SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF ORANGE - LAMOREAUX JUSTICE CENTER

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| Petitioner:<br>and<br>Respondent: | Case #:<br>**JOINT STATEMENT OF PARTIES**<br>Hon.<br>Dept.<br><br>[Hearing][Trial]<br>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: _____

Print:

**JOINT STATEMENT ON CHILD CUSTODY AND RELATED ISSUES**

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

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

## JOINT STATEMENT ON MOVE AWAYS

Moving Party:
Intended Destination:
Current Order in Effect: ☐ None ☐ Temporary ☐ Judgment ☐ Montenegro

| **LA MUSAGA FACTORS**<br>La Musaga (2004) 32 Cal. 4th 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:<br><br>Their ability to communicate;<br>Their ability to co-parent;<br>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:<br><br>School<br>Medical<br>Special needs<br>History of abuse | | |

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

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

| 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 | | |

**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. | | |

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

CP – Community Property
P-SP - Petitioner's Separate Property
R-SP – Respondent's Separate Property

| # | 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

| # | SPECIFY BREACH | Family Code Section[1] | PETITIONER'S CONTENTIONS | RESPONDENT'S CONTENTIONS |
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[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.<br><br>More income.<br>More assets.<br>More net income after expenses.<br>Other sources of income. | | |
| Does paying party have the ability to pay AF for both?<br><br>If so, how? | | |
| Reasonableness of fees requested.<br><br>Nature of litigation.<br>Need for discovery.<br>Retention of experts. | | |

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

**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?<br><br>What are specific facts?<br>What is the offensive conduct?<br>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? | | |

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| Why or why not? | | |

**JOINT STATEMENT FORMAT FOR ANY OTHER ISSUE**

| ISSUE | REQUESTING PARTY'S CONTENTIONS | RESPONDING PARTY'S CONTENTIONS |
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