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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE - LAMOREAUX JUSTICE CENTER

Petitioner:
and
Respondent:

Case #:
JOINT STATEMENT OF PARTIES
Hon. Lee L. Gabriel
Dept. C17

[Hearing][Trial]
Date: Click or tap to enter a date.

Pursuant to the Court's order of Click or tap to enter a date. and after meeting and conferring, the parties submit the following Joint Statement in relation to the issues for the [evidentiary hearing] or [trial] in this matter.

On behalf of Petitioner

Dated: Click or tap to enter a date.

By: _____

Print:

On behalf of Respondent

Dated: Click or tap to enter a date.

By: _____

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JOINT STATEMENT ON CHILD CUSTODY AND RELATED ISSUES

ISSUES	MOTHER'S CONTENTIONS	FATHER'S CONTENTIONS
Legal Custody - Current Orders Requested Orders Reason for change		
Physical Custody - Current Orders Requested Orders Reason for change		
Schedule of Contact Current schedule Requested schedule Reason for change		
Best Interests of the Child considerations: Health, safety & welfare Domestic violence Substance abuse Criminal history Child abuse/neglect Parental incapacity Parental conflict		

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<p>Other Issues:</p> <p>Developmental Emotional Psychological Medical Special Needs Extended family New relationships Sibling issues Conflict with a parent</p>		
<p>Requested Orders and reason:</p> <p>CCI Evidence Code 730 Minor's Counsel Emergency Investigation Minor Interview Judge Interview Talking Parents/OFW Parenting Classes Counseling Supervised Visitation Substance Abuse Testing Mediation</p>		

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JOINT STATEMENT ON MOVE AWAYS

Moving Party:

Intended Destination:

Current Order in Effect: None Temporary Judgment Montenegro

LA MUSAGA FACTORS La Musaga (2004) 32 Cal. 4 th 1072	MOVING PARENT'S CONTENTIONS	LEFT-BEHIND PARENT'S CONTENTIONS
The age of the child/children.		
The reason for the proposed move.		
Whether the move is intended to frustrate the other parent's contact with child.		
The current custody orders.		
The current parenting schedule.		
The child/children's interest in stability and continuity in keeping the current custodial arrangement.		

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The nature of the child/children's relationship with each parent.		
The relationship between the parents, including: Their ability to communicate; Their ability to co-parent; Their ability to put the child/children's needs above their own interests.		
The impact of the move on the children's relationship with other siblings.		
The impact of the move on the child/children's relationship with extended family		
The impact of the move on the child's connection to the local community including school, peers, established extra-curricular activities, etc.		
The child/children's maturity level and their wishes to move or stay.		

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The distance of the move.		
Available modes of travel and expected costs.		
The parent's financial resources to facilitate travel for the child/children.		
Plans to facilitate regular contact with the left behind parent.		
Proposed holiday and summer schedules.		
Misc. other issues: School Medical Special needs History of abuse		

1 **JOINT STATEMENT ON GUIDELINE CHILD OR SPOUSAL SUPPORT**

2 Parties are required to submit updated Income & Expense Declaration (FL-150)
3 if requesting child or spousal support.

4

FACTORS	MOTHER'S CONTENTIONS	FATHER'S CONTENTIONS
Timeshare		
Filing status		
# exemptions		
All sources of income available for support		
Health Insurance		
Property taxes		
Deductible interest		
Required union dues		
Mandatory retirement		
Childcare		
Other misc. additions or deductions		

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JOINT STATEMENT ON FAMILY CODE §4320 FACTORS

FACTOR	THE SUPPORTED PARTY'S CONTENTIONS	THE SUPPORTING PARTY'S CONTENTIONS
FC 4320(a)(1) - The marketable skills of the supported party; the job market for those skills; the time and expense of needed education or retraining.		
FC 4320 (a)(2)- The extent to which the supported party's present or future earning capacity is impaired by periods of unemployment due to domestic duties.		
FC 4320(b) – The extent to which the supported party contributed to the education, training or licensure of the supporting party.		

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FC 4320(c) – The ability of the supporting party to pay support, taking into account earning capacity, all sources of income, assets and standard of living.		
FC 4320(d) – The needs of each party based on the marital standard of living.		
FC 4320(e) – The assets and obligations of each party.		
FC 4320(f) – The length of the marriage.		

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FC 4320(g) – The ability of the supporting party to engage in gainful employment without interfering with the interests of minor children.		
FC 4320(h) – The age and health of the parties.		
FC 4320(i) – Documented evidence of domestic violence between the parties.		
FC 4320(j) – The immediate and specific tax consequences to each party.		
FC 4320(k) – The balance of hardships to each party.		

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FC 4320(l) – The goal the supported party shall be self-supporting within a reasonable period of time.		
FC 4320(m) – The criminal conviction of an abusive spouse.		
FC 4320(n) – Any other factors the court determines are just and equitable.		

1 **JOINT STATEMENT ON CHARACTERIZATION AND DIVISION OF PROPERTY**

2 CP – Community Property
3 P-SP - Petitioner’s Separate Property
4 R-SP – Respondent’s Separate Property

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#	PROPERTY	PETITIONER’S CONTENTIONS ON CHARACTERIZATION AND VALUE	RESPONDENT’S CONTENTIONS ON CHARACTERIZATION AND VALUE
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STATEMENT ON BREACH OF FIDUCIARY DUTIES

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#	SPECIFY BREACH	Family Code Section ¹	PETITIONER'S CONTENTIONS	RESPONDENT'S CONTENTIONS

¹ E.g. Family Code §721(b), §1100, §2102, §2102 and §2102; ATROS violations

**JOINT STATEMENT ON NEEDS BASED ATTORNEY'S FEES
FC §2030/2032**

Parties are required to submit updated Income & Expense Declaration (FL-150)

FACTORS	REQUESTING PARTY'S CONTENTIONS	RESPONDING PARTY'S CONTENTIONS
Amount requested.		
Evidence to support a disparity in access to funds. More income. More assets. More net income after expenses. Other sources of income.		
Does paying party have the ability to pay AF for both? If so, how?		
Reasonableness of fees requested. Nature of litigation. Need for discovery. Retention of experts.		

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<p>A just and reasonable basis for apportionment.</p> <p>FC § 4320 factors</p> <p>Obligations and assets.</p> <p>Balance of hardships.</p> <p>Earnings capacity.</p> <p>Age and health.</p> <p>Other factors.</p>		
<p>Proposed payment plan.</p>		

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**JOINT STATEMENT ON SANCTIONS
FC §271**

Parties are required to submit updated Income & Expense Declaration (FL-150)

FACTORS	REQUESTING PARTY'S CONTENTIONS	RESPONDING PARTY'S CONTENTIONS
Amount requested.		
How was notice given?		
How did conduct on the part of one party frustrate the policy to promote settlement or increase the costs of litigation? What are specific facts? What is the offensive conduct? Was a party's position or strategy within the realm of reasonable advocacy in a family law matter?		
Will a sanctions fee award an unreasonable financial burden?		

1 Why or why not?

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2 **JOINT STATEMENT FORMAT FOR ANY OTHER ISSUE**

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4 ISSUE	5 REQUESTING PARTY'S CONTENTIONS	6 RESPONDING PARTY'S CONTENTIONS
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