#### **ATTACHMENT FM-1025**

ATTORNEY OR PARTY W	THOUT AN ATTORNEY (Name and Address)	TELEPHONE NO.:	FOR COURT USE ONLY
ATTORNEY FOR (Name):			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA			
STREET ADDRESS:	201 North First Street, San José, CA 95113		
MAILING ADDRESS:	191 North First Street		
CITY AND STATE:	San José, California 95113		
BRANCH NAME:	Family Justice Center		
PLAINTIFF/PETITIONER:			
DEFENDANT/RESPC	NDENT:		
DECLARATION FOR DEFAULT CUSTODY AND VISITATION ORDERS			CASE NUMBER:

# Notice to the Respondent – Please read both sides of this form

The other parent in your case (the "Petitioner") has described the custody and/or visitation order s/he is asking the Court to make in your case. If you do not agree with the order you must take legal action. If you do not take legal action, the Court may order what the Petitioner requested.

Talk with a private attorney or visit the Court's Self-Service Center for more Information about your legal rights and the legal process.

## Petitioner - You should consider using this form, if:

- You are asking for a default judgment in this case, and
- You have children with the other parent in this case, and
- You do not already have a custody and visitation court order that will be a part of your Judgment, and
- You do not already have a Marital Settlement Agreement/Stipulated Judgment that will be a party of your Judgment,

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CASE NAME	≣:	CASE NUMBER:
3. 🗆	I am asking for the Visitation schedule described on form F	El 244 bacqueou
э. 🗀	- and asking for the visitation schedule described on form r	L-311 Decause.
4. The	e child/ren has or have mainly lived with   Mother  Father	Other:
	he last six months the other parent had the following contact we, number of visits, length of visits:	rith the child or children. Describe the
I declare	e under penalty of perjury under the laws of the State of Cal	ifornia that the foregoing is true and
Date:	Petitioner's Nam	e:
	Petitioner's Signatur	re:

## Instructions for the Petitioner

- 1. Fill out this form completely.
- 2. Make two (2) copies.
- 3. File the original and copies with the Clerk's Office at 201 North First Street, San José, CA 95113
- 4. Have someone else, NOT YOU, who is 18 years or older, personally deliver\_("serve") a copy of this form to the other party. This must be done at least 15 calendar days before the Judgment is submitted. The person who delivers (serves) this form must fill out a Proof of Service by Personal Delivery (form FL-330).
- 5. You must **file the Proof of Service by Personal Delivery** form with the Court. Keep a file-stamped copy for yourself.