

ORIGINAL

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
 Scott N. Weston (SBN 130357) Joel D. Schwartz (SBN 162353)
 Fox Rothschild LLP
 1800 Century Park East, Suite 300
 Los Angeles, CA 90067
 TELEPHONE NO.: 310-598-4150 FAX NO. (Optional): 310-556-9828
 E-MAIL ADDRESS (Optional):
 ATTORNEY FOR (Name): Respondent Henry Samuel

FOR COURT USE ONLY

FILED
 Superior Court of California
 County of Los Angeles

APR 10 2012

John A. Clarke, Executive Officer/Clerk
 By P. Mata, Deputy
 PETER MATA

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
 STREET ADDRESS: 111 N. Hill Street
 MAILING ADDRESS: Same
 CITY AND ZIP CODE: Los Angeles, CA 90012
 BRANCH NAME: CENTRAL

MARRIAGE OF
 PETITIONER: HEIDI SAMUEL
 RESPONDENT: HENRY SAMUEL

RESPONSE and REQUEST FOR
 Dissolution of Marriage
 Legal Separation
 Nullity of Marriage AMENDED

CASE NUMBER:
 BD 562 354 (Assigned to Hon. Marc Marniari-Dept. 83)

1. RESIDENCE (Dissolution only) Petitioner Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of the *Petition for Dissolution of Marriage*.

2. STATISTICAL FACTS
 a. Date of marriage: 05/10/2005 c. Time from date of marriage to date of separation (specify):
 b. Date of separation: TBD Years: Months:

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born prior to or during the marriage or adopted during the marriage):
 a. There are no minor children.
 b. The minor children are:

Child's name	Birth date	Age	Sex
Leni Samuel	05/04/2004	7	F
Henry Samuel	09/12/2005	6	M
Johan Samuel	11/22/2006	5	M
Lou Samuel	10/09/2009	2	F

Continued on Attachment 3b.
 c. If there are minor children of the Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
 d. A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

4. SEPARATE PROPERTY
 Respondent requests that the assets and debts listed in *Property Declaration* (form FL-160) in Attachment 4 below be confirmed as separate property.
Item Confirm to
 The nature and extent of the separate property assets and debts are unknown.

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 or spousal support.

MARRIAGE OF (last name, first name of parties): **SAMUEL, HEIDI and HENRY** Case No. **BD 562 354** (Assigned to Hon. Marc Marmaro-Dept. 83)

6. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN

- a. There are no such assets or debts subject to disposition by the court in this proceeding.
- b. All such assets and debts are listed in Property Declaration (form FL-160) in Attachment 5b.
 below (specify):
 There are community and quasi-community assets and obligations of the parties, the exact nature and extent of which are unknown to Respondent at this time.

- 6. Respondent contends that the parties were never legally married.
- 7. Respondent denies the grounds set forth in Item 6 of the petition.

8. Respondent requests

- a. dissolution of the marriage based on
 - (1) irreconcilable differences. (Fam. Code, § 2310(a).)
 - (2) incurable insanity. (Fam. Code, § 2310(b).)
- b. legal separation of the parties based on
 - (1) irreconcilable differences. (Fam. Code, § 2310(a).)
 - (2) incurable insanity. (Fam. Code, § 2310(b).)
- c. nullity of void marriage based on
 - (1) incestuous marriage. (Fam. Code, § 2200.)
 - (2) bigamous marriage. (Fam. Code, § 2201.)
- d. nullity of voidable marriage based on
 - (1) respondent's age at time of marriage (Fam. Code, § 2210(a).)
 - (2) prior existing marriage (Fam. Code, § 2210(b).)
 - (3) unsound mind. (Fam. Code, § 2210(c).)
 - (4) fraud. (Fam. Code, § 2210(d).)
 - (5) force. (Fam. Code, § 2210(e).)
 - (6) physical incapacity. (Fam. Code, § 2210(f).)

9. Respondent requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

- | | Petitioner | Respondent | Joint | Other |
|--|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| a. Legal custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Physical custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| c. Child visitation be granted to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-912 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 9c. | | | | |
| d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage. | | | | |
| e. Attorney fees and costs payable by | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | | |
| f. Spousal support payable to (wage assignment will be issued) | <input type="checkbox"/> | <input type="checkbox"/> | | |
| g. <input checked="" type="checkbox"/> Terminate the court's jurisdiction (ability) to award spousal support to Petitioner | | | | |
| h. <input checked="" type="checkbox"/> Property rights be determined. | | | | |
| i. <input type="checkbox"/> Respondent's former name be restored to (specify): | | | | |
| j. <input type="checkbox"/> Other (specify): | | | | |

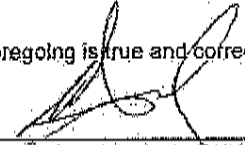
Continued on Attachment 9j.

10. Child support-- If there are minor children born to or adopted by the Petitioner and Respondent before or during this marriage, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party. An earnings assignment may be issued without further notice. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.

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

Date: April 06 2012
HENRY SAMUEL

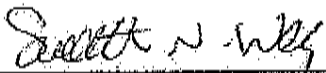
 (TYPE OR PRINT NAME)

▶ 

 (SIGNATURE OF RESPONDENT)

Date: April 5 2012
SCOTT N. WESTON

 (TYPE OR PRINT NAME)

▶ 

 (SIGNATURE OF ATTORNEY FOR RESPONDENT)

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

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Scott N. Weston (SBN 162353) Joel D. Schwartz, (SBN 162353) Fox Rothschild LLP 1800 Century Park East, Suite 300 Los Angeles, CA 90067 TELEPHONE NO.: (310) 598-4150 FAX NO. (Optional): (310) 556-9828 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Respondent Henry Samuel</p>	<p>FOR COURT USE ONLY</p> <p>FILED Superior Court of California County of Los Angeles</p> <p>APR 10 2012</p> <p>John A. Clarke, Executive Officer/Clerk By <u>P. Mata</u>, Deputy PETER MATA</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: CENTRAL</p>	
<p>(This section applies only to family law cases.) PETITIONER: HEIDI SAMUEL RESPONDENT: HENRY SAMUEL OTHER PARTY:</p>	
<p>(This section applies only to guardianship cases.) GUARDIANSHIP OF (Name): _____ Minor</p>	
<p>DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)</p>	
<p>CASE NUMBER: BD 562 354 (Assigned to Hon. Marc Marmaro-Dept. 83)</p>	

FILED

1. I am a party to this proceeding to determine custody of a child.
2. My present address and the present address of each child residing with me is confidential under Family Code section 3429 as I have indicated in item 3.
3. There are (specify number): **4** minor children who are subject to this proceeding, as follows:
 (Insert the information requested below. The residence information must be given for the last FIVE years.)

a. Child's name	Place of birth	Date of birth	Sex
Leri Samuel	New York, NY	05/04/2004	F
Period of residence	Address	Person child lived with (name and complete current address)	Relationship
2004 to present	<input checked="" type="checkbox"/> Confidential	<input checked="" type="checkbox"/> Confidential Heidi Samuel & Henry Samuel	Mother & Father
to	Child's residence (City, State)	Person child lived with (name and complete current address)	
to	Child's residence (City, State)	Person child lived with (name and complete current address)	
to	Child's residence (City, State)	Person child lived with (name and complete current address)	
b. Child's name	Place of birth	Date of birth	Sex
Henry Samuel	Los Angeles, CA	09/12/2005	M
<input checked="" type="checkbox"/> Residence information is the same as given above for child a. (If NOT the same, provide the information below.)			
Period of residence	Address	Person child lived with (name and complete current address)	Relationship
2005 to present	<input checked="" type="checkbox"/> Confidential	<input checked="" type="checkbox"/> Confidential Heidi Samuel & Henry Samuel	Mother & Father
to	Child's residence (City, State)	Person child lived with (name and complete current address)	
to	Child's residence (City, State)	Person child lived with (name and complete current address)	
to	Child's residence (City, State)	Person child lived with (name and complete current address)	

- c. Additional residence information for a child listed in item a or b is continued on attachment 3c.
- d. Additional children are listed on form FL-105(A)/GC-120(A). (Provide all requested information for additional children.)

SHORT TITLE: SAMUEL, HEIDI and HENRY	CASE BD 562 354 (Assigned to Hon. Marc Marmaro-Dept. 83)
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4. Do you have information about, or have you participated as a party or as a witness or in some other capacity in, another court case or custody or visitation proceeding, in California or elsewhere, concerning a child subject to this proceeding?
 Yes No (If yes, attach a copy of the orders (if you have one) and provide the following information):

Proceeding	Case number	Court (name, state, location)	Court order or judgment (date)	Name of each child	Your connection to the case	Case status
a. <input type="checkbox"/> Family						
b. <input type="checkbox"/> Guardianship						
c. <input type="checkbox"/> Other						

Proceeding	Case Number	Court (name, state, location)
d. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency		
e. <input type="checkbox"/> Adoption		

5. One or more domestic violence restraining/protective orders are now in effect. (Attach a copy of the orders if you have one and provide the following information):

Court	County	State	Case number (if known)	Orders expire (date)
a. <input type="checkbox"/> Criminal				
b. <input type="checkbox"/> Family				
c. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency				
d. <input type="checkbox"/> Other				

6. Do you know of any person who is not a party to this proceeding who has physical custody or claims to have custody of or visitation rights with any child in this case? Yes No (If yes, provide the following information):

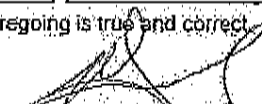
a. Name and address of person	b. Name and address of person	c. Name and address of person
<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights
Name of each child	Name of each child	Name of each child

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

Date: April 15, 2012

HENRY SAMUEL

(TYPE OR PRINT NAME)


 (SIGNATURE OF DECLARANT)

7. Number of pages attached: 1

NOTICE TO DECLARANT: You have a continuing duty to inform this court if you obtain any information about a custody proceeding in a California court or any other court concerning a child subject to this proceeding.

CASE NAME: SAMUEL, HEIDI and HENRY	CASE NUMB BD 562 354 (Assigned to Hon. Marc Marmaro-Dept. 83)
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**ATTACHMENT TO
DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)**

c Child's name Johan Samuel		Place of birth Los Angeles, CA	Date of birth 11/22/2006	Sex M
<input checked="" type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)				
Period of residence 2006 to present	Present address <input checked="" type="checkbox"/> Confidential	Person child lived with (name and complete current address) Henry Samuel & Heidi Samuel		Relationship Mother & Father
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
d Child's name Lou Samuel		Place of birth Los Angeles, CA	Date of birth 10/9/2009	Sex F
<input checked="" type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)				
Period of residence 2009 to present	Address <input checked="" type="checkbox"/> Confidential	Person child lived with (name and complete current address) Henry Samuel & Heidi Samuel		Relationship Mother & Father
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
Child's name		Place of birth	Date of birth	Sex
<input type="checkbox"/> Residence information is the same as given on form FL-105/GC-120 for child a. (If NOT the same, provide the information below.)				
Period of residence to present	Address <input type="checkbox"/> Confidential	Person child lived with (name and complete current address) <input type="checkbox"/> Confidential		Relationship
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		
to	Child's residence (City, State)	Person child lived with (name and complete current address)		