

PARTY WITHOUT ATTORNEY OR ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: TELEPHONE NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	STATE BAR NUMBER: STATE: ZIP CODE: FAX NO.:	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
PETITIONER: RESPONDENT: OTHER PARTY:		
NOTICE OF MOTION TO CANCEL (SET ASIDE) JUDGMENT OF PARENTAGE		CASE NUMBER:

INSTRUCTIONS
<ul style="list-style-type: none"> • Use this form if you want to cancel (set aside) a judgment of parentage. A judgment of parentage (also known as paternity) is the final decision of a court naming the legal parents of a child. • Complete items 5–12. You must also complete a <i>Declaration in Support of Motion to Cancel (Set Aside) Judgment of Parentage</i> () for each child in this request. For more information about completing these forms, see <i>Information Sheet for Completing Notice of Motion to Cancel (Set Aside) Judgment of Parentage</i> (). • After you complete the forms, take the originals plus three copies to the court clerk to file. • After you file, copies of the form must be "served" on the other parties in the case and you must file the proof of service with the court. See <i>Information Sheet for Service of Process</i> () for information about completing a proof of service. • Make sure you go to the court hearing listed in item 1.

NOTICE OF HEARING
(FOR COURT USE ONLY)

1. **TO ALL PARTIES. A COURT HEARING WILL BE HELD AS FOLLOWS:**

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

2. **WARNING to the person served with this request:** The court may make the requested orders without you if you do not file a *Response to Notice of Motion to Cancel (Set Aside) Judgment of Parentage* () and appear at the hearing. (See page 2 of form FL-276 for more information and instructions for "serving" your response.)

It is ordered that:

3. Time for service until the hearing is shortened. Service must be on or before (date):
4. Any responsive declaration must be served on or before (date):

Date: _____

_____ JUDICIAL OFFICER

REQUEST TO CANCEL (SET ASIDE) JUDGMENT OF PARENTAGE

5. Person making this request
- a. My name is:
- b. I am the:
- (1) Petitioner
- (2) Respondent
- (3) Other (specify):

PETITIONER: RESPONDENT: OTHER PARTY:	CASE NUMBER:
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6. Information about the judgment of parentage (attach a copy if you have one):

- a. Date entered:
- b. County (specify):
- c. Information about all of the children listed in the judgment:

<u>Name of child</u>	<u>Date of birth</u>	<u>Voluntary declaration of parentage or paternity signed</u>		
(1)		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Unknown
(2)		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Unknown
(3)		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Unknown
(4)		<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Unknown
(5) <input type="checkbox"/> Additional children are listed on an attached page.				

7. Other cases involving the children (check all that apply):

- a. Divorce, legal separation, or nullity (case number, if known):
- b. Parentage, custody, or child support (case number, if known):
- c. Other (case number, if known):
- d. The local child support agency is providing services for the children in (specify county):

8. I request the court cancel (set aside) the judgment of parentage, any voluntary declaration of parentage or paternity, and any child support owed, order genetic testing, and enter a judgment of nonparentage for:

- a. all of the children listed in item 6c.
- b. the following children only (specify):

9. A Declaration in Support of Motion to Cancel (Set Aside) Judgment of Parentage () is attached for each child in item 8.

10. The marital presumption in Family Code section 7540 does not apply. (The marital presumption means a child is legally considered to be a child of the marriage if the parents were married and living together as spouses at the time of conception and birth.)

11. I request that the court appoint a guardian ad litem for each child listed in item 6. (A guardian ad litem is an adult appointed by the court who advocates or speaks on behalf of a child.)

12. Other requests (specify):

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

Date: _____

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 (TYPE OR PRINT NAME) (SIGNATURE OF PARTY MAKING REQUEST)



Requests 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 proceeding. Contact the clerk's office or go to www.courts.ca.gov/forms for Request for Accommodations by Persons With Disabilities and Response (). (Civ. Code, § 54.8.)

