

FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

JAFJE AND CLEMENS

DANIEL J. JAFFE (SBN 32899); FRISCO FAYER (SBN 234977)

433 N. CAMDEN DRIVE, SUITE 1000

BEVERLY HILLS, CA 90210

TELEPHONE NO.: 310-550-7477

FAX NO. (Optional): 310-271-8313

E-MAIL ADDRESS (Optional): djaffe@jaffeclemens.com; ffayer@jaffeclemens.com

ATTORNEY FOR (Name): Petitioner, MARCO MUNIZ

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 111 NORTH HILL STREET

MAILING ADDRESS: SAME AS ABOVE

CITY AND ZIP CODE: LOS ANGELES, CA 90012

BRANCH NAME: CENTRAL DISTRICT

## MARRIAGE OF

PETITIONER: MARCO MUNIZ

RESPONDENT: JENNIFER MUNIZ

## PETITION FOR

☒ Dissolution of Marriage☐ Legal Separation☐ Nullity of Marriage☐ AMENDED

**FILED**  
 Superior Court Of California  
 County Of Los Angeles

APR 09 2012

John A. Clarke, Executive Officer/Clerk

BY Leticia Munillo Deputy  
Leticia MunilloCase is assigned to Judge Silverman  
Department 7

CASE NUMBER:

BD562379

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 this *Petition for Dissolution of Marriage*.

## 2. STATISTICAL FACTS

a. Date of marriage: JUNE 5, 2004

b. Date of separation: TBD

c. Time from date of marriage to date of separation (specify):  
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	Birthdate	Age	Sex
MAXIMILIAN DAVID MUNIZ	02/22/08	4	M
EMME MARIBEL MUNIZ	02/22/08	4	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

Petitioner requests that the assets and debts listed ☐ in *Property Declaration* (from FL-160) ☐ in Attachment 4☒ below be confirmed as separate property.

## Item

PETITIONER HAS NOT YET DETERMINED THE FULL NATURE AND EXTENT OF HIS SEPARATE PROPERTY ASSETS AND DEBTS. PETITIONER RESERVES THE RIGHT TO AMEND THIS PETITION WHEN SAME IS ASCERTAINED.

Confirm to

CHECK:  
CASH:  
CHANGE:  
CARD:

CIT/CASE: BD562379 LEA/DEF#:  
RECEIPT #: FIN4535937  
DATE PAID: 04/09/12 03:11 PM  
PAYMENT: \$395.00  
RECEIVED: 04-09-12 03:11 PM  
Page 1 of 2

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.

BY FAX

5. 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): PETITIONER HAS NOT YET DETERMINED THE FULL NATURE AND EXTENT OF HIS COMMUNITY AND QUASI-COMMUNITY PROPERTY ASSETS AND DEBTS. PETITIONER RESERVES THE RIGHT TO AMEND THIS PETITION WHEN SAME IS ASCERTAINED.

6. Petitioner 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) ☐ petitioner'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).)

7. Petitioner 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-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 7c. |                                     |                                     |                                     |                          |
| d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage.  | <input type="checkbox"/>            | <input type="checkbox"/>            |                                     |                          |
| e. Attorney fees and costs payable by  | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |                                     |                          |
| f. Spousal support payable to (earnings 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 Respondent.  |                                     |                                     |                                     |                          |
| h. <input checked="" type="checkbox"/> Property rights be determined.  |                                     |                                     |                                     |                          |
| i. <input type="checkbox"/> Petitioner's former name be restored to (specify):   |                                     |                                     |                                     |                          |
| j. <input type="checkbox"/> Other (specify):   |                                     |                                     |                                     |                          |

☐ Continued on Attachment 7j.

8. 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.

9. I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.

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

Date: APRIL 6, 2012

MARCO MUNIZ  
(TYPE OR PRINT NAME)

Date: APRIL 06, 2012

DANIEL J. JAFFE  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF PETITIONER)

JAFFE AND CLEMENS

  
(SIGNATURE OF ATTORNEY FOR PETITIONER)

**NOTICE:** Dissolution or legal separation may automatically cancel the rights of a spouse under the other spouse's will, trust, retirement plan, power of attorney, pay on death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a spouse as beneficiary of the other spouse's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports to determine whether they should be changed or whether you should take any other actions. However, some changes may require the agreement of your spouse or a court order (see Family Code sections 231-235).

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): <b>JAFFE AND CLEMENS</b> <b>DANIEL J. JAFFE (SBN 32899); FRISCO FAYER (SBN 234977)</b> <b>433 N. CAMDEN DRIVE, SUITE 1000</b> <b>BEVERLY HILLS, CA 90210</b> TELEPHONE NO.: 310-550-7477 FAX NO.: 310-271-8313 ATTORNEY FOR (Name): <b>Petitioner, MARCO MUNIZ</b>	<b>RESERVED FOR CLERK'S FILE STAMP</b>  <div style="border: 1px solid black; padding: 5px; transform: rotate(-5deg);"> <b>FILED</b>            Superior Court Of California            County Of Los Angeles   <b>APR 09 2012</b>            John A. Clarke, Executive Officer/Clerk            BY <u>Leticia Murillo</u> Deputy         </div>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b>	
COURTHOUSE ADDRESS: <b>111 NORTH HILL STREET</b> <b>LOS ANGELES, CA 90012</b>	
PETITIONER/PLAINTIFF: <b>MARCO MUNIZ</b>	
RESPONDENT/DEFENDANT: <b>JENNIFER MUNIZ</b>	
<b>FAMILY LAW CASE COVER SHEET</b> <b>CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO DISTRICT</b>	
CASE NUMBER: <b>BD562379</b>	

### Case Filing Instructions

This cover sheet is required so that the court can assign your case to the correct court district for filing and hearing. It satisfies the requirement for a certificate authorizing filing in the district, as set forth in Los Angeles Superior Court Rules 2(d) and 14.2. It must be completed and submitted to the court along with the original Complaint or Petition in ALL Family cases filed in any district of the Los Angeles County Superior Court. This form is not required in Abandonment & Emancipation cases, which are to be filed at Children's Court.

#### I. Fill in the requested information.

##### a) Enter address of Petitioner

ADDRESS: <b>Confidential</b>	CITY: <b>Beverly Hills</b>	STATE: <b>CA</b>	ZIP CODE: <b>90210</b>
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##### b) Enter address of Respondent. **DO NOT COMPLETE THIS ITEM IF THIS IS A MINOR'S CONTRACT CASE**

ADDRESS:	CITY:	STATE:	ZIP CODE:
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MINOR CHILDREN INVOLVED? ☒ YES HOW MANY? **TWO (2)** ☐ NO

#### II. Select the correct district:

- a. Under Column 1 below, check the one type of action which best describes the nature of this case.
- b. In Column 2 below, circle the reason for your choice of district that applies to the type of action you have checked.

#### Applicable Reason for Choosing District (See Column 2 below)

1. May be filed in Central District.	3. Child resides within the district.
2. District where one or more of the parties reside.	4. District where Petitioner resides.

1 TYPE OF ACTION (Check only one)	2 APPLICABLE REASONS (See above)
<input checked="" type="checkbox"/> A5520 Dissolution of Marriage	(1) 2
<input type="checkbox"/> A5525 Summary Dissolution of Marriage	1. 2
<input type="checkbox"/> A5521 Dissolution of Domestic Partnership	1. 2
<input type="checkbox"/> A5530 Nullity of Void or Voidable Marriage	1. 2
<input type="checkbox"/> A5531 Nullity of Void or Voidable Domestic Partnership	1. 2

BY FAX

Short Title <b>MARRIAGE OF MUNIZ, MARCO AND JENNIFER</b>	CASE NUMBER:
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<input type="checkbox"/> A5510 Legal Separation	1. 2
<input type="checkbox"/> A5511 Legal Separation of Domestic Partnership	1. 2
<input type="checkbox"/> A5550 Petition for Custody and Support of Minor	1. 2. 3
<input type="checkbox"/> A6131 Child Support Services Department (CSSD) Parentage/Support	1.
<input type="checkbox"/> A6139 Foreign Support Order	1. 2. 3
<input type="checkbox"/> A6136 Foreign Custody Order	1. 2. 3
<input type="checkbox"/> A6138 Uniform Interstate Family Support Act (UIFSA) Responding Petition	1. 2. 3
<input type="checkbox"/> A6122 Domestic Violence Restraining Order (Civil Harassment - use Civil Cover Sheet)	(Any Court Jurisdiction - DV's only)
<input type="checkbox"/> A6600 Habeas Corpus Petition - Child Custody	1. 3
<input type="checkbox"/> A6080 Petition to Establish Parentage / Paternity (Non-governmental)	1. 2. 3
<input type="checkbox"/> A6111 Approval of Minor's Contract (6751 Family Code)	1
<input type="checkbox"/> A6130 Other Family Complaint or Petition (Specify):	1. 2. 3
<input type="checkbox"/> A6101 Agency Adoption	1. 4
<input type="checkbox"/> A6102 Independent Adoption	1. 4
<input type="checkbox"/> A6104 Stepparent Adoption	1. 4
<input type="checkbox"/> A6103 Adult Adoption	1. 4
<input type="checkbox"/> A6106 Sole Custody Petition	1. 4

III. Enter address of minor child if known. (DO NOT COMPLETE UNLESS YOU HAVE CIRCLED ITEM 3 AS AN APPLICABLE REASON)

ADDRESS: Do not complete if the case falls under Family Code §6751	CITY:	STATE	ZIP CODE
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IV. Enter the information below and sign the certificate.

Certificate / Declaration of Assignment: The undersigned hereby certifies and declares that the above entitled matter is properly filed for assignment to the **CENTRAL** District of the Los Angeles Superior Court under Code of Civil Procedure, §392 et seq., 2300 et seq. of the Family Code, and Rule 2(b), (c) and (d) of this court for reason checked above. I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

APRIL 9, 2012  
(DATE)

**JAFFE AND CLEMENS**  
  
 (SIGNATURE OF ATTORNEY/PARTY WITHOUT ATTORNEY)  
**DANIEL J. JAFFE**

FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

JAFTE AND CLEMENS

DANIEL J. JAFFE (SBN 32899); FRISCO FAYER (SBN 234977)  
433 N. CAMDEN DRIVE, SUITE 1000  
BEVERLY HILLS, CA 90210

TELEPHONE NO.: 310-550-7477

FAX NO. (Optional): 310-271-8313

E-MAIL ADDRESS (Optional): djaffe@jaffeclemens.com; ffayer@jaffeclemens.com

ATTORNEY FOR (Name): Petitioner, MARCO MUNIZ

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 111 NORTH HILL STREET

MAILING ADDRESS: SAME AS ABOVE

CITY AND ZIP CODE: LOS ANGELES, CA 90012

BRANCH NAME: CENTRAL DISTRICT

(This section applies only to family law cases.)

PETITIONER: MARCO MUNIZ

RESPONDENT: JENNIFER MUNIZ

OTHER PARTY:

(This section applies only to guardianship cases.)

GUARDIANSHIP OF (Name):

Minor

DECLARATION UNDER UNIFORM CHILD CUSTODY  
JURISDICTION AND ENFORCEMENT ACT (UCCJEA)**FILED**  
Superior Court Of California  
County Of Los Angeles

APR 09 2012

JOHN R. CHANE, Executive Officer/Clerk  
BY Leticia Murillo, Deputy  
Leticia Murillo

CASE NUMBER:

BD562379

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): TWO (2) 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 <b>MAXIMILIAN DAVID MUNIZ</b>		Place of birth <b>New York, NY</b>	Date of birth <b>2/22/2008</b>	Sex <b>M</b>
Period of residence to present	Address <input checked="" type="checkbox"/> Confidential	Person child lived with (name and complete current address) <input checked="" 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)		
b. Child's name <b>EMME MARIBEL MUNIZ</b>		Place of birth <b>New York, NY</b>	Date of birth <b>2/22/2008</b>	Sex <b>F</b>
<input type="checkbox"/> Residence information is the same as given above for child a. (If NOT the same, provide the information below.)				
Period of residence to present	Address <input checked="" type="checkbox"/> Confidential	Person child lived with (name and complete current address) <input checked="" 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)		

- 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.)

Page 1 of 2

BY FAX

SHORT TITLE:

— MARRIAGE OF MUNIZ

CASE NUMBER:

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):

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

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

Date: APRIL 6, 2012

MARCO MUNIZ

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

7. ☐ Number of pages attached: \_\_\_\_\_

**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.**

# SUMMONS (Family Law)

FL-110  
CITACION (Derecho familiar)

NOTICE TO RESPONDENT (Name):

AVISO AL DEMANDADO (Nombre):

JENNIFER MUNIZ

You are being sued. Lo están demandando.

Petitioner's name is:

Nombre del demandante:

MARCO MUNIZ

CASE NUMBER (NUMERO DE CASO):

BD562379

FOR COURT USE ONLY  
(SOLO PARA USO DE LA CORTE)

FILED

Superior Court Of California  
County Of Los Angeles

APR 09 2012

John A. Clarke, Executive Officer/Clerk

Deputy  
Clerk

You have **30 calendar days** after this *Summons* and *Petition* are served on you to file a *Response* (form FL-120 or FL-123) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

If you want legal advice, contact a lawyer immediately. You can get information about finding lawyers at the California Courts Online Self-Help Center ([www.courtinfo.ca.gov/selfhelp](http://www.courtinfo.ca.gov/selfhelp)), at the California Legal Services Web site ([www.lawhelpcalifornia.org](http://www.lawhelpcalifornia.org)), or by contacting your local county bar association.

Tiene **30 días corridos** después de haber recibido la entrega legal de esta Citación y Petición para presentar una Respuesta (formulario FL-120 o FL-123) ante la corte y efectuar la entrega legal de una copia al demandante. Una carta o llamada telefónica no basta para protegerlo.

Si no presenta su Respuesta a tiempo, la corte puede dar órdenes que afecten su matrimonio o pareja de hecho, sus bienes y la custodia de sus hijos. La corte también le puede ordenar que pague manutención, y honorarios y costos legales. Si no puede pagar la cuota de presentación, pida al secretario un formulario de exención de cuotas.

Si desea obtener asesoramiento legal, póngase en contacto de inmediato con un abogado. Puede obtener información para encontrar a un abogado en el Centro de Ayuda de las Cortes de California ([www.sucorte.ca.gov](http://www.sucorte.ca.gov)), en el sitio Web de los Servicios Legales de California ([www.lawhelpcalifornia.org](http://www.lawhelpcalifornia.org)) o poniéndose en contacto con el colegio de abogados de su condado.

**NOTICE:** The restraining orders on page 2 are effective against both spouses or domestic partners until the petition is dismissed, a judgment is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.

**AVISO:** Las órdenes de restricción que figuran en la página 2 valen para ambos cónyuges o pareja de hecho hasta que se despidan la petición, se emita un fallo o la corte dé otras órdenes. Cualquier autoridad de la ley que haya recibido o visto una copia de estas órdenes puede hacerlas acatar en cualquier lugar de California.

**NOTE:** If a judgment or support order is entered, the court may order you to pay all or part of the fees and costs that the court waived for yourself or for the other party. If this happens, the party ordered to pay fees shall be given notice and an opportunity to request a hearing to set aside the order to pay waived court fees.

**AVISO:** Si se emite un fallo u orden de manutención, la corte puede ordenar que usted pague parte de, o todos las cuotas y costos de la corte previamente exentas a petición de usted o de la otra parte. Si esto ocurre, la parte ordenada a pagar estas cuotas debe recibir aviso y la oportunidad de solicitar una audiencia para anular la orden de pagar las cuotas exentas.

1. The name and address of the court are (El nombre y dirección de la corte son):

Los Angeles Superior Court-Central District  
111 N. Hill Street, Los Angeles, CA 90012

2. The name, address, and telephone number of the petitioner's attorney, or the petitioner without an attorney, are:

(El nombre, dirección y número de teléfono del abogado del demandante, o del demandante si no tiene abogado, son):

JAFFE AND CLEMENS (310) 550-7477 (office); (310) 271-8313 (fax)

Daniel J. Jaffe (SBN 32899); Frisco Fayer (SBN 234977), 433 N. Camden Dr., Ste. 1000, Beverly Hills, CA 90210

Date (Fecha):

APR 09 2012

John A. Clarke

Deputy (Asistente)



NOTICE TO THE PERSON SERVED: You are served

AVISO A LA PERSONA QUE RECIBIO LA ENTREGA: Esta entrega se realiza

a. ☐ as an individual. (a usted como individuo.)

b. ☐ on behalf of respondent who is a (en nombre de un demandado que es):

(1) ☐ minor (menor de edad)

(2) ☐ ward or conservatee (dependiente de la corte o pupilo)

(3) ☐ other (specify) (otro - especifique):

(Read the reverse for important information.) (Lea importante información al dorso.)

Page 1 of 2



### WARNING-IMPORTANT INFORMATION

**WARNING:** California law provides that, for purposes of division of property upon dissolution of a marriage or domestic partnership or upon legal separation, property acquired by the parties during marriage or domestic partnership in joint form is presumed to be community property. If either party to this action should die before the jointly held community property is divided, the language in the deed that characterizes how title is held (i.e., joint tenancy, tenants in common, or community property) will be controlling, and not the community property presumption. You should consult your attorney if you want the community property presumption to be written into the recorded title to the property.

### STANDARD FAMILY LAW RESTRAINING ORDERS

Starting immediately, you and your spouse or domestic partner are restrained from

1. Removing the minor child or children of the parties, if any, from the state without the prior written consent of the other party or an order of the court;
2. Cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties and their minor child or children;
3. Transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, without the written consent of the other party or an order of the court, except in the usual course of business or for the necessities of life; and
4. Creating a nonprobate transfer or modifying a nonprobate transfer in a manner that affects the disposition of property subject to the transfer, without the written consent of the other party or an order of the court. Before revocation of a nonprobate transfer can take effect or a right of survivorship to property can be eliminated, notice of the change must be filed and served on the other party.

You must notify each other of any proposed extraordinary expenditures at least five business days prior to incurring these extraordinary expenditures and account to the court for all extraordinary expenditures made after these restraining orders are effective. However, you may use community property, quasi-community property, or your own separate property to pay an attorney to help you or to pay court costs.

### ADVERTENCIA - INFORMACION IMPORTANTE

**ADVERTENCIA:** De acuerdo a la ley de California, las propiedades adquiridas por las partes durante su matrimonio o pareja de hecho en forma conjunta se consideran propiedad comunitaria para los fines de la división de bienes que ocurre cuando se produce una disolución o separación legal del matrimonio o pareja de hecho. Si cualquiera de las partes de este caso llega a fallecer antes de que se divida la propiedad comunitaria de tenencia conjunta, el destino de la misma quedará determinado por las cláusulas de la escritura correspondiente que describen su tenencia (por ej., tenencia conjunta, tenencia en común o propiedad comunitaria) y no por la presunción de propiedad comunitaria. Si quiere que la presunción comunitaria quede registrada en la escritura de la propiedad, debería consultar con un abogado.

### ORDENES DE RESTRICCIÓN NORMALES DE DERECHO FAMILIAR

En forma inmediata, usted y su cónyuge o pareja de hecho tienen prohibido:

1. Llevarse del estado de California a los hijos menores de las partes, si los hubiera, sin el consentimiento previo por escrito de la otra parte o una orden de la corte;
2. Cobrar, pedir prestado, cancelar, transferir, deshacerse o cambiar el nombre de los beneficiarios de cualquier seguro u otro tipo de cobertura, tal como de vida, salud, vehículo y discapacidad, que tenga como beneficiario(s) a las partes y su(s) hijo(s) menor(es);
3. Transferir, gravar, hipotecar, ocultar o deshacerse de cualquier manera de cualquier propiedad, inmueble o personal, ya sea comunitaria, cuasicomunitaria o separada, sin el consentimiento escrito de la otra parte o una orden de la corte, con excepción las operaciones realizadas en el curso normal de actividades o para satisfacer las necesidades de la vida; y
4. Crear o modificar una transferencia no testamentaria de manera que afecte el destino de una propiedad sujeta a transferencia, sin el consentimiento por escrito de la otra parte o una orden de la corte. Antes de que se pueda eliminar la revocación de una transferencia no testamentaria, se debe presentar ante la corte un aviso del cambio y hacer una entrega legal de dicho aviso a la otra parte.

Cada parte tiene que notificar a la otra sobre cualquier gasto extraordinario propuesto, por lo menos cinco días laborales antes de realizarlo, y rendir cuenta a la corte de todos los gastos extraordinarios realizados después de que estas órdenes de restricción hayan entrado en vigencia. No obstante, puede usar propiedad comunitaria, cuasicomunitaria o suya separada para pagar a un abogado o para ayudarle a pagar los costos de la corte.