

PETITIONER: _____

CASE NUMBER: _____

RESPONDENT: _____

**ADDENDUM TO JUDGMENT
CUSTODY/VISITATION**

Legal and physical custody of the minor child/ren shall be as follows:

Child's Name	Birth Date	Legal Custody to:	Physical Custody to:

The other parent shall have the following secondary visitation rights:

- Reasonable right of visitation as agreed between the parties.
- As set forth in the order pursuant to Referral to the Child Custody Recommending Counseling Services, consisting of _____ pages, which was filed on _____, and is attached and incorporated.
- Other: _____

Pursuant to Family Code § 3048(a):

- (1) This court exercises jurisdiction under Family Codes § 3421-3424.
- (2) Notice and opportunity to be heard were given under Family Code § 3425.
- (3) A clear description of the custody and visitation rights of each party is set forth herein.
- (4) Violation of the order may subject the party in violation to civil or criminal; penalties, or both.
- (5) The habitual residence of the child/ren is the United States of America.

CHILD SUPPORT

- A printout of the computer calculation and findings is attached and incorporated. Child support is allocated per child as shown on the printout.

Guideline Child Support Findings:

Federal Tax Filing Status:

Petitioner: Single Head of Household Married Filing Jointly Married Filing Separately

Respondent: Single Head of Household Married Filing Jointly Married Filing Separately

- Gross monthly incomes are as follows: Petitioner's \$ _____ : Respondent's \$ _____ .

Approximate percentage of time child/ren spend with each parent: Petitioner: _____ % Respondent: _____ %

- Petitioner: Respondent is experiencing a statutory hardship of \$ _____ per month.

- Petitioner pays: Medical Insurance: \$ _____ Union Dues: \$ _____ Mandatory Pension: \$ _____

- Respondent pays: Medical Insurance: \$ _____ Union Dues: \$ _____ Mandatory Pension: \$ _____

Based on the above, the amount of child support payable by Petitioner Respondent as calculated under the statutory guideline is \$ _____ per month. Support shall be allocated between minor children as follows:

\$ _____ for support of the first (oldest) child; \$ _____ for support of the second child;
 \$ _____ for support of the third child; \$ _____ for support of the fourth child.

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Child Support Payments: Petitioner Respondent shall pay to the other party as and for child support the sum of \$ _____ per month due one-half on the first and one-half on the fifteenth day of each month commencing _____, and continues until further order of the court, or until each child has married, dies, is emancipated, reaches the age of 19, or reaches the age of 18 and is not a full-time student, which ever first occurs.

Arrears. Petitioner Respondent owes to the other parent child support arrears in the principle sum of \$ _____ for the period of _____ to _____. These arrears shall be paid as follows: \$ _____ per month due _____ each month commencing _____, until paid in full.

Non-Guideline Child Support: The parties acknowledge that : (1) they are fully informed of their rights concerning guideline child support; (2) they have agreed to the child support provisions of this Agreement without coercion or duress; (3) this Agreement is in the best interests of the child involved; (4) the needs of the child/ren will be adequately met by this agreed-upon child support; and (5) they have not assigned the right to support to the county and no public assistance application is pending, except as set forth below.

Additional Child Support Orders:

An Income Withholding Order for the above child support shall issue.

- Child Care.** Petitioner Respondent shall pay to the other parent for child care costs related to employment:
- The sum of \$ _____ per month commencing _____.
- A sum equal to one-half (1/2) of the verifiable daycare expenses.

Health Care. Petitioner Respondent shall obtain and/or maintain for the minor child/ren medical, dental, and visual insurance, if available at reasonable costs through employment, self-employment or union affiliation. The cost is presumed reasonable if it does not exceed 5% of the responsible parent’s gross income.

Any health expenses not paid by insurance shall be shared: Petitioner 50% and Respondent 50%

If the person who receives child support enters into a contract with a private child support collector, the party ordered to pay support must pay the fee charged by the private support collector. The fee must not exceed 33 1/3 percent of the total amount of arrears 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 party receiving support jointly.

Reserved. The issue of child support is reserved. The Department of Child Support Services is collecting support for these children and this case shall be consolidated with case number _____.

- The Department of Child Support Services (DCSS) approves of the foregoing support order.
- Is no longer collecting. Has closed the (DCSS) case.

Date: _____ (Signature of DCSS Attorney:) _____
(SIGNATURE)

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STATISTICAL INFORMATION

The parties were married or registered as domestic partners on _____ and separated on _____ .

There is/are no minor child/ren of the marriage/domestic partnership.

SPOUSAL/PARTNER SUPPORT

Waiver: **Petitioner** **Respondent knowingly and intelligently waive(s) spousal/partner support forever. Jurisdiction shall be terminated over spousal/partner support. When a court has no jurisdiction over support, no support can be ordered regardless of the hardship that this might cause.**

Termination. The court's jurisdiction to award spousal/partner support to the Respondent is terminated.

Reserved. The court reserves jurisdiction over spousal/partner support as to **Petitioner** **Respondent.** Notwithstanding this reservation, the existing temporary spousal support order ordering **Petitioner** **Respondent** to pay \$ _____ to the other party, shall remain in effect until further order of the court, death of either party, or remarriage or registration of a new domestic partnership of the party receiving support.

Spousal/Partnership Support Payments **Petitioner** **Respondent** shall pay to the other party for spousal/partner support, the sum of \$ _____ per month, payable one-half on the first and one-half on the fifteenth day of each month commencing _____ , and continuing until the earliest of (1) the death of either party; (2) remarriage, or registration of a new domestic partnership of the party receiving support, (3) further order of the Court or (4) the termination date of: _____ .

NOTICE: It is the goal of the State of California that each party must make reasonable good faith efforts to become self-supporting as provided in Family Code § 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 spousal/partner support.

With respect to any child or spousal order, each party is required to notify the other within **10 calendar days** of any change in employment or income, including the employer's name, address, and anticipated rate of pay. If either party fails to notify the other party of any such change, the court reserves jurisdiction to modify any support obligation retroactively to the date the notice should have been given.

PROPERTY DIVISION

There are no property issues before the court, thus the court hereby terminates jurisdiction over property issues.

Community Property/Debt Awarded to Petitioner. Petitioner is awarded his/her share of community and community debt as listed below. Petitioner shall be responsible for paying any and all debts and obligations secured by the community property awarded to him/her. Petitioner shall hold respondent harmless from all debts and obligations awarded to him/her. All furniture and furnishings in his/her possession except as otherwise listed.

- 1. _____
- 2. _____
- 3. _____
- 4. _____
- 5. _____
- 6. _____

- 7. _____
- 8. _____
- 9. _____
- 10. _____
- 11. _____
- 12. _____

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Community Property/Debt Awarded to Respondent. Respondent is awarded his/her share of community property and community debt as listed below. Respondent shall be responsible for paying any and all debts and obligations secured by the community property awarded to him/her. Respondent shall hold Petitioner harmless from all debts and obligations awarded to him/her. All furniture and furnishings in his/her possession except otherwise listed.

- | | |
|----------|-----------|
| 1. _____ | 7. _____ |
| 2. _____ | 8. _____ |
| 3. _____ | 9. _____ |
| 4. _____ | 10. _____ |
| 5. _____ | 11. _____ |
| 6. _____ | 12. _____ |

Separate Property/Debts of Petitioner. The following is confirmed to Petitioner as his/her separate property/debts:

- | | |
|----------|----------|
| 1. _____ | 5. _____ |
| 2. _____ | 6. _____ |
| 3. _____ | 7. _____ |
| 4. _____ | 8. _____ |

Separate Property/Debts of Respondent. The following is confirmed to Respondent as his/her separate property/debts:

- | | |
|----------|----------|
| 1. _____ | 5. _____ |
| 2. _____ | 6. _____ |
| 3. _____ | 7. _____ |
| 4. _____ | 8. _____ |

Retirement Benefits:

Date of marriage or domestic partnership: _____ Date of separation: _____

Petitioner's Address: _____ Respondent's Address: _____

Any retirement benefits distributed to a non-employee spouse shall be made payable upon or after death of either party consistent with Family Code § 2550 and the employee shall elect a survivor benefit annuity, where available, for the benefit of the other party to ensure that the non-employee party's share of the community property interest in the pension plan is distributed to that party. A copy of this order shall be provided to the plan administrator and each party shall inform the plan administrator of any change in assets until all benefits are paid.

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Petitioner is awarded one-half interest in all retirement benefits earned during the marriage or domestic partnership and prior to the date of separation, as a result of Respondent's employment with _____ . Name of plan, if known: _____ .

All retirement benefits earned by Petitioner through his/her employment with _____ before the date of marriage or domestic partnership and after the date of separation, if any, are confirmed to Petitioner.

Respondent is awarded one-half interest in all retirement benefits earned during the marriage or domestic partnerships and prior to the date of separation, as a result of Petitioner's employment with _____ . Name of plan, if known _____ .

All retirement benefits earned by Respondent through his/her employment with _____ before the date of marriage or domestic partnership and after the date of separation, if any, are confirmed to Respondent.

OTHER ORDERS:

Pursuant to Family Code § 2107 (b)(3), Petitioner requests that the court grant his/her voluntary waiver of receipt of the Respondent's preliminary declaration of disclosures. Good cause exists for this waiver as the parties have fully discussed the property issues in this case and Petitioner believes that all property has been adequately disclosed and distributed in this Judgment. (*Applicable only if this is a default case and the parties have a written agreement.*)

The parties represent and agree that this is a full and final settlement of all issues presented in this matter, including division of all assets and debts specifically included on disclosures and filed in this matter, whether accounted for in this Judgment or not. The court shall retain jurisdiction to make rulings only on later-discovered assets and debts.

The parties hereby further agree that they shall execute any and all documents required to carry out the terms of this Judgment. In the event a party fails to execute documents required to transfer property, the aggrieved party may file a Request for Order requesting that the Clerk of the Court be designated as Elisor to sign in place of the non-cooperative party in order to accomplish the required transfer(s).

Petitioner Respondent, understanding that the distribution of assets and debts included herein may be unequal, hereby waives their right to an equal distribution.

As and for an equalization of the distribution of Community Assets and Debts, Petitioner Respondent shall pay to the other party the sum of \$ _____ . The equalization payment shall be made as follows: _____

MISCELLANEOUS ORDERS: _____

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ADDENDUM TO JUDGMENT

The parties are responsible for knowing and understanding the terms of the Judgment. If you have a question, or are uncertain about the terms of this Judgment, legal assistance or research should be conducted prior to signing.

This judgment may be signed by a Court Commissioner as a Judge Pro Tem.

THE UNDERSIGNED PARTIES APPROVE AS TO FORM AND CONTENT:

Date: _____

(PRINTED NAME OF PETITIONER)

(SIGNATURE OF PETITIONER)

Date: _____

(PRINTED NAME OF RESPONDENT)

(SIGNATURE OF RESPONDENT)

Respondent was not present, thus his/her signature is not required

THIS ADDENDUM TO JUDGMENT IS ORDERED INCORPORATED INTO AND MADE A PART OF THIS JUDGMENT AND THE PARTIES ARE ORDERED TO COMPLY WITH ALL OF THE EXECUTORY TERMS.

(JUDGE/COMMISSIONER)

(DATE)

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(If this is a Marital or Domestic Partnership Settlement Addendum, check one)

- This is NOT pursuant to a Default, and NEITHER party's signature must be notarized.
- This IS pursuant to a Default, and DEFAULTING PARTY'S signature must be notarized.

NOTARY

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A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

On _____ before me, (here insert name and title of the officer), personally appeared

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

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