Divorce Response without Children

LEGAL AID FOUNDATION OF LOS ANGELES

HOW TO GUIDE

Self-Help Legal Access Centers

Santa Monica	Inglewood	Torrance	Long Beach
1725 Main St., Room 210 Santa Monica, CA 90401	1 East Regent St., Room 107 Inglewood, CA 90301	825 Maple Ave., Room 160 Torrance, CA 90503	275 Magnolia Ave., Room 3101 Long Beach, CA 90802

February 2020

This guide is designed to help you fill out the forms yourself. It is not intended to provide legal advice nor strategy as to how to complete the case. The information provided in this packet only presents options and examples. This is not a substitute for professional legal advice from an attorney.

Overview of a Divorce Case

STEP 1:
Prepare and File Divorce Petition

Have someone, NOT YOU, give the other party your court papers and wait 31 days after you serve the papers before you can continue your case

STEP 2:
Default, Stipulated, or Contested

If the other party did not file a response:

DEFAULT

Prepare Default forms for court approval

If a response is filed and you are in agreement with the other party:

STIPULATED

If a response is filed by the other side, but parties do not agree.

CONTESTED

You will need to request a trial date or enter into a written agreement

STEP 3:
Judgment Forms

These are the orders the Judge will sign. They must reflect what was in the forms in Step 1.

STEP 3:
Judgment Forms

These are the orders the Judge will sign. They will reflect an agreement between the two parties.

STEP 3:
Judgment Forms

These are the orders the Judge will sign. They will reflect what the Judge said at Trial or what the Agreement said.

NOTE: EVEN IF YOU GO TO COURT, YOUR CASE IS ONLY FINALIZED ONCE YOU HAVE A JUDGMENT SIGNED BY THE JUDGE. A JUDGMENT IS A SERIES OF FORMS THAT CONTAINS ORDERS FOR CUSTODY, VISITATION, AND CHILD SUPPORT AND FOR THE DISPOSITION OF PROPERTY, IF ANY.

PARTY WITHOUT ATTORNEY OR ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME: PRINT YOUR NAME		
FIRM NAME:		
STREET ADDRESS: PRINT YOUR ADDRESS		
CITY:	STATE: ZIP CODE:	
TELEPHONE NO.: PRINT YOUR PHONE #	FAX NO.:	
E-MAIL ADDRESS:		
ATTORNEY FOR *(name)*: PRINT SELF-REPRESENTED		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES		
STREET ADDRESS: PRINT COURT'S ADDRESS		
MAILING ADDRESS:		
CITY AND ZIP CODE:		
BRANCH NAME:		
PETITIONER: PRINT THE OTHER PARTY'S NAME		
RESPONDENT: PRINT YOUR NAME		

Indicate whether this is a dissolution of Marriage or Domestic Partnership

RESPONSE X **AND REQUEST FOR** ☐ **AMENDED**

X **Dissolution (Divorce) of:** ☐ Marriage ☐ Domestic Partnership
☐ **Legal Separation of:** ☐ Marriage ☐ Domestic Partnership
☐ **Nullity of:** ☐ Marriage ☐ Domestic Partnership

CASE NUMBER: PRINT THE CASE NUMBER

1. **LEGAL RELATIONSHIP** *(check all that apply):*
   a. ☐ We are married.
   b. ☐ We are domestic partners and our domestic partnership
   c. ☐ We are domestic partners and our domestic partnership

Indicate whether this is for a marriage, domestic partnership registered in CA, or domestic partnership established outside of CA

2. **RESIDENCE REQUIREMENTS** *(check all that apply):*
   a. ☐ Petitioner ☐ Responde ... ast three months immediately ... *described in 1b., at least o*
   b. ☐ Our domestic partnership ... ornia to dissolve our partnership
   c. ☐ We are the same sex, were ... not dissolve, our marriage. Thi ... Petitioner lives in *(specify)*.

Check (a) if you are married and either party has lived in CA for the past 6 months and in Los Angeles County for the last 3 months. Check (b) if you are a same sex married couple married in CA but live in a state that will not dissolve the marriage. Check (c) if your domestic partnership was registered in CA, but neither party lives in CA.

3. **STATISTICAL FACTS**
   a. ☐ (1) Date of marria *(sp*
   (3) Time from date of ma
   b. ☐ (1) Registration date of
   (3) Time from date of reg

Check (a) if you are married or (b) if you are domestic partners. Print the date of marriage or registration and the date of separation. The date of separation can be when you physically separated, or if you still live together, the date when you marriage ended in your mind.

3. (a)(3) Indicate the length of the marriage. This is the time from the date of marriage or registration to the date of separation, not from the from the date of marriage or registration to the present.

4. **MINOR CHILDREN**
   a. X There are no minor children.
   b. ☐ The minor children are:

Child's name	Birthdate	Age

   (1) ☐ continued on Attachment 4b. (2) ☐ a child who is not yet born.

   c. If any children were born before the marriage or domestic partnership, the court has the authority to determine those children to be children of the marriage or domestic partnership.
   d. If there are minor children of Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
   e. ☐ Petitioner and Respondent signed a voluntary declaration of parentage or paternity. *(Attach a copy if available.)*

PETITIONER: PRINT THE OTHER PARTY'S NAME RESPONDENT: PRINT YOUR NAME	CASE NUMBER: PRINT THE CASE NUMBER

Respondent requests that the court make the following orders:

5. **LEGAL GROUNDS** (Family Code sections 2200–2210; 2310–2312)
   - a. ☐ **Respondent contends** that the parties never legally married or registered a domestic partnership.
   - b. ☐ **Respondent denies** the grounds set forth in item 5 of the petition.
   - c. ☒ **Respondent requests**
     - (1) ☒ Divorce ☐ Legal separation of the marriage or domestic partnership based on
       - (a) ☒ irreconcilable differences. (b) ☐ permanent legal incapacity to make decisions.
     - (2) ☐ Nullity of void marriage or domestic partnership based on
       - (a) ☐ incest. (b) ☐ bigamy.
     - (3) ☐ Nullity of voidable marriage or domestic partnership based on
       - (a) ☐ respondent's age at time of registration of domestic partnership or marriage.
       - (b) ☐ prior existing marriage or domestic partnership.
       - (c) ☐ unsound mind.
       - (d) ☐ fraud.
       - (e) ☐ force.
       - (f) ☐ physical incapacity.

6. **CHILD CUSTODY AND VISITATION (PARENTING TIME)**

	Petitioner	Respondent	Joint	Other
a. Legal custody of children to	☐	☐	☐	☐
b. Physical custody of children to	☐	☐	☐	☐
c. Child visitation (parenting time) be granted to	☐	☐		☐

As requested in ☐ form FL-311 ☐ form FL-312 ☐ form FL-341(C) ☐ form FL-341(D) ☐ form FL-341(E) ☐ Attachment 6c(1)

7. **CHILD SUPPORT**
   - a. If there are minor children born to or adopted by Petitioner and Respondent before or during this marriage or domestic partnership, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party.
   - b. An earnings assignment may be issued without further notice.
   - c. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.
   - d. ☐ Other *(specify)*:

NOTE: Spousal support, also known as alimony, is intended to help a spouse who has less income or greater needs or needs training to get a job. Check (a) if you want spousal support or want to pay the other party spousal support. Check (b) if you do not want and/or do not wan t to pay spousal support. Check (c) if you do not want spousal support right now, but may want it in the future (If your marriage lasted 10 years or more, you cannot request that the Court terminate spousal support as the Court reserves jurisdiction on this issue Check (c) if this is the case.)

8. **SPOUSAL OR DOMESTIC PARTNER SUPPORT**
   - a. ☐ Spousal or domestic partner support payal
   - b. ☐ Terminate (end) the court's ability to award
   - c. ☐ Reserve for future determination the issue
   - d. ☐ Other *(specify)*:

9. **SEPARATE PROPERTY**
   - a. ☐ There are no such assets or debts that I know of to be confirmed by the court.
   - b. ☒ Confirm as separate property the assets and debts in ☒ *Property Declaration* (form FL-160). ☐ Attachment 9b. ☐ the following list.

Item | Confirm to

If there is no separate property, check box 9 (a)

PETITIONER: PRINT OTHER PARTY'S NAME RESPONDENT: PRINT YOUR NAME	CASE NUMBER: PRINT THE CASE NUMBER

10. **COMMUNITY AND QUASI-COMMUNITY PROPERTY**
   a. ☐ There are no such assets or debts that I know of to be divided by the court.
   b. X Determine rights to community and quasi-community assets and debts. All such assets and debts are listed
      X in *Property Declaration* (form FL-160). ☐ in Attachment 10b.
      ☐ as follows *(specify)*:

If there is no community property, check box 10 (a)

11. **OTHER REQUESTS**
   a. ☐ Attorney's fees and costs payable by ☐ Petitioner ☐ Respondent
   b. ☐ Respondent's former name be restored to *(specify)*:
   c. ☐ Other *(specify)*:

Check (b) if you want your maiden name to be restored and write your full maiden name.

☐ Continued on Attachment 11c.

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

Date: PRINT DATE

PRINT YOUR NAME ▶ PRINT YOUR SIGNATURE

(TYPE OR PRINT NAME) (SIGNATURE OF RESPONDENT)

Date:

▶

(TYPE OR PRINT NAME) (SIGNATURE OF ATTORNEY FOR RESPONDENT)

FOR MORE INFORMATION: Read *Legal Steps for a Divorce or Legal Separation* (**form FL-107-INFO**) and visit "Families Change" at ***www.familieschange.ca.gov*** — an online guide for parents and children going through divorce or separation.

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child, spousal or partner support.

NOTICE—CANCELLATION OF RIGHTS: Dissolution or legal separation may automatically cancel the rights of a domestic partner or spouse under the other domestic partner's or spouse's will, trust, retirement plan, power of attorney, pay-on-death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a domestic partner or spouse as beneficiary of the other partner's or spouse's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance polices, retirement plans, and credit reports, to determine whether they should be changed or whether you should take any other actions. Some changes may require the agreement of your partner or spouse or a court order.

The original response must be filed in the court with proof of service of a copy on Petitioner.

This page is left intentionally blank.

ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, State Bar number, and address):*
PRINT YOUR NAME AND ADDRESS

TELEPHONE NO.: FAX NO.:
E-MAIL ADDRESS:
ATTORNEY FOR *(Name):* PRINT "SELF-REPRESENTED"

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
STREET ADDRESS: PRINT THE COURT'S ADDRESS
MAILING ADDRESS:
CITY AND ZIP CODE:
BRANCH NAME:

PETITIONER: PRINT THE OTHER PARTY'S NAME
RESPONDENT: PRINT YOUR NAME
OTHER PARENT/PARTY:

DECLARATION OF DISCLOSURE
☐ Petitioner's ☒ Preliminary
☒ Respondent's ☐ Final

CASE NUMBER: PRINT THE CASE NUMBER

DO NOT FILE DECLARATIONS OF DISCLOSURE OR FINANCIAL ATTACHMENTS WITH THE COURT

In a dissolution, legal separation, or nullity action, both a preliminary and a final declaration of disclosure must be served on the other party with certain exceptions. Neither disclosure is filed with the court. Instead, a declaration stating that service of disclosure documents was completed or waived must be filed with the court (see form FL-141).

- *In summary dissolution cases, each spouse or domestic partner must exchange preliminary disclosures as described in* Summary Dissolution Information *(form FL-810). Final disclosures are not required (see Family Code section 2109).*
- *In a default judgment case that is not a stipulated judgment or a judgment based on a marital settlement agreement, only the petitioner is required to complete and serve a preliminary declaration of disclosure. A final disclosure is not required of either party (see Family Code section 2110).*
- *Service of preliminary declarations of disclosure may not be waived by an agreement between the parties.*
- *Parties who agree to waive final declarations of disclosure must file their written agreement with the court (see form FL-144).*

The petitioner must serve a preliminary declaration of disclosure at the same time as the Petition or within 60 days of filing the Petition. The respondent must serve a preliminary declaration of disclosure at the same time as the Response or within 60 days of filing the Response. The time periods may be extended by written agreement of the parties or by court order (see Family Code section 2104(f)).

Attached are the following:

In item 1, check whichever apply. See FL-160 instructions.

1. ☐ A completed *Schedule of Assets and Debts* (form FL-142) or ☒ A *Prop*
   ☒ Community and Quasi-Community Property ☒ Separate Property.
2. ☒ A completed *Income and Expense Declaration* (form FL-150).
3. ☐ All tax returns filed by the party in the two years before the date that the party served the disclosure documents
4. ☐ A statement of all material facts and information regarding valuation of all assets that are community property or in which the community has an interest *(not a*
5. ☐ A statement of all material facts a … he community is liable *(not a form).*
6. ☐ An accurate and complete written … ness opportunity, or other income-producing opportunity presented since the d … ent, significant business, or other income-producing opportunity from the da … *orm).*

You will have to serve the other party with copies of all tax returns you have filed within the last two years. If you are going to serve them along with the forms you are preparing now, check box 3.

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

Date: PRINT DATE

PRINT YOUR NAME ▶ PRINT YOUR SIGNATURE

(TYPE OR PRINT NAME) SIGNATURE

DECLARATION OF DISCLOSURE
(Family Law)

FL-160 PROPERTY FORMS

In a divorce proceeding, the court determines how any property you and your spouse own should be divided. California law distinguishes between two types of property, community property and separate property. You will fill out a separate Form FL-160 for each of these types of property.

Community Property

With certain exceptions listed below, any assets or debts acquired during the marriage (from the date you got married to the date you separated) are considered community property. It does NOT matter whose name is on the property, who paid for the property, or who incurred the debt. If the property was acquired before the marriage but if you were making payments during the marriage, the proportion you paid for during the marriage will be considered community property. California law generally REQUIRES that community property be divided equally. However, you can propose an unequal distribution if it is favorable to the other party or if the two of you sign an agreement calling for an unequal distribution.

EXCEPTIONS TO COMMUNITY PROPERTY:

Gifts, inheritances, and student loans are always considered separate property, even if they were acquired or incurred during the marriage. For example, if you inherited $1,000 it would be considered your own separate property.

Separate Property

Separate Property is anything that was fully acquired before you got married or after you separated. Because it is your own separate property, it does not have be shared with your spouse. You may keep all of your separate property.

NOTE: If you do not disclose all of your property, including separate property, it could result in the other party receiving property that is actually yours. (Even if you do not have any property, it is very important to complete these forms and mark “None” for all of the boxes.)

FL-160

PARTY WITHOUT ATTORNEY OR ATTORNEY STATE BAR NO.:	
NAME: PRINT YOUR NAME	
FIRM NAME:	
STREET ADDRESS: PRINT YOUR ADDRESS	
CITY: STATE: ZIP CODE:	
TELEPHONE NO.: FAX NO.:	
E-MAIL ADDRESS:	
ATTORNEY FOR *(name)*: PRINT "SELF-REPRESENTED"	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES	
STREET ADDRESS:	
MAILING ADDRESS: PRINT THE COURT'S ADDRESS	
CITY AND ZIP CODE:	
BRANCH NAME:	
PETITIONER: PRINT THE OTHER PARTY'S NAME	
RESPONDENT: PRINT YOUR NAME	
OTHER PARENT/PARTY	
☐ **PETITIONER'S** ☒ **RESPONDENT'S** ☒ **COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION** ☐ **SEPARATE PROPERTY DECLARATION**	CASE NUMBER: PRINT THE CASE NUMBER

See *Instructions* on page 4 for information about completing this form. For additional space, use *Continuation of Property Declaration* (form FL-161).

A		B	C -	D =	E	F	
ITEM NO.	BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
1.	REAL ESTATE		$	$	$	$	$
2.	H... F... ...ES						
3.	JEWELRY, AN... COIN COLLEC...						
4.	VEHICLES, BOATS, TRAILERS						
5.	SAVINGS ACCOUNTS						
6.	CHECKIN...						

Describe the property the best you can. If the category does not apply, write "none"

Write the approximate date that you acquired the property. If you can't remember, indicate whether it was acquired before, during, or after the marriage

Gross fair market value is how much the item is worth right now. If you are unsure, here are some helpful websites:
For Cars: www.kellybluebook.com
For Homes: www.zillow.com
For Furniture: www.ebay.com
If you still cannot determine a value, write "Unknown".

If you or your spouse owe any money on the item write it here.

The net fair market value is the Gross Value (Column C) minus the debt (Column D)

Write Model, Make, Year, VIN Number or License Plate Number.

For Bank accounts write Name of Bank and last four digits of Bank Account Number

Indicate how you propose to divide the community property between yourself and the other party. REMEMBER: California law requires that all community property be divided equally, unless both parties agree to an unequal division or one of the parties voluntarily decides to give the other party a greater share. Each individual asset does not have to be divided equally.

A	B	C -	D =	E	F	
ITEM NO. BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
7. CREDIT UNION, OTHER DEPOSITO			$	$	$	$
8. CASH						
9. TAX REFUND						
10. LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE						
11. STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS						
12. RETIREMENT AND PENSIONS						
13. PROFIT-SHARING, IRAS, DEFERRED COMPENSATION, ANNUITIES						
14. ACCOUNTS RECEIVABLE, UNSECURED NOTES						
15. PARTNERSHIP, OTHER BUSINESS INTERESTS						
16. OTHER ASSETS						
17. ASSETS FROM CONTINUATION SHEET						
18. TOTAL ASSETS						

Follow the same instructions as the previous page

Whole Life Insurance Policies have a cash surrender or loan value. Term Life Insurance Policies do not.

If you have a Defined Benefit Pension Plan at work, you need an attorney to assist with an order dividing the pension. For other retirement accounts (403 (b) and 401 (K)) you would need to indicate value (if any) acquired before and after marriage on FL-160/ Separate Property and the value acquired during the marriage on FL-160/ Community Property.

Total the property from both pages

A		B	C	D	
ITEM NO.	DEBTS - SHOW TO WHOM OWED	DATE INCURRED	TOTAL OWING	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
19.	STUDENT LOANS		$	$	$
20.	TAXES				
21.	SUPPORT ARREARAGES				
22.	LOANS-UNSECURED				
23.	CREDIT CARDS				
24.	OTHER DEBTS				
25.	OTHER DEBTS FROM CONTINUATION SHEET				
26.	TOTAL DEBTS				

Describe the debt you or your spouse owes.

Write the date you or your spouse incurred the debt.

Print the amount of debt owed.

Indicate how you want to divide the debt. Each debt does not have to be divided equally as long as the total o f assets and debts is equal or you are willing to give a more beneficial share to the other party.

Total all the columns

☐ A *Continuation of Property Declaration* (form FL-161) is attached and incorporated by reference.

I declare under penalty of perjury under the laws of the State of California that, to the best of my knowledge, the foregoing is a true and correct listing of assets and obligations and the amounts shown are correct.

Date: PRINT THE DATE

PRINT YOUR NAME
(TYPE OR PRINT NAME)

PRINT YOUR SIGNATURE
SIGNATURE

INFORMATION AND INSTRUCTIONS FOR COMPLETING FORM FL-160

Property Declaration (form FL-160) is a multipurpose form, which may be filed with the court as an attachment to a *Petition* or *Response* or served on the other party to comply with disclosure requirements in place of a *Schedule of Assets and Debts* (form FL-142). Courts may also require a party to file a *Property Declaration* as an attachment to a *Request to Enter Default* (form FL-165) or *Judgment* (form FL-180).

When filing a *Property Declaration* with the court, do not include private financial documents listed below.

Identify the type of declaration completed

1. Check "Community and Quasi-Community Property Declaration" on page 1 to use *Property Declaration* (form FL-160) to provide a combined list of community and quasi-community property assets and debts. Quasi-community property is property you own outside of California that would be community property if it were located in California.
2. Do not combine a separate property declaration with a community and quasi-community property declaration. Check "Separate Property Declaration" on page 1 when using *Property Declaration* to provide a list of separate property assets and debts.

Description of the Property Declaration chart

Pages 1 and 2

1. Column A is used to provide a brief description of each item of separate or community or quasi-community property.
2. Column B is used to list the date the item was acquired.
3. Column C is used to list the item's gross fair market value (an estimate of the amount of money you could get if you sold the item to another person through an advertisement).
4. Column D is used to list the amount owed on the item.
5. Column E is used to indicate the net fair market value of each item. The net fair market value is calculated by subtracting the dollar amount in column D from the amount in column C ("C minus D").
6. Column F is used to show a proposal on how to divide (or confirm) the item described in column A.

Page 3

1. Column A is used to provide a brief description of each separate or community or quasi-community property debt.
2. Column B is used to list the date the debt was acquired.
3. Column C is used to list the total amount of money owed on the debt.
4. Column D is used to show a proposal on how to divide (or confirm) the item of debt described in column A.

When using this form only as an attachment to a *Petition* or *Response*

1. Attach a *Separate Property Declaration* (form FL-160) to respond to item 9. Only columns A and F on pages 1 and 2 and columns A and D on page 3 are required.
2. Attach a *Community or Quasi-Community Declaration* (form FL-160) to respond to item 10, and complete column A on all pages.

When serving this form on the other party as an attachment to *Declaration of Disclosure* (form FL-140)

1. Complete columns A through E on pages 1 and 2, and columns A through C on page 3.
2. Copies of the following documents must be attached and served on the other party:
   (a) *For real estate* (item 1): deeds with legal descriptions and the latest lender's statement.
   (b) *For vehicles, boats, trailers* (item 4): the title documents.
   (c) *For all bank accounts* (item 5, 6, 7): the latest statement.
   (d) *For life insurance policies with cash surrender or loan value* (item 10): the latest declaration page.
   (e) *For stocks, bonds, secured notes, mutual funds* (item 11): the certificate or latest statement.
   (f) *For retirement and pensions* (item 12): the latest summary plan document and latest benefit statement.
   (g) *For profit-sharing, IRAs, deferred compensation, and annuities* (item 13): the latest statement.
   (h) *For each account receivable and unsecured note* (item 14): documentation of the account receivable or note.
   (i) *For partnerships and other business interests* (item 15): the most current K-1 and Schedule C.
   (j) *For other assets* (item 16): the most current statement, title document, or declaration.
   (k) *For support arrearages* (item 21): orders and statements.
   (l) *For credit cards and other debts* (items 23 and 24): the latest statement.
3. Do not file copies of the above private financial documents with the court.

When filing this form with the court as an attachment to *Request to Enter Default* (FL-165) or *Judgment* (FL-180)
Complete all columns on the form.

For more information about forms required to process and obtain a judgment in dissolution, legal separation, and nullity cases, see ***http://www.courts.ca.gov/8218.htm.***

PARTY WITHOUT ATTORNEY OR ATTORNEY	STATE BAR NO.:
NAME: PRINT YOUR NAME	
FIRM NAME:	
STREET ADDRESS: PRINT YOUR ADDRESS	
CITY:	STATE: ZIP CODE:
TELEPHONE NO.:	FAX NO.:
E-MAIL ADDRESS:	
ATTORNEY FOR *(name)*: PRINT "SELF-REPRESENTED"	

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
STREET ADDRESS: PRINT THE COURT'S ADDRESS
MAILING ADDRESS:
CITY AND ZIP CODE:
BRANCH NAME:

PETITIONER: PRINT THE OTHER PARTY'S NAME
RESPONDENT: PRINT YOUR NAME
OTHER PARENT/PARTY

☐ **PETITIONER'S** ☒ **RESPONDENT'S**
☐ **COMMUNITY AND QUASI-COMMUNITY PROPERTY DECLARATION**
☒ **SEPARATE PROPERTY DECLARATION**

CASE NUMBER: PRINT THE CASE NUMBER

See *Instructions* on page 4 for information about completing this form. For additional space, use *Continuation of Property Declaration* (form FL-161).

A		B	C -	D =	E	F	
ITEM NO.	BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
1.	REAL ESTATE		$	$	$	$	$
2.	HOUSEHOLD FURNITURE, FURNISHINGS, APPLIANCES						
3.	JEWELRY, ANTIQUES, ART, COIN COLLECTIONS, etc.						
4.	VEHICLES, BOATS, TRAILERS						
5.	SAVINGS ACCOUNTS						
6.	CHECKING ACCOUNTS						

FILL OUT INFORMATION FOR SEPARATE PROPERTY. USE FL-160 FOR COMMUNITY PROPERTY AS A GUIDE

Form Approved for Mandatory Use
Judicial Council of California
FL-160 [Rev. July 1, 2016]

PROPERTY DECLARATION
(Family Law)

Family Code, §§ 115, 2104, 2500-2660
www.courts.ca.gov

A		B	C -	D =	E	F	
ITEM NO.	BRIEF DESCRIPTION	DATE ACQUIRED	GROSS FAIR MARKET VALUE	AMOUNT OF DEBT	NET FAIR MARKET VALUE	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
7.	CREDIT UNION, OTHER DEPOSITORY ACCOUNTS		$	$	$	$	
8.	CASH						
9.	TAX REFUND						
10.	LIFE INSURANCE WITH CASH SURRENDER OR LOAN VALUE						
11.	STOCKS, BONDS, SECURED NOTES, MUTUAL FUNDS						
12.	RETIREMENT AND PENSIONS						
13.	PROFIT-SHARING, IRAS, DEFERRED COMPENSATION, ANNUITIES						
14.	ACCOUNTS RECEIVABLE, UNSECURED NOTES						
15.	PARTNERSHIP, OTHER BUSINESS INTERESTS						
16.	OTHER ASSETS						
17.	ASSETS FROM CONTINUATION SHEET						
18.	TOTAL ASSETS						

FILL OUT INFORMATION FOR SEPARATE PROPERTY. USE FL-160 FOR COMMUNITY PROPERTY AS A GUIDE

A		B	C	D	
ITEM NO.	DEBTS - SHOW TO WHOM OWED	DATE INCURRED	TOTAL OWING	PROPOSAL FOR DIVISION Award or Confirm to: PETITIONER	RESPONDENT
19.	STUDENT LOANS		$	$	$
20.	TAXES				
21.	SUPPORT ARREARAGES				
22.	LOANS-UNSECURED				
23.	CREDIT CARDS				
24.	OTHER DEBTS				
25.	OTHER DEBTS FROM CONTINUATION SHEET				
26.	TOTAL DEBTS				

FILL OUT INFORMATION FOR SEPARATE PROPERTY. USE FL-160 FOR COMMUNITY PROPERTY AS A GUIDE

☐ A *Continuation of Property Declaration* (form FL-161) is attached and incorporated by reference.

I declare under penalty of perjury under the laws of the State of California that, to the best of my knowledge, the foregoing is a true and correct listing of assets and obligations and the amounts shown are correct.

Date: PRINT DATE

PRINT YOUR NAME ▶ PRINT YOUR SIGNATURE

(TYPE OR PRINT NAME) SIGNATURE

INFORMATION AND INSTRUCTIONS FOR COMPLETING FORM FL-160

Property Declaration (form FL-160) is a multipurpose form, which may be filed with the court as an attachment to a *Petition* or *Response* or served on the other party to comply with disclosure requirements in place of a *Schedule of Assets and Debts* (form FL-142). Courts may also require a party to file a *Property Declaration* as an attachment to a *Request to Enter Default* (form FL-165) or *Judgment* (form FL-180).

When filing a *Property Declaration* with the court, do not include private financial documents listed below.

Identify the type of declaration completed

1. Check "Community and Quasi-Community Property Declaration" on page 1 to use *Property Declaration* (form FL-160) to provide a combined list of community and quasi-community property assets and debts. Quasi-community property is property you own outside of California that would be community property if it were located in California.
2. Do not combine a separate property declaration with a community and quasi-community property declaration. Check "Separate Property Declaration" on page 1 when using *Property Declaration* to provide a list of separate property assets and debts.

Description of the Property Declaration chart

Pages 1 and 2

1. Column A is used to provide a brief description of each item of separate or community or quasi-community property.
2. Column B is used to list the date the item was acquired.
3. Column C is used to list the item's gross fair market value (an estimate of the amount of money you could get if you sold the item to another person through an advertisement).
4. Column D is used to list the amount owed on the item.
5. Column E is used to indicate the net fair market value of each item. The net fair market value is calculated by subtracting the dollar amount in column D from the amount in column C ("C minus D").
6. Column F is used to show a proposal on how to divide (or confirm) the item described in column A.

Page 3

1. Column A is used to provide a brief description of each separate or community or quasi-community property debt.
2. Column B is used to list the date the debt was acquired.
3. Column C is used to list the total amount of money owed on the debt.
4. Column D is used to show a proposal on how to divide (or confirm) the item of debt described in column A.

When using this form only as an attachment to a *Petition* or *Response*

1. Attach a *Separate Property Declaration* (form FL-160) to respond to item 9. Only columns A and F on pages 1 and 2 and columns A and D on page 3 are required.
2. Attach a *Community or Quasi-Community Declaration* (form FL-160) to respond to item 10, and complete column A on all pages.

When serving this form on the other party as an attachment to *Declaration of Disclosure* (form FL-140)

1. Complete columns A through E on pages 1 and 2, and columns A through C on page 3.
2. Copies of the following documents must be attached and served on the other party:
   (a) *For real estate* (item 1): deeds with legal descriptions and the latest lender's statement.
   (b) *For vehicles, boats, trailers* (item 4): the title documents.
   (c) *For all bank accounts* (item 5, 6, 7): the latest statement.
   (d) *For life insurance policies with cash surrender or loan value* (item 10): the latest declaration page.
   (e) *For stocks, bonds, secured notes, mutual funds* (item 11): the certificate or latest statement.
   (f) *For retirement and pensions* (item 12): the latest summary plan document and latest benefit statement.
   (g) *For profit-sharing, IRAs, deferred compensation, and annuities* (item 13): the latest statement.
   (h) *For each account receivable and unsecured note* (item 14): documentation of the account receivable or note.
   (i) *For partnerships and other business interests* (item 15): the most current K-1 and Schedule C.
   (j) *For other assets* (item 16): the most current statement, title document, or declaration.
   (k) *For support arrearages* (item 21): orders and statements.
   (l) *For credit cards and other debts* (items 23 and 24): the latest statement.
3. Do not file copies of the above private financial documents with the court.

When filing this form with the court as an attachment to *Request to Enter Default* (FL-165) or *Judgment* (FL-180)
Complete all columns on the form.

For more information about forms required to process and obtain a judgment in dissolution, legal separation, and nullity cases, see ***http://www.courts.ca.gov/8218.htm.***

PARTY WITHOUT ATTORNEY OR ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME: *(PRINT YOUR NAME)* FIRM NAME: STREET ADDRESS: *(ADDRESS)* CITY: *(CITY)* STATE: *CA* ZIP CODE: *(ZIP CODE)* TELEPHONE NO.: *(PHONE #)* FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR *(name)*: SELF-REPRESNTED *(PRINT)*		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES *(PRINT)* STREET ADDRESS: *(COURT ADDRESS)* MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
PETITIONER: *(PETITIONER'S NAME)* RESPONDENT: *(RESPONDENT'S NAME)* OTHER PARTY/PARENT/CLAIMANT:		
INCOME AND EXPENSE DECLARATION		CASE NUMBER: *(CASE #)*

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) ☐ per month ☐ per week ☐ per hour.

Information from your last or current job.

(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.)

Choose only one and how much is earned for that period

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: ☐ p... ☐ v...

Fill out the remaining sections (2, 3, and 4) letter by letter. Be sure to enter in any information where it states "*(specify)*" or "*(explain)*".

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: *(DATE)*

(PRINT YOUR NAME) ▶ *(SIGNATURE)*

(TYPE OR PRINT NAME) (SIGNATURE OF DECLARANT)

PETITIONER: *(PETITIONER'S NAME)* RESPONDENT: *(RESPONDENT'S NAME)*	CASE NUMBER: *(CASE #)*

If there is any income from the following items listed be sure to list what was received last month and what is the average monthly. If you did not receive income from any of these sections be sure to write in a zero. *NOTE: Average month calculation can be done by adding what was earned for the year and dividing it by 12

Att... e a copy of your latest federal tax ret... return.)

5. ...t 12 months

	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) ☐ currently receiving	$	
e. Spousal support ☐ from this marriage ☐ from a different marriage ☐ federally taxable*	$	
f. Partner support ☐ from this domestic partnership ☐ from a different domestic partnership	$	
g. Pension/retirement fund payments	$	
h. Social Security retirement (not SSI)	$	
i. Disability: ☐ Social Security (not SSI) ☐ State disability (SDI) ☐ 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 ... ast federal tax return. Black out your Social Security number. If you have more ... n above for each of your businesses.

Read to see if these apply and specify or explain

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 h... the last 12 months because *(specify):*

List any monthly deductions from your paycheck

10. **Deductions**

	Last month
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 ☐ federally tax deductible*	$
f. Partner support that I pay by court order from a different domestic partnership	$
g. Necessary job-related expenses not re... *explanation labeled "Question 10g")*	$

List any assets you may have

11. **Assets**

	Total
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, ☐ real and ☐ 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: *(PETITIONER'S NAME)* RESPONDENT: *(RESPONDENT'S NAME)* OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER: *(CASE #)*

12. **The following people live with me:**

The name, age, relationship to you, and monthly income for any person that lives in your household. *NOTE: If you are renting a room from a person you do not need to list that person, or other people that may live in the household, unless they are helping you with your expenses.

Name				Pays some of the household expenses?
a.				☐ Yes ☐ No
b.				☐ Yes ☐ No
c.				☐ Yes ☐ No
d.				☐ Yes ☐ No
e.				☐ Yes ☐ No

13. **Average monthly expenses** ☐ Estimated expenses ☐ Actual expenses ☐ Proposed needs

List monthly expenses to the best of your abilities. It is okay to estimate and not be exact. NOTE: Monthly expenses should not be more than your income unless you have indicated somewhere in this form as to who, or how those expenses are being paid (8, 9, 13s, and 20 are areas sections where the difference can be explained).

a. Home:
(1) ☐ Rent or ☐ mortgage .... $
If mortgage:
(a) average p
(b) average i
(2) Real property
(3) Homeowner's
(if not included
(4) Maintenance a
b. Health-care costs
c. Child care .... $
d. Groceries and household supplies .... $
e. Eating out .... $
f. Utilities (gas, electric, water, trash) .... $
g. Telephone, cell phone, and e-m

h. Laundry and cleaning .... $
p. Monthly payments listed in item 14 *(itemize below in 14 and insert total here)* $
q. Other *(specify):* .... $
o not add in
b)) $
by others $

Other monthly payments such as: car payments, credit card payments, personal loan payment, etc. The total monthly goes on 13p.

14. **Installment payments and debts not listed above**

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

15. **Attorney fees** *(This is required if either party is requesting attorney fees.):*
a. To date, I have paid my attorney this amount for fees and costs *(specify):* $
b. The source of this money was *(specify):*
c. I still owe the following fees and costs to my attorney *(specify total owed):* $
d. My attorney's hourly rate is *(specify):*

I confirm this fee arrangement.

Date:

(TYPE OR PRINT NAME) (SIGNATURE OF DECLARANT)

PETITIONER: (PETITIONER'S NAME) RESPONDENT: (RESPONDENT'S NAME) OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER: (CASE #)

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 expenses for the children in this case**

	Amount per month
a. Child care 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 *(specify below):*	$

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 *(examples: fire, theft, other insured loss)*	$	
c. (1) Expenses for my minor children who are from other relationships and are living with me	$	

    (2) Names and ages of those children *(specify):*

    (3) Child support I receive for those children $

    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):*

Any additional information the court should know goes here. Some example are: "My parent's cover my expenses","I have been struggling to pay my bills and I'm in debt", etc.

ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, State Bar number, and address):* PRINT YOUR NAME AND ADDRESS TELEPHONE NO.: FAX NO. *(Optional):* E-MAIL ADDRESS *(Optional):* ATTORNEY FOR *(Name):* PRINT "SELF-REPRESENTED"	***FOR COURT USE ONLY***
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: MAILING ADDRESS: PRINT COURT'S ADDRESS CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER/PLAINTIFF: PRINT THE OTHER PARTY'S NAME RESPONDENT/DEFENDANT: PRINT YOUR NAME OTHER PARENT/PARTY:	CASE NUMBER: PRINT THE CASE NUMBER
PROOF OF SERVICE BY MAIL	*(If applicable, provide):* HEARING DATE: HEARING TIME: DEPT.:

NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).

1. I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
2. My residence or business address is:

   The person who is mailing your response must write his/her complete address. NOTE: This per son must be over 18 years old and NOT you.

3. I served a copy of the following documents *(specify)* :
   FL-120, FL-140, FL-160 (COMMUNITY AND SEPARATE), AND FL-150

   Select the appropriate box. (a) if the person went to the post office, or (b) the person placed the pre-paid envelope in a mailbox.

   by enclosing them in an envelope AND
   a. ☐ **depositing** the sealed envelope with the United States [...]
   b. ☐ **placing** the envelope for collection and mailing on the d[...] ur ordinary business practices. I am readily familiar with this busines[...] spondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
4. The envelope was addressed and mailed as follows:
   a. Name of person served: PRINT THE NAME AND ADDRESS OF THE PERSON THE FORMS ARE BEING MAILED TO.
   b. Address:
   c. Date mailed: Print the date the forms are being mailed and the city and state from which they are being mailed.
   d. Place of mailing *(city and state):*
5. ☐ I served a request to modify a child custody, visitation, or child support judgment or permanent order which included an address verification declaration. *(Declaration Regarding Address Verification—Postjudgment Request to Modify a Child Custody, Visitation, or Child Support Order* (form FL-334) may be used for this purpose.)
6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Print the date

The person mailing the forms prints his/her name ▶ The person mailing the forms prints his/her signature

(TYPE OR PRINT NAME) (SIGNATURE OF PERSON COMPLETING THIS FORM)

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