



JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue · San Francisco, California 94102-3688

www.courts.ca.gov

REPORT TO THE JUDICIAL COUNCIL

Item No: 20-204

For business meeting on: November 13, 2020

Title

Rules and Forms: Miscellaneous Technical Changes

Agenda Item Type

Action Required

Effective Date

January 1, 2021

Date of Report

October 5, 2020

Rules, Forms, Standards, or Statutes Affected

Amend rules 5.707 and 5.770; revise forms CH-165, CH-177, DV-160-INFO, DV-165, DV-177, EJ-157, EJ-158, EJ-159, FL-343, JV-573, JV-574, JV-599, and JV-710

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Recommended by

Judicial Council staff

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Executive Summary

Various members of the judicial branch, members of the public, and Judicial Council staff have identified errors in the California Rules of Court and Judicial Council forms resulting from typographical errors and changes resulting from legislation, and previous rule amendments and form revisions. Judicial Council staff recommend making the necessary corrections to avoid causing confusion for court users, clerks, and judicial officers.

Recommendation

Judicial Council staff recommend that the council, effective January 1, 2021:

1. Amend California Rules of Court, rule 5.707 to correct the statutory reference. Rule 5.707 requires that the report prepared by the social worker for the last hearing before a child turns 18 years of age include a description of the efforts to provide the child with the information, documents, and services as required under Welfare and Institutions Code section 391(e), and

that the court make a finding and order regarding their provision. Due to recent legislation, the cross-references in the rule should now be to section 391(b) and (c).

2. Amend California Rules of Court, rule 5.770 to correct the statutory reference. Rule 5.770(b)(2) requires the court to evaluate the criteria in section 707(a)(2). The correct cross-reference is section 707(a)(3).
3. Revise *Order on Request to Keep Minor's Information Confidential* (form CH-165), at item 9a(2), to strike "Minor's" because it is redundant and at item 13c(2) to correct the referenced form title.
4. Revise *Notice of Request for Release of Minor's Confidential Information* (form CH-177) to change the reference on page 2 in "Next Steps for Person in 3," from CH-177 to form CH-178, and to provide the correct weblink to form CH-178.
5. Revise *Privacy Protection for a Minor (Person Under 18 Years Old) Domestic Violence Prevention* (form DV-160-INFO) to change the referenced item on page 3, paragraph 3, to item 10, not item 9: "Now take a close look at item 10, on form DV-165."
6. Revise *Order on Request to Keep Minor's Information Confidential* (form DV-165) to strike, at item 9a(2), the word "minor's" because it is redundant, and add a colon at the end of the clause in item 9a.
7. Revise *Notice of Request for Release of Minor's Confidential Information* (form DV-177) to change the reference on page 2 in "Next Steps for Person in 3" from DV-177 to form DV-178, and to provide the correct weblink to form DV-178.
8. Revise *Ex Parte Application for Order on Deposit Account Exemption* (form EJ-157) and *Order on Application for Designation of Deposit Account Exemption* (form EJ-159), to correct instruction in file-stamp box on top of the forms.
9. Revise *Declaration Regarding Notice and Service for Ex Parte Application for Order on Deposit Account Exemption* (form EJ-158), which was approved by the council as an optional form, to replace the phrase "must use" in the instructions with the phrase "may use"; the mandatory instruction was from a prior draft and was inadvertently left on the form after it was revised to be optional.
10. Revise *Spousal, Domestic Partner, or Family Support Order Attachment* (form FL-343) to, under item 11, delete subitems (1) and (2); they were from a prior draft and are not related to item 11 or intended to remain on the form.
11. Revise *Order on Petition for Access to Juvenile Case File* (form JV-573) and *Order After Judicial Review on Petition for Access to Juvenile Case File* (form JV-574) to add new boxes

in the caption box section of the forms for the author to include identifying information of the child, specifically their name and date of birth. These boxes were inadvertently left off the recently revised forms.

12. Revise *Order on Prosecutor Request for Access to Sealed File* (form JV-599) to add two check boxes in items 3 and 4 to allow the judge to indicate whether the court actually received and considered any objections before granting or denying the request. The check boxes were inadvertently left off the version of this form approved by the council on September 25, 2020.
13. Revise *Order to Transfer Juvenile to Criminal Court Jurisdiction* (form JV-710) to correct a statutory reference: the form contains the court's findings and orders at item 4 and indicates the court has considered the criteria in section 707(a)(2). The correct cross-reference is section 707(a)(3).

The text of the amended rules and the revised forms is attached at pages 5–40.

Relevant Previous Council Action

Although the Judicial Council has acted on these rules and forms, this proposal recommends only minor corrections unrelated to any prior action.

Analysis/Rationale

The changes to these rules and forms are technical in nature and necessary to correct inadvertent omissions and incorrect references as discussed more fully below.

Policy implications

There are no policy implications to this proposal.

Comments

This proposal was not circulated for public comment because the changes are noncontroversial, involve technical revisions, and are therefore within the Judicial Council's purview to adopt without circulation. (See Cal. Rules of Court, rule 10.22(d)(2).)

Alternatives considered

None.

Fiscal and Operational Impacts

Operational impacts are expected to be minor. The proposed revisions may result in reproduction costs if courts provide hard copies of any of the forms recommended for revision. Because the proposed changes are technical corrections, case management systems are unlikely to need updating to implement them.

Attachments and Links

1. Cal. Rules of Court, rules 5.707 and 5.770, at pages 5–6
2. Forms CH-165, CH-177, DV-160-INFO, DV-165, DV-177, EJ-157, EJ-158, EJ-159, FL-343, JV-573, JV-574, JV-599, and JV-710, at pages 7–40

DRAFT

Rule 5.707. Review or dispositional hearing requirements for child approaching majority (§§ 224.1, 366(a)(1)(F), 366.3, 366.31, 16501.1(f)(16))

(a) Reports

At the last review hearing before the child attains 18 years of age held under section 366.21, 366.22, 366.25, or 366.3, or at the dispositional hearing held under section 360 if no review hearing will be set before the child attains 18 years of age, in addition to complying with all other statutory and rule requirements applicable to the report prepared by the social worker for the hearing, the report must include a description of:

(1)–(5) * * *

(6) The efforts made by the social worker toward providing the child with the written information, documents, and services described in section 391 (b) and (c), and to the extent that the child has not yet been provided with them, the barriers to providing the information, documents, or services and the steps that will be taken to overcome those barriers by the date the child attains 18 years of age;

(7)–(9) * * *

(b) * * *

(c) Findings

(1) At the last review hearing before the child attains 18 years of age held under section 366.21, 366.22, 366.25, or 366.3, or at the dispositional hearing held under section 360 if no review hearing will be set before the child attains 18 years of age, in addition to complying with all other statutory and rule requirements applicable to the hearing, the court must make the following findings in the written court documentation of the hearing:

(A)–(E) * * *

(F) Whether all the information, documents, and services in sections 391 ~~(e)~~ (b) and (c) were provided to the child, and whether the barriers to providing any missing information, documents, or services can be overcome by the date the child attains 18 years of age;

(G)–(I) * * *

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(2) * * *

(d) * * *

Rule 5.770. Conduct of transfer of jurisdiction hearing under section 707

(a) * * *

(b) **Criteria to consider (§ 707)**

Following receipt of the probation officer’s report and any other relevant evidence, the court may order that the child be transferred to the jurisdiction of the criminal court if the court finds:

- (1) The child was 16 years or older at the time of any alleged felony offense, or the child was 14 or 15 years at the time of an alleged felony offense listed in section 707(b); and
- (2) The child should be transferred to the jurisdiction of the criminal court based on an evaluation of all of the criteria in section 707(a)(2)(3) as provided in that section.

(c)–(h) * * *

Advisory Committee Comment

* * *

Clerk stamps date here when form is filed.

Not approved by
the Judicial Council

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

Instructions to Clerk: If item ③ is checked, file page 1 in a public file and discard pages 2–6.

☐ CONFIDENTIAL☐ PUBLIC VERSION (REDACTED)

① Parties in This Case

- a. Person who requested restraining order (form CH-100, item ①):

Full Name: _____

- b. Person to be restrained (form CH-100, item ②):

Full Name: _____

② Person Making Request for Confidentiality

Full Name: _____

(Court will complete item ③ if request is denied or items ④–⑬ if request is granted or partially granted.)

③ ☐ Court Denied Request or More Information Needed

- a.
- ☐
- Denied.**
- The request to keep information of a minor or minors confidential is denied.

- (1) ☐ **The court will NOT make a decision on the *Request for Civil Harassment Restraining Order* (form CH-100).** The request for restraining order and proposed order forms must be returned to the requester personally, destroyed, or deleted from electronic files and not filed with the court unless the person requesting the restraining order agrees to file them without any changes.

- (2) ☐ **The court will make a decision on the *Request for Civil Harassment Restraining Order* (form CH-100).** The request for restraining order and any accompanying orders will be filed in the public file.

- b.
- ☐
- More information is needed for court decision.**
- You must go to court on the date and time below. At the court date, you must provide more information on why you need the court to make information confidential.

Hearing
Date
 Date: _____ Time: _____
 Dept.: _____ Room: _____

Name and address of court if different from above:

- c. If item ③ is checked, only this page of this order form will be issued. All other pages may be discarded.

Date: _____

Judge (or Judicial Officer)

This is a Court Order.



Court will complete the rest of this form if the request is partially or fully granted.

4 ☐ **Court Granted Request**

- a. ☐ **Granted in full.** The request to keep the information of a minor or minors confidential is granted in full. Details of the order are stated below in items **5**–**12**.
- b. ☐ **Partially granted.** The request to keep the information of a minor or minors confidential is granted only in part. Details of the order are stated below in items **5**–**12**.

5 **Findings**

- ☐ The court finds all of the following (*all of these findings are required if granting in full or in part*):
- The right to privacy of the minors listed in item **6** overcomes the public's right of access to the information;
 - There is a substantial probability that the interests of the minors listed in item **6** will be prejudiced if the information is not kept confidential;
 - The order is narrowly tailored; and
 - No less restrictive means exist to protect the privacy of the minors in item **6**.

6 ☐ **Minors Subject to This Order**

This order protects the information listed in item **7** for the following minors:

- a. Name: _____
- b. Name: _____
- c. Name: _____
- d. Name: _____

- ☐ *Check here if there are additional minors. Attach a sheet of paper and write "Attachment 6—Additional Minors" for a title.*

References in this order to “the minor” refer to all minors listed here.

7 **Information to Be Kept Confidential From Public**

WARNING: Unless authorized by the court or by law, if the information listed below is misused or disclosed to anyone other than law enforcement you may be sanctioned up to \$1,000 or face other court penalties. See Code of Civil Procedure section 527.6(v)(3) for the limited situations in which disclosures can be made without a court order.

The following information must be kept confidential and not viewable by the public. (*Check all that apply.*)

- a. ☐ **Name of minor**

True name of minor in item 6 (to be kept confidential)	Initials viewable by the public (to be used in redacted version)

This is a Court Order.



b. ☐ **Address of minor**

The following addresses of the minors listed in item ⑥ must be redacted and must not be viewable by the public: _____

c. ☐ **Information relating to minor (check one):**

(1) ☐ The information CIRCLED in the attached copy of form CH-100 or other document or form is made confidential by this order.

(2) ☐ The information below is made confidential by this order:

Location of Information <i>(for example, form #, page #, paragraph #, line #, attachment #, or exhibit #)</i>	Information to Be Redacted <i>(not viewable by the public)</i>
---	--

(a) _____

(b) _____

(c) _____

(d) _____

☐ Check here if there is not enough space for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 7c(2)" for a title.

d. ☐ **Other:**

This is a Court Order.



8 Information to Be Kept Confidential From the Restrained Person

The restrained person (*full name*), _____, will have access to the following information checked in item (7) to comply with the protective order and prepare a response:

- a. ☐ All the information, unredacted.
- b. ☐ All the information except for the following:

☐ Check here if there is not enough space for your answer. Put your complete answer on an attached sheet of paper, and write "Attachment 8b" for a title.

9 People Who May Have Access to Unredacted Court Documents

a. The minor's (*check all that apply*):

- (1) ☐ School and after-school program
- (2) ☐ Childcare provider
- (3) ☐ Supervised visitation provider
- (4) ☐ Other (*name*): _____

b. may be given copies of unredacted documents from this case with the following information:

- (1) ☐ Minor's name
- (2) ☐ Minor's address
- (3) ☐ Minor's information listed in item 7c.

c. Law enforcement may have access to any information in this case that is necessary to enforce the restraining order.

This is a Court Order.



10 Responsibility for Redacting All Forms and Documents

- a. All forms and documents submitted with the request for confidentiality **must be redacted and filed with the court** no later than *(number of court days or date)* _____ by the:
- (1) ☐ Court
- (2) ☐ Person making the request
- (3) ☐ Other _____
- b. The redacted documents must be filed in a public file and the unredacted documents must be filed in a confidential file.

11 Court Records and Hearings

The information listed in item 7 must NOT be disclosed by the court in any:

- a. Registers of actions, indexes, court calendars, court transcripts, or minute orders in this case, or any civil case with the same parties, in the State of California.
- b. Future court hearings, including any documents introduced during a hearing in this case, or any civil case with the same parties, in the State of California.

12 To All Parties

- a. The information made confidential by this order must NOT be made public in this case, or any other civil case with the same parties in the State of California.
- b. If you file a document in this case or any case noted above in 12a that includes information listed in item 7, you must attach *Cover Sheet for Confidential Information* (form CH-175) to the front, and include a copy of this order if there is not already one in the case.

This is a Court Order.



13 To the Person Making the Request for Confidentiality

You must do the following:

- a. ☐ Have a copy of each form listed in item c below **personally served** on (given to) the restrained person.
(See form CH-200-INFO to find out how to meet this requirement. Personal service is required when the protected person is making this request and when forms CH-100, CH-109, and CH-110 have NOT been served on the restrained person.)
- b. ☐ Have a copy of each form listed in item c mailed to the:
- (1) ☐ Restrained person
 - (2) ☐ Protected person
 - (3) ☐ Other: _____
(See form [POS-030](#), Proof of Service by First-Class Mail - Civil, to find out how to meet this requirement.)
- c. Forms to serve:
- (1) Form CH-170, *Notice of Order Protecting Information of Minor*
(Form CH-170 should be the first page with all other forms stapled behind it.)
 - (2) ☐ Form CH-100, *Request for Civil Harassment Restraining Orders*
 - (3) ☐ Form CH-109, *Notice of Court Hearing*
 - (4) ☐ Form CH-110, *Temporary Restraining Order*
 - (5) ☐ Form CH-160, *Request to Keep Minor's Information Confidential*
☐ Unredacted ☐ Redacted (if item 8b on CH-165 is checked)
 - (6) Form CH-165, *Order on Request to Keep Minor's Information Confidential*
☐ Unredacted ☐ Redacted (if item 8b on CH-165 is checked)
 - (7) Form CH-175, *Cover Sheet for Confidential Information* (leave blank)
 - (8) ☐ Other: _____

Date: _____

*Judge (or Judicial Officer)***Instructions to Clerk**

1. The originals of all unredacted documents containing the information checked in item ⑦ must be kept in a confidential file and must NOT appear in any **register of action, calendar, index, minute order, or transcript** in this case, or any civil case with the same parties, in the State of California.
2. For any copies provided that include confidential information, use *Notice of Order Protecting Information of Minor* (form CH-170) as a cover sheet for each set of forms.
3. Any information listed in item 8b must not be available to the restrained person and must be filed in a confidential file.

This is a Court Order.

The court sent you this notice because someone has asked the court to release confidential information about a minor.

You have the right to tell the court if you disagree with the request to release confidential information. You have until the deadline listed below in item **④**. For next steps, see the instructions on page 2.

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:**① Parties in this case**a. Protected Party (*check one*):

- ☐ Name of protected party is: _____
- ☐ Name of protected party is confidential in this case

b. Restrained Party (*check one*):

- ☐ Name of restrained party is: _____
- ☐ Name of restrained party is confidential in this case

② Person asking for minor's confidential information

Full Name: _____ wants access to information that has been made confidential in this case. To see what information the person wants access to, see *Request for Release of Minor's Confidential Information* (form CH-176), which is included with this notice.

③ You are receiving this notice because:

- ☐ You are the minor who made the request to keep information confidential.
- ☐ You are the parent or legal guardian who made the request to keep minor's information confidential.

④ Deadline to disagree with request

The person in **③** has until (*date*) _____ to file a completed

Response to Request for Release of Minor's Confidential Information (form CH-178) with the court clerk. Form CH-178 is included with this notice.

—Clerk's Certificate—

[seal]

I certify that I am not a party to this case and that a true copy of the *Notice of Request for Release of Information* (form CH-177), blank copy of the *Response to Request for Release of Minor's Confidential Information* (form CH-178), *Cover Sheet for Confidential Information* (form CH-175), and a true copy of the *Request for Release of Minor's Confidential Information* (form CH-176) were mailed first class, postage fully prepaid, in a sealed envelope to the person in (3).

a. Date of mailing: _____

(Instructions to clerk for item 4: The deadline is the first court business day after 20 days from the date of mailing.)

b. Mailed from the courthouse listed on page 1.

c. Mailed to the address of person in (3), provided to the court on Request to Keep Minor's Information Confidential (form CH-160), filed on (date) _____

Date: _____ Clerk, by _____, Deputy

Next Steps for person in (3)

- ☐ **Form CH-176**, *Request for Release of Minor's Confidential Information*, is included with this notice. Take a close look at it to see who made the request (item (2)) and what confidential information the person is asking the court to release (page 2).

- ☐ **A blank copy of form CH-178**, *Response to Request for Release of Minor's Confidential Information*, is also included with this notice. If you do not agree with the request to release confidential information, you must complete form **CH-178** and file it with the court clerk by the deadline listed in item (4) on page 1 of this form CH-177. You can also find form CH-178 at www.courts.ca.gov/documents/ch178.pdf

- ☐ After the judge makes a decision, you should receive a copy of the judge's order *Order on Request for Release of Minor's Confidential Information* (form CH-179). If you do not receive a copy of the judge's order, you can contact the court to get a copy.

DV-160-INFO**Privacy Protection for a Minor (Person Under 18 Years Old)
Domestic Violence Prevention****Can I keep information about a minor confidential?**

Yes. In a domestic violence restraining order case, you can ask a judge to make information about a minor confidential. Confidential means that the public is unable to see the information, because the information is kept private. This is important because most papers in your court case are available for the public to see. This means anyone can view information on your papers, including information about a minor. If the judge grants your request, the public will not be able to see the minor's information on your paperwork.

Who can make this request?

Several people can make this request, including a minor's parent or legal guardian.



Any minor protected by a restraining order can make this request, as well. Also, any person, including a minor, who is the accused person in a case may make this request.

A minor can make this request without the help of an adult. This depends on the minor's age, though. If the minor is 12 years old or younger, the judge may want an adult to help the minor make this request.

For more information on who can make this request, contact your local self-help center or a lawyer.

What information can I ask the judge to make confidential?

A judge can make any information about a minor confidential. That means that you can ask to make confidential the minor's name, address, any statements about the minor's abuse, or any abuse the minor witnessed.

If you want to protect the minor's address only, you do not have to make this request. Instead, you can use a different address on your restraining order request, such as a mailing address that is not where the minor lives, a P.O. box, or someone else's address. If you use someone else's address, be sure to get their permission first.

Whatever address you use, make sure you will get your mail regularly. This is important, because the address you use is the address the court and other party will use to send you papers for your case.

Does this request cost money?

No, this request is free.

I need an interpreter. How can I get help?

You may use [form INT-300](#) to request an interpreter. Ask court staff for information.

I have a disability. How can I get help?

You may use [form MC-410](#) to request assistance. Contact the disability/ADA coordinator at your local court for more information.

Do I need a lawyer to make this request?

No, but this type of request can be hard to get through on your own. Free help may be available at your local court's self-help center. (See below.)

**Where can I find a self-help center?**

Find your local court's self-help center at www.courts.ca.gov/selfhelp. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case.

Where can I find other help?

The National Domestic Violence Hotline provides free and private safety tips and help in over 100 languages. Call them at 1-800-799-7233; 1-800-787-3224 (TTY); or visit online at www.thehotline.org.

What do I have to do to make information about a minor confidential?

If you're ready to start the process for this request, go to page 2 to see a checklist of steps you need to complete in order to ask the judge to make information about a minor confidential.



What do I have to do to make information about a minor confidential?**○ Step 1: Complete the forms.**

You will need to complete these forms to make your request:

○ [Form DV-160](#)

○ [Form DV-165](#) (complete items 1 and 2 only)

You can find these forms online at www.courts.ca.gov/forms.

► See tips to complete the forms.

To request a restraining order, you need to complete different forms. See form [DV-505-INFO](#) for a list of forms you need to complete to request a restraining order.



You can use these steps as a checklist.

○ Step 2: Take the forms to your court clerk to file.

Find out which courthouse to take your forms to by calling your local court or searching online at www.courts.ca.gov/find-my-court.htm.

○ Step 3: Understand the judge's order.

The judge will write your orders on [form DV-165](#).

The judge will **grant** or **deny** your request.

► See page 3 for what this means.

○ Step 4: Give court papers to other parties.

In some cases, you will need to have your server give court papers to the other parties in your case. This process is called service.

► See page 4 for tips to complete service.

**► Tips for Step 1: Complete the forms**

I only want to protect the minor's address. If you only want to protect the minor's address, you do not have to make this request. See "What information can I ask the judge to make confidential?" on page 1 for more information.

I want to protect more than one minor. Only an adult who is the minors' parent or legal guardian may make a request to protect more than one minors' information.

I want to give the minor's school or other people copies of court orders from this case.

If the court grants your request to make information regarding a minor confidential, you may want to ask the court for permission to give other people copies of certain documents in your case. For example, if the minor's name was made confidential and the restraining order protects the minor, you may want the minor's school to have a copy that is unredacted (shows the minor's name). You can make this request at item 9 on form DV-160.

My right to cancel my restraining order request.

You have the right to cancel your request for a restraining order if the judge does not grant your request to make information confidential. This right only applies if you are asking for a restraining order at the same time as your request to make information confidential. To cancel your request for a restraining order, check the box on [form DV-160](#), item 7a, and item 8d(1), if it applies.



If you cancel your request for a restraining order, you will **not** receive a domestic violence restraining order at this time.

If, **after** canceling your request for a restraining order, you want to ask for a restraining order based on the same facts, you must start the process over. See [form DV-505-INFO](#) for more information.



**◆ Tips for Step 3:
Understand the judge's order.**

Look at [form DV-165](#) to see what the judge decided.

**What if the judge granted my request?**

Look closely at [form DV-165](#), items 7 and 8, to see what information the judge made confidential in your case. If the judge granted your request to keep information confidential, the information the judge decided to keep confidential will not be available to the public. The information will be available only to the parties in the case.

At times, the judge may make information confidential from the other party in your case. If this happens, the judge will complete box 8b on [form DV-165](#).

Now, take a close look at item 10 on [form DV-165](#). This tells you who is responsible for redacting the information on your paperwork and deadline for filing it with the court.

Redacting means to hide (blacken or whiten out) information so it cannot be seen. If the judge makes you responsible for redacting the information, your local self-help center may be able to help you.

**What if the judge did not grant (denied) my request?**

This means that if you move forward with your case, the minor's information will not be confidential on your paperwork. This is important because anyone can go to your local courthouse and ask to see the documents you filed in this case.

If the judge does not grant your request, you may have other legal options available to you. Visit your local court's self-help center or talk with a lawyer.

▷ What if I asked to cancel my restraining order request?

If you checked box 7a or 8d(1) on [form DV-160](#) and the judge denied your request, the paperwork you turned in with this request will not be available to the public, except for page 1 of [form DV-165](#). This includes [form DV-100](#) and any proposed order forms. The court will either return these forms to you, destroy them, or delete them from its records unless you give the court permission to file the forms.

▷ What if I file documents with the court in the future?

If you file documents with the court in the future, be sure to use [form DV-175](#) as a cover sheet and follow the instructions at the top of the form.

Is there a penalty for disclosing confidential information?

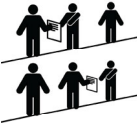
Misusing or giving out confidential information can result in the court ordering you to pay up to \$1,000 or other court penalties. You will not be penalized if you:

- Give information to police to help them enforce the judge's orders, or
- If you are the minor who has claimed abuse.



► Tips for Step 4: Give court papers to all parties in your case.

In some cases, the judge will order you to serve your court papers. Look at [form DV-165](#) to see what the judge decided.



What did the judge decide in your case?

The judge **granted** my request to keep some of the minor's information confidential.

**Your papers must be served.
Follow steps 1–5 below.**

The judge **denied** (did not grant) my request to keep some information confidential. The **case is still open** because there are other issues for a judge to decide on, like divorce or custody.

**If this is your situation, forms DV-160 and DV-165 must be served by mail or in person.
Follow steps 3–5 below.**

The judge **denied** (did not grant) my request to keep some information confidential. I **canceled** my request for a restraining order and there is **no other issue** in this case for a judge to decide on.

**Your papers do not need to be served.
You may stop here.**

☐ **Step 1: Find out which papers you need to serve.**

The judge will check which papers you need to serve to the other parties in your case on [form DV-165](#), item 13.

☐ **Step 2: Find out whether you need to serve the other parties personally or by mail.**

The judge will check how you need to serve your court papers to the other parties in your case on [form DV-165](#), item 13.

If the judge checks item 13a, you will need to have your server personally serve (give) your court papers to the other parties in your case.

If the judge checks item 13b, you will need to have your server mail your court papers.

☐ **Step 3: Choose a server.**

The person who serves your papers is called a server. Your server must be at least 18 years old, not protected by the restraining order, and not involved in your case. **You are not allowed to serve your own court papers.**



Some situations may be dangerous. Think about people's safety when deciding who you choose to serve your court papers.

A sheriff or marshal will serve your court papers for free. Another option is a process server.

A process server is a business you pay to deliver court papers. To hire a process server, look for "process server" on the internet or in the yellow pages.

☐ **Step 4: Have your server give your court papers to all parties.**

For personal service, give your server your court papers as well as [form DV-200](#).

For service by mail, give your server your court papers as well as [form DV-250](#).

☐ **Step 5: File proof with the court.**

The court needs proof that your papers were served. After your server completes [form DV-200](#) or [form DV-250](#), take it to the court to file in your case.

If the sheriff or marshal served your papers, they may use another form for proof instead of [form DV-200](#). Make sure a copy is filed with the court and that you get a copy.

For more information, read [form DV-200-INFO](#) or ask your local court's self-help center for help.

Clerk stamps date here when form is filed.

**Not approved by
the Judicial Council**

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

Instructions to Clerk: If item ③ is checked, file page 1 in a public file and discard pages 2–6.

☐ **CONFIDENTIAL**

☐ **PUBLIC VERSION (REDACTED)**

1 Parties in This Case

a. Person who requested restraining order (form DV-100, item ①):

Full Name: _____

b. Person to be restrained (form DV-100, item ②):

Full Name: _____

2 Person Making Request for Confidentiality

Full Name: _____

(Court will complete item ③ if request is denied or items ④–⑬ if request is granted or partially granted.)

3 ☐ Court Denied Request or More Information Needed

a. ☐ **Denied.** The request to keep information of a minor or minors confidential is denied.

(1) ☐ **The court will NOT make a decision on the Request for Domestic Violence Restraining Order (form DV-100).** The request for restraining order and proposed order forms must be returned to the requester personally, destroyed, or deleted from electronic files and not filed with the court unless the person requesting the restraining order agrees to file them without any changes.

(2) ☐ **The court will make a decision on the Request for Domestic Violence Restraining Order (form DV-100).** The request for restraining order and any accompanying orders will be filed in the public file.

b. ☐ **More information is needed for court decision.** You must go to court on the date and time below. At the court date, you must give more information on why you need the court to make information confidential.

Name and address of court if different from above:

**Hearing
Date**

→ Date: _____ Time: _____
Dept.: _____ Room: _____

c. If ③ is checked, only this page of this order form will be issued. All other pages may be discarded.

Date: _____

Judge (or Judicial Officer)

This is a Court Order.



Court will complete the rest of this form if the request is partially or fully granted

4 ☐ **Court Granted Request**

- a. ☐ **Granted in full.** The request to keep the information of a minor or minors confidential is granted in full. Details of the order are stated below in items **5**–**12**.
- b. ☐ **Partially granted.** The request to keep the information of a minor or minors confidential is granted only in part. Details of the order are stated below in items **5**–**12**.

5 **Findings**

- ☐ The court finds all of the following (*all of these findings are required if granting in full or in part*):
- a. The right to privacy of the minors listed in item **6** overcomes the public's right of access to the information;
- b. There is a substantial probability that the interests of the minors listed in item **6** will be prejudiced if the information is not kept confidential;
- c. The order is narrowly tailored; and
- d. No less restrictive means exist to protect the privacy of the minors in item **6**.

6 ☐ **Minors Subject to This Order**

This order protects the information listed in item **7** for the following minors:

- a. Name: _____
- b. Name: _____
- c. Name: _____
- d. Name: _____

☐ Check here if there are additional minors. Attach a sheet of paper and write "Attachment 6—Additional Minors" for a title.

References in this order to "the minor" refer to all minors listed here.

7 **Information to Be Kept Confidential from the Public**

WARNING: Unless authorized by the court or by law, if the information listed below is misused or disclosed to anyone other than law enforcement, you may be sanctioned up to \$1,000 or face other court penalties. See Family Code section 6301.5 for the limited situations in which disclosures can be made without a court order.

The following information must be kept confidential and not viewable by the public. (*Check all that apply.*)

- a. ☐ **Name of minor**

True name of minor in item **6**
(to be kept confidential)

Initials viewable by the public
(to be used in redacted version)

_____	_____
_____	_____
_____	_____
_____	_____

This is a Court Order.



b. ☐ **Address of minor**

The following addresses of the minors listed in item ⑥ must be redacted and must not be viewable by the public: _____

c. ☐ **Information relating to minor (check one):**

- (1) ☐ The information CIRCLED in the attached copy of form DV-100 or other document or form is made confidential by this order.
- (2) ☐ The information below is made confidential by this order:

Location of Information <i>(for example, form #, page #, paragraph #, line #, attachment #, or exhibit #)</i>	Information to Be Redacted <i>(not viewable by the public)</i>
(a) _____ _____ _____ _____	_____ _____ _____ _____
(b) _____ _____ _____ _____	_____ _____ _____ _____
(c) _____ _____ _____ _____	_____ _____ _____ _____
(d) _____ _____ _____ _____	_____ _____ _____ _____

☐ Check here if there is not enough space for your answer. Put your complete answer on an attached sheet of paper, and write "Attachment 7c(2)" for a title.

d. ☐ **Other:**

This is a Court Order.



8 Information to Be Kept Confidential from the Restrained Person

The restrained person (*full name*) _____ will have access to the following information checked in item **7** to comply with the protective order and prepare a response:

- a. ☐ All the information, unredacted.
- b. ☐ All the information except for the following:

☐ Check here if there is not enough space for your answer. Put your complete answer on an attached sheet of paper, and write "Attachment 8b" for a title.

9 People Who May Have Access to Unredacted Court Documents

a. The minor's (*check all that apply*):

- (1) ☐ School and after-school program
- (2) ☐ Childcare provider
- (3) ☐ Supervised visitation provider
- (4) ☐ Other (*name*): _____.

b. may be given copies of unredacted documents from this case with the following information (*check all that apply*):

- (1) ☐ Minor's name
- (2) ☐ Minor's address
- (3) ☐ Minor's information listed in item 7c.

c. Law enforcement may have access to any information in this case that is necessary to enforce the restraining order.

This is a Court Order.



10 Responsibility for Redacting All Forms and Documents

- a. All forms and documents submitted with the request for confidentiality **must be redacted and filed with the court** no later than *(number of court days or date)* _____, by the:
- (1) ☐ Court
- (2) ☐ Person making the request
- (3) ☐ Other: _____
- b. The redacted documents must be filed in a public file, and the unredacted documents must be filed in a confidential file.

11 Court Records and Hearings

The information listed in item **7** must NOT be disclosed by the court in any:

- a. Registers of actions, indexes, court calendars, court transcripts, or minute orders in this case, any family law case, or any civil case with the same parties, in the State of California.
- b. Future court hearings, including any documents introduced during a hearing in this case, any family law case, or any civil case with the same parties, in the State of California.

12 To All Parties

- a. The information made confidential by this order must NOT be made public in this case, any family law case, or any other civil case with the same parties, in the State of California.
- b. If you file a document in this case or any case noted above in 12a that includes information listed in item **7**, you must attach form DV-175, *Cover Sheet for Confidential Information*, to the front, and include a copy of this order if there is not already one in the case.

This is a Court Order.

13 To the Person Making the Request for Confidentiality

You must do the following:

- a. ☐ Have a copy of each form listed in item (c) below **personally served** on (given to) the restrained person.
(See form DV-200-INFO to find out how to meet this requirement. Personal service is required when the protected person is making this request and when forms DV-100, DV-109 and DV-110 have NOT been served on the restrained person.)
- b. ☐ Have a copy of each form listed in item (c) mailed to the:
- (1) ☐ Restrained person
 - (2) ☐ Protected person
 - (3) ☐ Other: _____
- (See form DV-250 to find out how to meet this requirement.)
- c. Forms to serve:
- (1) Form DV-170, *Notice of Order Protecting Information of Minor*
(Form DV-170 should be the first page with all other forms stapled behind it.)
 - (2) ☐ Form DV-100, *Request for Domestic Violence Restraining Order*
 - (3) ☐ Form DV-109, *Notice of Court Hearing*
 - (4) ☐ Form DV-110, *Temporary Restraining Order*
 - (5) ☐ Form DV-160, *Request to Keep Minor's Information Confidential*
☐ Unredacted ☐ Redacted (if item 8b on DV-165 is checked)
 - (6) Form DV-165, *Order on Request to Keep Minor's Information Confidential*
☐ Unredacted ☐ Redacted (if item 8b on DV-165 is checked)
 - (7) Form DV-175, *Cover Sheet for Confidential Information* (leave blank)
 - (8) ☐ Other: _____

Date: _____

Judge (or Judicial Officer)

Instructions to Clerk

- (1) The originals of all unredacted documents containing the information checked in item ⑦ must be kept in a confidential file and must NOT appear in any **register of action, calendar, index, minute order, or transcript** in this case, any family law case, or any civil case with the same parties, in the State of California.
- (2) If item 8b is checked, provide the person making this request with no more than three certified copies of forms DV-100, DV-109, and DV-110, which must include any information in item ⑦ but must NOT include any information listed in item 8b. Use form DV-170, *Notice of Order Protecting Information of Minor*, as a cover sheet for each set of forms.
- (3) Any information listed in item 8b must not be available to the restrained person and must be filed in a confidential file.

This is a Court Order.

The court sent you this notice because someone has asked the court to release confidential information about a minor.

You have the right to tell the court if you disagree with the request to release confidential information. You have until the deadline listed below in item ④. For instructions on next steps, go to page 2.

**Not approved by
the Judicial Council**

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:**① Parties in this case**a. Protected Party (*check one*):

- ☐ Name of protected party is: _____
- ☐ Name of protected party is confidential in this case

b. Restrained Party (*check one*):

- ☐ Name of restrained party is: _____
- ☐ Name of restrained party is confidential in this case

② Person asking for minor's confidential information

Full Name: _____ wants access to information that has been made confidential in this case. To see what information the person wants access to, see form DV-176, *Request for Release of Minor's Confidential Information*, which is included with this notice.

③ You are receiving this notice because:

- ☐ You are the minor who asked to keep your information confidential.
- ☐ You are the parent or legal guardian who asked to keep minor's information confidential

④ Deadline to disagree with request

The person in ③ has until (*date*) _____ to file a completed form DV-178, *Response to Request for Release of Minor's Confidential Information*, with the court clerk. Form DV-178 is included with this notice.



—Clerk's Certificate—

[seal]

I certify that I am not a party to this case and that a true copy of the *Notice of Request for Release of Information* (form DV-177), blank copy of the *Response to Request for Release of Minor's Confidential Information* (form DV-178) and *Cover Sheet for Confidential Information* (form DV-175), and a true copy of the *Request for Release of Minor's Confidential Information* (form DV-176) were mailed first class, postage fully prepaid, in a sealed envelope to the person in (3).

a. Date of mailing: _____
(Instructions to clerk for item 4: The deadline is the first court day after 20 days from the date of mailing)

b. Mailed from the courthouse listed on page 1.

c. Mailed to the address of person in (3), provided to the court on form DV-160, *Request to Keep Minor's Information Confidential*, filed on
(date) _____

Date: _____ Clerk, by _____, Deputy

Next Steps for Person in (3)

- ☐ **Form DV-176, *Request for Release of Minor's Confidential Information***, is included with this notice. Take a close look at form DV-176 to see who made the request (item (2)) and what confidential information the person is asking the court to release (page 2).

- ☐ **A blank copy of form DV-178, *Response to Request for Release of Minor's Confidential Information***, is also included with this notice. If you do not agree with the request to release confidential information, you must complete form **DV-178** and file it with the court clerk by the deadline listed in item (4) on page 1 of this form DV-177. You can also find form DV-178 at www.courts.ca.gov/documents/dv178.pdf

- ☐ After the judge makes a decision, you should receive a copy of the judge's order on form DV-179, *Order on Request for Release of Minor's Confidential Information*. If you do not receive a copy of the judge's order, you can contact the court to get a copy.

ATTORNEY OR PARTY WITHOUT ATTORNEY (name and address): After recording, return to: TEL NO.: _____ FAX NO.: _____ EMAIL ADDRESS: _____ <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div><input type="checkbox"/> ATTORNEY FOR</div> <div><input type="checkbox"/> ORIGINAL JUDGMENT CREDITOR</div> <div><input type="checkbox"/> ASSIGNEE OF RECORD</div> <div><input type="checkbox"/> JUDGMENT DEBTOR</div> </div>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	FOR COURT USE ONLY
PLAINTIFF/PETITIONER: _____ DEFENDANT/RESPONDENT: _____	LEVYING OFFICER (name and address): _____ _____ _____
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> EX PARTE APPLICATION FOR ORDER ON DEPOSIT ACCOUNT EXEMPTION </div> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <input type="checkbox"/> Without hearing <input type="checkbox"/> Hearing on shortened time </div> <div style="width: 40%; border-top: 1px solid black; border-bottom: 1px solid black; padding: 5px;"> LEVYING OFFICER FILE NO.: _____ COURT CASE NO.: _____ </div> </div>	

Read *Instructions for Ex Parte Application for Order on Deposit Account Exemption* (form EJ-157-INFO) before filing this application. That form describes the requirements for giving notice of this application.

1. Applicant (*check one*):

- ☐ Judgment Debtor (*name*): _____
- ☐ Judgment Creditor (original or assignee of record) (*name*): _____

applies for a court order as to how and to which of the judgment debtor's multiple deposit accounts the exemption from enforcement of a civil money judgment under Code of Civil Procedure section 704.220 should be applied.

2. This application is being made because:

- a. ☐ judgment debtor has multiple deposit accounts in one financial institution.
- b. ☐ judgment debtor has deposit accounts in multiple financial institutions.

3. A *Writ of Execution (Money Judgment)* was issued in this case on (date issued) and states that the underlying judgment is not for unpaid wages, child support, or spousal support. *Date writ issued:* _____ . (*Attach a copy or provide an explanation why not attached.*)

4. A *Notice of Levy* (form EJ-150) has been issued based on the writ in item 3 to the following financial institutions (*identify and attach copy of each notice or provide an explanation why not attached*):

Financial Institution

Date of Issuance

☐ Check here if there is not enough space to list all current notices of levy, and continue the list on an attached sheet titled Attachment 4.

SHORT TITLE:	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
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5. Applicant requests that the judgment debtor's deposit account exemption under Code of Civil Procedure section 704.220(a) be applied (*check one*):

- a. ☐ to deposit account number (*last four digits only*): _____ at (*financial institution*): _____
- b. ☐ spread across multiple deposit accounts as follows:

Name of financial institution

Deposit account number
(*last four digits only*)

Amount of exemption to be applied to account
(*Total cannot exceed total amount of exemption (See form EJ-156).)*)

6. a. ☐ This matter may be set for hearing.
- b. ☐ Applicant is seeking this order without further hearing to help prevent immediate loss to a deposit account subject to exemption or enforcement. The facts supporting this need for immediate issuance of an order are (*explain circumstances*):

☐ Check here if there is not enough space, and continue the item on an attached sheet titled Attachment 6.

Date: _____

(TYPE OR PRINT NAME)



(SIGNATURE)

Declaration by Applicant

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

Date: _____

(TYPE OR PRINT NAME)



(SIGNATURE)

- ☐ Original judgment creditor ☐ Judgment debtor
- ☐ Assignee of record

1. I am (specify): ☐ attorney for ☐ original judgment creditor ☐ assignee of record ☐ judgment debtor

2. I ☐ did ☐ did not give notice that papers will be submitted to the court asking a judicial officer how and to which of judgment debtor's deposit accounts the exemption under Code of Civil Procedure section 704.220 should apply, and that the court will consider the request on the date, time, and location indicated below:

a. Date: Time: Dept.:

b. Address of court: ☐ same as noted above ☐ other (*specify*):

- Form Approved for Optional Use
Judicial Council of California
EJ-158 [Rev. January 1, 2021]

**DECLARATION REGARDING NOTICE AND SERVICE
FOR EX PARTE APPLICATION FOR ORDER
ON DEPOSIT ACCOUNT EXEMPTION**

PLAINTIFF/PETITIONER:
DEFENDANT/RESPONDENT:

CASE NUMBER:

3. a. (4) I notified the person in 3a(1) that an order is being requested designating that the exemption under section 704.220 should be applied to the following accounts (*specify*):

(5) The person in 3a(1) responded as follows:

(6) I ☐ do ☐ do not believe that the person in 3a(1) will oppose the ex parte application.

- b. ☐ **Request for waiver of notice.** I did not give notice about the ex parte application. I ask that the court waive notice to the other party for the following reasons (*identify the exceptional circumstances*):

☐ Attachment 3b.

- c. ☐ **Unable to provide notice.** I did not give notice about the ex parte application. I used my best efforts to tell the opposing party when and where this hearing would take place but was unable to do so. The efforts I made to inform the other person were (*specify below*):

☐ Attachment 3c.

4. ☐ **SERVICE OF FORMS**

- a. An unfiled copy of *Ex Parte Application for Order on Deposit Account Exemption* (form EJ-157) and related documents were served on:

☐ judgment debtor. ☐ judgment debtor's attorney.
☐ judgment creditor (or assignee of record). ☐ judgment creditor's attorney (or assignee of record's attorney).
☐ Other (*specify*):

- b. Documents were served on (*date*): _____ at: ☐ a.m. ☐ p.m.
☐ personally at (*location*): _____, California.
☐ by fax using fax no.: _____
☐ by electronic means (*if permitted*) (*specify electronic service address of person*): _____
☐ by overnight mail or other overnight carrier (*specify address of delivery*): _____

- c. ☐ **Documents were not served on the opposing party** because of the exceptional circumstances specified in:
☐ 3b, above ☐ 3c, above ☐ Attachment 4c.

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

Date:

(TYPE OR PRINT NAME)

_____
(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>name and address</i>): After recording, return to: TEL NO.: _____ FAX NO.: _____ EMAIL ADDRESS: _____ <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <input type="checkbox"/> ATTORNEY FOR <input type="checkbox"/> ORIGINAL JUDGMENT CREDITOR <input type="checkbox"/> JUDGMENT DEBTOR <input type="checkbox"/> ASSIGNEE OF RECORD </div>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	FOR COURT USE ONLY
PLAINTIFF/PETITIONER: _____ DEFENDANT/RESPONDENT: _____	LEVYING OFFICER (<i>name and address</i>): _____
ORDER ON APPLICATION FOR DESIGNATION OF DEPOSIT ACCOUNT EXEMPTION	LEVYING OFFICER FILE NO.: _____
	COURT CASE NO.: _____

1. Applicant (*check one*):

- ☐ Judgment Debtor (*name*): _____
- ☐ Judgment Creditor (original or assignee of record) (*name*): _____

applied ex parte for an order as to how and to which of the judgment debtor's multiple deposit accounts the exemption from enforcement of a civil money judgment under Code of Civil Procedure section 704.220 should be applied.

2. The court, having reviewed the application, makes the following ruling.

3. ☐ **Application Denied.** The court denies the application.

- a. ☐ The application is incomplete.
- b. ☐ The application did not meet the requirements for providing notice or service of the application.
- c. ☐ There is no showing that judgment debtor has multiple deposit accounts subject to the deposit account exemption in section 704.220.
- d. ☐ Other (specify): _____

4. ☐ **Order Shortening Time.** A hearing will be held on the application, as follows.

- a. The hearing will be on the date, time, and location indicated below:

Date: _____	Time: _____	<input type="checkbox"/> Dept.: _____	<input type="checkbox"/> Room: _____
Address of court: <input type="checkbox"/> same as noted above <input type="checkbox"/> other (<i>specify</i>): _____			

- b. Applicant must serve this order and the
- Ex Parte Application*
- (form EJ-157) on all other parties by (
- date*
-): _____

- c. Any papers in opposition must be served on all other parties and filed by (
- date*
-): _____

5. ☐ **Ex Parte Order.** The court finds that delay in ruling would result in loss or damage to deposit accounts subject to enforcement of judgment in this matter, and therefore rules ex parte to designate the account subject to exemption, as stated below.6. ☐ **Order After Hearing.** This ruling is made after the application was heard on shortened time at

- a. Date: _____ Time: _____
- ☐
- Dept.: _____
- ☐
- Room: _____

- b. The following were present at the hearing:

- ☐ Judgment debtor
☐ Judgment debtor's attorney
- ☐ Judgment creditor (or assignee of record)
☐ Judgment creditor's attorney (or assignee of record's attorney)
- ☐ Other (specify): _____

SHORT TITLE:	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
--------------	---------------------------	-----------------

7. ☐ **Findings.** The court makes the following findings:
- a. ☐ The underlying judgment in this case is not based on unpaid wages or child or spousal support.
 - b. ☐ A *Notice of Levy* has been issued in this case to the following financial institutions (*identify*):

Financial Institution	Date of Issuance
------------------------------	-------------------------

- c. Applicant has requested that the court designate to which among multiple deposit accounts the exemption under Code of Civil Procedure section 704.220(a) be applied, and has specified that account or accounts in the application.
- d. ☐ An alternative designation was requested by ☐ judgment debtor ☐ judgment creditor (or assignee of record)
- e. ☐ Other findings:

8. **Designation of Deposit Account.** The exemption under Code of Civil Procedure section 704.220(a) from enforcement of civil money judgment is to be applied (*check one*):

- a. ☐ to deposit account number (*last four digits only*): _____ at (*financial institution*): _____.
- b. ☐ spread across multiple deposit accounts, because the exemption amount is greater than the amount in a single deposit account, as follows:

<u>Name of financial institution</u>	<u>Deposit accounts</u> (<i>last four digits only</i>)	<u>Amount of exemption to be applied</u>
---	--	---

9. **Other Rulings.**

Date: _____

Judicial Officer

PETITIONER: RESPONDENT:	CASE NUMBER:
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SPOUSAL, DOMESTIC PARTNER, OR FAMILY SUPPORT ORDER ATTACHMENT

- TO ☐ **Findings and Order After Hearing** (form FL-340) ☐ **Judgment** (form FL-180)
☐ **Restraining Order After Hearing (CLETS-OAH)** (form DV-130) ☐ **Other** (specify):
☐ **Parties' Stipulation (Written Agreement)** dated (specify): _____

☐ **THE COURT FINDS** ☐ **THE PARTIES STIPULATE (AGREE)**

Specify if this attachment is about an order for temporary support or a judgment for permanent support (check either 1 or 2 below).

1. ☐ **This attachment relates to temporary spousal or domestic partner support.**

- a. ☐ This order attachment modifies an order or agreement for temporary support entered on (date):
 b. **Net income.** The parties' monthly income and deductions are as follows (complete (1), (2), or both):

		Total gross monthly income	Total monthly deductions	Total hardship deductions	Net monthly disposable income
(1) Petitioner:	<input type="checkbox"/> receiving TANF/CalWORKS	\$	\$	\$	\$
(2) Respondent:	<input type="checkbox"/> receiving TANF/CalWORKS	\$	\$	\$	\$

- c. ☐ A printout of a computer calculation of the parties' financial circumstances is attached for all required items not filled out above (for temporary support only).

2. ☐ **This attachment relates to a judgment for permanent spousal or domestic partner support.**

- a. ☐ This order attachment modifies a judgment entered on (date):
 b. ☐ The parties were married for (specify): _____ months and _____ years.
 c. ☐ The parties were registered as domestic partners or the equivalent for (specify): _____ months and _____ years.
 d. Family Code section 4320 factors (check either (1) or (2) below, then complete (3)).
 (1) ☐ The parties agreed to some or all of the factors as stated in *Spousal or Domestic Partner Support Declaration Attachment* (form FL-157) or in a similar written declaration filed with the court.
 (2) ☐ The court considered the parties' declarations and supporting documents regarding each Family Code section 4320 factor as stated in testimony, in *Spousal or Domestic Partner Support Declaration Attachment* (form FL-157), or in a similar written declaration filed with the court.
 (3) The parties' agreement, or the court's findings, on Family Code section 4320 factors are (specify):
 (A) ☐ included in [Attachment 2d\(3\)\(A\)](#).
 (B) ☐ included in *Spousal or Domestic Partner Support Factors Under Family Code Section 4320—Attachment* (form FL-349).
 (C) ☐ specified below:

THIS IS A COURT ORDER.

Page 1 of 3

PETITIONER: RESPONDENT:	CASE NUMBER:
----------------------------	--------------

2. e. ☐ The parties are both self-supporting.
- f. ☐ The standard of living established during the marriage or domestic partnership was (*describe*): ☐ [See Attachment 2f.](#)

g. ☐ The Court finds that the parties have knowingly, intelligently, and voluntarily entered into a stipulation.

3. **Jurisdiction**

- a. ☐ The issue of support for the ☐ petitioner ☐ respondent is reserved for later determination.
- b. ☐ The court terminates jurisdiction over the issue of support for the ☐ petitioner ☐ respondent.
- c. ☐ The court's jurisdiction over the issue of support will end on (*specify date*):

4. **Support amount and payment terms**

- a. The ☐ petitioner ☐ respondent must pay to the ☐ petitioner ☐ respondent as ☐ temporary ☐ permanent ☐ spousal support ☐ family support ☐ domestic partner support the following amount each month: \$
- b. Support payments will begin (*date*):
- c. Support payments are:
- (1) ☐ payable through (*specify end date*):
- (2) ☐ payable on the: day of each month.
- (3) ☐ Other (*specify*):

d. ☐ Support must be paid by ☐ check, money order, or cash ☐ other method (*specify*):

5. **Earnings assignment**

- a. ☐ An earnings assignment for the support will issue as requested by ☐ petitioner ☐ respondent.
Note: The payor of spousal, family, or domestic partner support is responsible for the payment of support directly to the recipient until support payments are deducted from the earnings, and for any support not paid by the assignment.
- b. ☐ Service of the earnings assignment is stayed provided the payor is not more than (*specify number*): days late in paying spousal, family, or domestic partner support.

6. **Termination (end) of support**

- a. By law, unless the parties otherwise agree in writing, the support payor's obligation to pay support will end when either party dies or the support payee remarries or registers a new domestic partnership.
- b. ☐ **Parties' agreement**
 The parties agree that the support payor's obligation to pay support will not end as described in 6a. Instead, the support payor's obligation to pay support will continue until (*specify below the terms of your agreement about when the support payee's obligation to pay support will end*):

THIS IS A COURT ORDER.

PETITIONER: RESPONDENT:	CASE NUMBER:
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7. ☐ **Family support orders.** This order is for family support.
- Both parties must complete and file with the court a *Child Support Case Registry Form* (form FL-191) within 10 days of the date of this order.
 - The parents must notify the court of any change of information submitted within 10 days of the change by filing an updated form.
 - A *Notice of Rights and Responsibilities (Health-Care Costs and Reimbursement Procedures) and Information Sheet on Changing a Child Support Order* (form FL-192) must be attached to the court order.
8. ☐ **Notice of change of employment**
 The parties must inform each other in writing within 10 days of any change of employment, and include the new employer's name, address, and telephone number.
9. ☐ **Duty to become self-supporting**
- Notice: It is the goal of this state that each party must make reasonable good-faith efforts to become self-supporting as provided in Family Code section 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 support.
 - ☐ The ☐ petitioner ☐ respondent should make reasonable good-faith efforts to become self-supporting.
 - ☐ Other (*specify*):
10. ☐ **Attachment to Restraining Order After Hearing (form DV-130)**
- This form is attached to *Restraining Order After Hearing (CLETS-OAH) (Order of Protection)* (form DV-130).
 - The orders issued on this form (FL-343) do not expire on termination of the restraining orders issued on form DV-130.
11. ☐ **Other orders or agreements (*specify*):**

NOTICE: Any party required to pay support must pay interest on overdue amounts at the “legal” rate, which is currently 10 percent.

THIS IS A COURT ORDER.

Order on Petition for Access to Juvenile Case File

Clerk stamps date here when form is filed.

The Court finds and orders:

**Not approved by
the Judicial Council**

Fill in court name and street address:

Superior Court of California, County of

Fill in child's name and date of birth:

Child's Name:

Date of Birth:

Court fills in case number when form is filed.

Case Number:

- ① ☐ The child is alive and the request is denied.
- ☐ Petitioner has not shown good cause for the release of the requested records.
 - ☐ Petitioner has not met the notice requirements of rule 5.552(c) of the California Rules of Court.
 - ☐ Request for records is overbroad or records sought are insufficiently identified.
 - ☐ Other: _____

- ② ☐ The child is alive and the court sets a hearing on the request. Applicant has shown good cause for release of the juvenile case file, but the court must balance the interests of the applicant, the child, other parties to the juvenile court proceedings, and the public. Clerk to send notice under rule 5.552 of the California Rules of Court.

Date of hearing: _____

Time of hearing: _____

Location: _____

- ③ ☐ The child is alive and the court will conduct a review of the juvenile case file and any filed objections.

- ④ ☐ The child is deceased and the court sets a hearing on the request.

Date of hearing: _____

Time of hearing: _____

Location: _____

- ⑤ ☐ The child is deceased and the court will conduct a review of the juvenile case file and any filed objections.

- ⑥ ☐ Other: _____

Date: _____

Judicial Officer

Order After Judicial Review on Petition for Access to Juvenile Case File

Clerk stamps date here when form is filed.

**Not approved by
the Judicial Council**

1 Name of petitioner: _____

The court finds and orders:

2 ☐ After a review of the juvenile case file and review of any filed objections ☐ and a noticed hearing, the court denies the request.

Reason(s) for denial:

- a. ☐ Access is not in the child's best interests.
- b. ☐ The need for access does not outweigh the privacy rights of the child and the policy considerations favoring confidentiality of the juvenile case file.
- c. ☐ Petitioner has not shown by a preponderance of the evidence that the records requested are necessary and have substantial relevance to the legitimate need of the petitioner.
- d. ☐ There are no responsive records.
- e. ☐ Other: _____

Fill in court name and street address:

Superior Court of California, County of

Fill in child's name and date of birth:

Child's Name:

Date of Birth:

Court fills in case number when form is filed.

Case Number:

3 ☐ After a review of the juvenile case file and review of any filed objections ☐ and a noticed hearing, the court grants the request. The petitioner has shown by a preponderance of the evidence that access to records is necessary and that records have substantial relevance to the legitimate needs of the petitioner. The court has balanced these needs with the child's best interest. The court finds that the need for access outweighs the policy considerations favoring confidentiality of juvenile records.

- a. ☐ The following records may be disclosed: ☐ with redactions

- b. ☐ The procedure for providing access is:

- c. ☐ See attached.

4 ☐ This child is deceased, and the request is granted.

- a. ☐ The court has read and considered the following:

Your name: _____

- 4 b. ☐ There is a presumption under Welfare and Institutions Code section 827(a)(2)(B) in favor of the release of the documents unless a statutory reason for confidentiality is shown to exist. The court has balanced only the interests of the child who is the subject of the juvenile case file and the interests of other children who may be named in the file with _____.
- c. ☐ The following records may be disclosed: ☐ with redactions
- _____
- _____
- _____
- _____
- d. ☐ The procedure for providing access is:
- _____
- _____
- _____
- _____
- e. Any information that relates to another child or could identify another child, except for information about the deceased, must be redacted.
- f. ☐ See attached.
- 5 ☐ The child is deceased and the request is denied. The court finds by a preponderance of the evidence that access to the juvenile case file or of any portion of it is detrimental to the safety, protection, or physical or emotional well-being of another child who is directly or indirectly connected to the juvenile case that is the subject of the request.

Additional orders:

- 6 a. ☐ Petitioner may not disseminate the information to anyone who is not specified in Welfare and Institutions Code section 827 or 827.10.
- b. ☐ Petitioner may disseminate the disclosed records listed in item 3a only to: _____
- ☐ as redacted ☐ subject to protective order ☐ additional orders attached
- 7 ☐ Disclosure subject to protective order (*list orders*): _____
- _____
- _____
- _____
- 8 ☐ Other: _____
- _____
- 9 ☐ See attached.

Date: _____

Judicial Officer

Order on Prosecutor Request for Access to Sealed File

Clerk stamps date here when form is filed.

**Not approved by
the Judicial Council**

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Juvenile Case Number:

Court fills in case number when form is filed.

Criminal Case Number:

- ① Petitioner (name): _____
is a prosecuting attorney requesting access to information in the sealed juvenile court file of:

Child's Name: _____

Case Name: _____

- ② Petitioner has reason to believe that access is necessary to meet the constitutional obligation to disclose favorable or exculpatory evidence to a:

defendant (name): _____

in a criminal case (case number): _____

The court finds and orders:

- ③ ☐ After review of the sealed juvenile case file and review of any ☐ filed objections ☐ and a noticed hearing, the court denies the request. Disclosure is not required to enable the prosecuting attorney to comply with the disclosure obligation.

- ④ ☐ After review of the juvenile case file and review of any ☐ filed objections ☐ and a noticed hearing, the court grants the request. The court has determined that access to this sealed record or portion of this sealed record is necessary to enable the prosecuting attorney to comply with the disclosure obligation.

- a. ☐ The following records may be disclosed to the defendant listed in item 2:

- b. ☐ See attached

Additional orders:

- ⑤ ☐ Disclosure subject to protective order (list orders):

- ⑥ ☐ Release of records listed in item 4a only.

- ⑦ ☐ Release of records only after prosecutor has reviewed the sealed file and submitted the records to be disclosed to the court for review and redaction.

- ⑧ ☐ Other: _____

- ⑨ ☐ See attached.

Date: _____

Judge or Judicial Officer

- Date: _____
- JUDICIAL OFFICER