, return receipt requested.

3. **Child care**
 - a. _____ The children must not be left alone without age-appropriate supervision.
 - b. _____ The parents must let each other know the name, address, and phone number of the children's regular child-care providers.

4. **Right of first option of child care.** In the event either parent requires child care for *(specify number)*: _____ hours or more while the children are in his or her custody, the other parent must be given first opportunity, with as much prior notice as possible, to care for the children before other arrangements are made. Unless specifically agreed or ordered by the court, this order does not include regular child care needed when a parent is working.

5. **Canceled parenting time**
 - a. _____ If the noncustodial parent fails to arrive at the appointed time and fails to notify the custodial parent that he or she will be late, then the custodial parent need wait for only *(specify number)*: _____ minutes before considering the visitation canceled.
 - b. _____ In the event a noncustodial parent is unable to exercise visitation on a given occasion, he or she must notify the custodial parent at the earliest possible opportunity.
 - c. _____ The custodial parent must give the noncustodial parent as much notice as possible if the children are ill and unable to participate in scheduled time with the other parent. A doctor's excuse is required.

6. **Phone contact between parents and children**
 - a. _____ The children may have telephone access to the parents _____ and the parents may have telephone access to the children _____ at reasonable times, for reasonable durations.
 - b. _____ The scheduled phone contact between parents and the children is *(specify)*: _____
 - c. _____ Neither parent nor any other third party may listen to or monitor the calls.

7. **No negative comments.** Neither parent will make or allow others to make negative comments about the other parent or the other parent's past or present relationships, family, or friends within hearing distance of the children.

8. **No use of children as messengers.** The parents will communicate directly with each other on matters concerning the children and may not use the children as messengers between them.

9. **Alcohol or substance abuse.** The _____ petitioner respondent _____ may not consume alcoholic beverages, narcotics, or restricted dangerous drugs (except by prescription) within *(specify number)*: _____ hours prior to or during periods of time with the children _____ and may not permit any third party to do so in the presence of the children.

10. **No exposure to cigarette smoke.** The children will not be exposed to secondhand cigarette smoke while in the home or car of either parent.

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PETITIONER:	CASE NUMBER:
RESPONDENT:	

11. **No interference with schedule of other parent without that parent's consent.** Neither parent will schedule activities for the children during the other parent's scheduled parenting time without the other parent's prior agreement.

12. **Third-party contact**
 - a. The children will have no contact with *(specify name)*:
 - b. The children must not be left alone in the presence of *(specify name)*:

13. **Children's clothing and belongings**
 - a. Each parent will maintain clothing for the children so that the children do not have to make the exchanges with additional clothing.
 - b. The children will be returned to the other parent with the clothing and other belongings they had when they arrived.

14. **Log book.** The parents will maintain a "log book" and make sure that the book is sent with the children between their two homes. Using businesslike notes (no personal comments), parents will record information related to the health, education, and welfare issues that arise during the time the children are with them.

15. **Terms and conditions of order may be changed.** The terms and conditions of this order may be added to or changed as the needs of the children and parents change. Such changes will be in writing, dated and signed by both parents; each parent will retain a copy. If the parents want a change to be a court order, it must be filed with the court in the form of a court document.

16. **Other** *(specify)*:

PETITIONER:	CASE NUMBER:
RESPONDENT:	

JOINT LEGAL CUSTODY ATTACHMENT

**TO Petition or Application for Order Findings and Order After Hearing or Judgment
Stipulation and Order for Custody and/or Visitation of Children**

1. The parents will have joint legal custody of the minor children.
2. In exercising joint legal custody, the parents will share in the responsibility and confer in good faith on matters concerning the health, education, and welfare of the children. The parents must confer in making decisions on the following matters:
 - a. Enrollment in or leaving a particular private or public school or daycare center
 - b. Participation in particular religious activities or institutions
 - c. Beginning or ending of psychiatric, psychological, or other mental health counseling or therapy
 - d. Selection of a doctor, dentist, or other health professional (except in emergency situations)
 - e. Participation in extracurricular activities
 - f. Out-of-country or out-of-state travel
 - g. Other (specify):

In all other matters in exercising joint legal custody, the parents may act alone, as long as the action does not conflict with any orders concerning the physical custody of the children.

3. If a parent does not obtain the required consent of the other parent to the decisions checked in item 2:
 - a. He or she may be subject to civil or criminal penalties.
 - b. The court may change the legal and physical custody of the minor children.
 - c. Other consequences (specify):

4. Special decision-making designation

- a. The petitioner respondent will be responsible for making decisions regarding the following issues (specify):
- b. Each parent will have access to the children's school, medical, and dental records and the right to consult with professionals who are providing services to the children

5. Health-care notification

- a. Each parent must notify the other of the name and address of each health practitioner who examines or treats the children; such notification must be made within (specify number): days of the commencement of the first such treatment or examination.
- b. Each parent is authorized to take any and all actions necessary to protect the health and welfare of the children, including but not limited to consent to emergency surgical procedures or treatment. The parent authorizing such emergency treatment must notify the other parent as soon as possible of the emergency situation and of all procedures or treatment administered to the children.
- c. Both parents are required to administer any prescribed medications for the children.

6. **School notification.** Each parent will be designated as a person the children's school will contact in the event of an emergency.

7. **Name.** Neither parent will change the last name of the children or have a different name used on the children's medical, school, or other records without the written consent of the other parent.

8. Other (specify):

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY CASE NUMBER: _____
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA COUNTY SUPE STREET ADDRESS: 1100 Anacapa Street MAILING ADDRESS: P.O. Box 21107 CITY AND ZIP CODE: Santa Barbara, CA 93121-1107 BRANCH NAME: ANACAPA DIVISION	
PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT:	
WITNESS DECLARATION	

I, _____, declare:

1. I am not a party in the above-entitled matter. I have personal knowledge of the facts stated herein and, if called upon as a witness, could competently testify thereto.

2. See the attached declaration which is incorporated herein.

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 for Plaintiff Petitioner Defendant
 Respondent Other (Specify): WITNESS

1 Your name:
Street Address:
2 City, State and Zip Code:
Tel. No.:

6 In Pro Per

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SANTA BARBARA**

10 CASE NO.:

11 NOTICE OF MEDIATION WITH FAMILY
12 CUSTODY SERVICES

12 _____
Plaintiff/Petitioner,

13 v.

14 Mediation date:
Mediation time:
Location: 1100 Anacapa St., First Floor,
Santa Barbara, CA 93101

14 _____
Defendant/Respondent,

15 _____
16 Other Parent.

Assigned to: _____

17 TO: _____
18

19 This matter has been set for mediation with Family Custody Services before a court-
20 appointed mediator on _____ (date) at _____ a.m./p.m. (time) at the Family
21 Custody Services office located at the Santa Barbara County Superior Court, 1100 Anacapa
22 Street, First Floor, Santa Barbara, California 93101.

23 The purpose of family custody mediation is to provide a forum for separated parents to
24 meet and discuss custody and visitation issues in a secure environment, with a trained,
25 professional mediator. The goal is to develop a parenting plan structured around the best
26 interests of the children. Mediation is designed to reduce anger and polarization by encouraging
27 a cooperative parenting relationship.

28 The process is private and confidential. A mediator may not testify unless both parents

1 waive the confidentiality of the mediation, and a judge finds the testimony admissible.

2 The mediator's role is to help parents resolve contested issues. The mediator does not
3 judge or give legal advice. Mediation is not psychotherapy. The mediator's role is strictly one of
4 a facilitator of communication, a guide for defining issues, exploring the alternatives, and
5 achieving a parenting plan through communication and negotiation. Parents are encouraged, but
6 not required, to reach an agreement.

7 Children five years of age and older will be interviewed by the mediator. The interview
8 with the children will not be used to elicit a preference between parents. Parents are **strongly**
9 **discouraged** from asking children to express a preference, as this can be extremely divisive and
10 emotionally harmful.

11 Any child five years of age and older shall be brought to mediation by the parent having
12 the child with him/her on the date of the mediation. If any of the children are twelve years of age
13 or younger, the parent having the child with him/her on the date of the mediation shall also
14 arrange to bring to mediation a person to watch the child during the mediation process, and/or to
15 remove the child after the interview with the mediator, so that both parents may jointly
16 participate in mediation without the children present.

17 Unless good cause is shown, the Court may issue fines against attorneys or parties who:
18 cancel mediation with less than three days' notice, fail to appear to be at a scheduled mediation,
19 or fail to produce a child at mediation as required by these rules.

20 For further information about mediation, you should contact your attorney or contact
21 Family Custody Services at (805) 568-3133.

22 If there is a history of domestic violence, the Family Custody Services office should be
23 advised immediately.

24 DATED: _____

(Signature)

1 Your name:
Street Address:
2 City, State and Zip Code:
Tel. No.:

3
4
5 In Pro Per

6 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
7 **FOR THE COUNTY OF SANTA BARBARA**

8
9
10 CASE NO.:

11 _____
Plaintiff/Petitioner,

NOTICE OF REQUIRED ATTENDANCE
AT "CHILDREN IN THE MIDDLE" OR
PACT PARENTING CLASS

12 v.

13 _____
Defendant/Respondent,

[Local Rule 1507]

14 _____
Other Parent.

Assigned to:

15
16 _____
17 TO: _____:

18 PLEASE BE ADVISED that pursuant to this Court's Local Rule No. 1507, it is now
19 mandatory for all parties to a Family Law proceeding in which there are minor children,
20 including, but not limited to, actions for legal separation, dissolution of marriage, or actions to
21 establish or modify custody or visitation, including cases which are uncontested, to attend and
22 complete the mandatory parent education program entitled "Children in the Middle" in the Santa
23 Barbara Division of the Court, or the "Parent and Child Training" program in the Santa Maria
24 Division of the Court. Attendance by the parties shall be prior to the first of the following
25 events:

- 26 a. Expiration of sixty (60) days of service of the pleadings that commence the
27 proceeding; or
28 b. Custody mediation provided through the Family Custody Services Division of the

1 Superior Court; or

2 c. Entry of any order or judgment involving custody or visitation.

3 Court-approved information entitled "Packet for 'Children in the Middle' Parent
4 Education Program" is attached. You are advised to review the packet and comply with its
5 terms. Please call (805) 568-3133 (Santa Barbara) or 805-346-7679 (Santa Maria) for additional
6 information.

7 DATED: _____ (Signature) _____

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