

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

Laura A. Wasser, Esq. [SBN 173740] /Samantha Klein, Esq. [SBN 222414]
 WASSER, COOPERMAN & CARTER, P.C.
 2029 Century Park East, Suite 1200
 Los Angeles, CA 90067

TELEPHONE NO.: (310) 277-7117

FAX NO. (Optional): (310) 553-1793

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): CHRISTOPHER A. KUTCHER

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 111 N. HILL STREET

MAILING ADDRESS: 111 N. HILL STREET

CITY AND ZIP CODE: LOS ANGELES, CA 90012

BRANCH NAME: CENTRAL

FOR COURT USE ONLY

FILED
 LOS ANGELES SUPERIOR COURT

DEC 21 2012

John A. Clarke, Clerk

By Mam Mam, Deputy**MARRIAGE OF**

PETITIONER: CHRISTOPHER A. KUTCHER

RESPONDENT: DEMI MOORE

PETITION FOR

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

☐ AMENDED

CASE NUMBER:

BD575318

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: 09/24/2005

b. Date of separation: To Be Determined

c. Time from date of marriage to date of separation (specify):
 Years: TBD Months: TBD

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 nameBirthdateAgeSex☐ 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

There are various items of separate property assets and debts, the full nature and extent of which is unknown to Petitioner at this time, however, Petitioner will amend this Petition once same has been ascertained.

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.

Confirm to
 RECEIVED:
 CASH:
 CHECK:
 CARD:
 PAYMENT: \$435.00
 DATE PAID: 12/21/12
 RECEIPT #: F1N501P32023
 C17/CASE: BD575318
 LEA/DEF#:

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): There are various items of community and quasi-community assets and debts, the full nature and extent of which are unknown to Petitioner at this time, however, Petitioner will amend this Petition once same has been 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 | ☐ | ☐ | ☐ | ☐ |
| b. Physical custody of children to | ☐ | ☐ | ☐ | ☐ |
| c. Child visitation be granted to | ☐ | ☐ | ☐ | ☐ |
| As requested in form: ☐ FL-311 ☐ FL-312 ☐ FL-341(C) ☐ FL-341(D) ☐ FL-341(E) ☐ Attachment 7c. | | | | |
| d. ☐ Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage. | | | | |
| e. Attorney fees and costs payable by | ☒ | ☒ | | |
| f. Spousal support payable to (earnings assignment will be issued) | ☐ | ☐ | | |
| g. ☐ Terminate the court's jurisdiction (ability) to award spousal support to Respondent. | | | | |
| h. ☒ Property rights be determined. | | | | |
| i. ☐ Petitioner's former name be restored to (specify): | | | | |
| j. ☐ 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: December 21, 2012

CHRISTOPHER A. KUTCHER
 (TYPE OR PRINT NAME)

Date: December 21, 2012

LAURA A. WASSER, ESQ. [SBN 173740]
 (TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER)

(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):

Laura A. Wasser, Esq. [SBN 173740]/Samantha Klein, Esq. [SBN 222414]

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ATTORNEY FOR (Name): CHRISTOPHER A. KUTCHER

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

COURTHOUSE ADDRESS: 111 N. HILL STREET

LOS ANGELES, CA 90012

PETITIONER/PLAINTIFF: CHRISTOPHER A. KUTCHER

RESPONDENT/DEFENDANT: DEMI MOORE

**FAMILY LAW CASE COVER SHEET
CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO DISTRICT**

RESERVED FOR CLERK'S FILE STAMP

FILED
LOS ANGELES SUPERIOR COURT

DEC 21 2012

John A. Clarke, Clerk

CASE NUMBER BD575318, Deputy

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 5.2. 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:	CITY:	STATE	ZIP CODE
c/o [REDACTED]	Los Angeles	CA	90067

b) Enter address of Respondent. DO NOT COMPLETE THIS ITEM IF THIS IS A MINOR'S CONTRACT CASE

ADDRESS:	CITY:	STATE	ZIP CODE
c/o [REDACTED]	New York	NY	10020

MINOR CHILDREN INVOLVED?

☐ YES

HOW MANY?

☒ NO

II. Select the correct district:

- Under Column 1 below, check the one type of action which best describes the nature of this case.
- 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) (Continued)	2 APPLICABLE REASONS (See above)
☒ A5520 Dissolution of Marriage	(1)(2)
☐ A5525 Summary Dissolution of Marriage	1. 2
☐ A5521 Dissolution of Domestic Partnership	1. 2
☐ A5530 Nullity of Void or Voidable Marriage	1. 2
☐ A5531 Nullity of Void or Voidable Domestic Partnership	1. 2

☐ A5510	Legal Separation	1. 2
☐ A5511	Legal Separation of Domestic Partnership	1. 2
☐ A6126	Petition for Custody and Support of Minor	1. 2. 3
☐ A6131	Child Support Services Department (CSSD) Parentage/Support	1.
☐ A6139	Foreign Support Order	1. 2. 3
☐ A6136	Foreign Custody Order	1. 2. 3
☐ A6138	Uniform Interstate Family Support Act (UIFSA) Responding Petition	1. 2. 3
☐ A6122	Domestic Violence Restraining Order (Civil Harassment - use Civil Cover Sheet)	(Any Court Jurisdiction - DV's only)
☐ A6600	Habeas Corpus Petition - Child Custody	1. 3
☐ A6080	Petition to Establish Parentage / Paternity (Non- governmental)	1. 2. 3
☐ A6111	Approval of Minor's Contract (6751 Family Code)	1
☐ A6130	Other Family Complaint or Petition (Specify):	1. 2. 3
☐ A6101	Agency Adoption	1. 4
☐ A6102	Independent Adoption	1. 4
☐ A6104	Stepparent Adoption	1. 4
☐ A6103	Adult Adoption	1. 4
☐ 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 this case falls under Family Code §6751

CITY:

STATE

ZIP CODE

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.

Date: December 21, 2012

(SIGNATURE OF ATTORNEY/PARTY WITHOUT ATTORNEY)

LAURA A. WASSER, ESQ. [SBN 173740]

SUMMONS (Family Law)**CITACION (Derecho familiar)**

NOTICE TO RESPONDENT (Name):

AVISO AL DEMANDADO (Nombre):

DEMI MOORE

You are being sued. Lo están demandando.

Petitioner's name is:

Nombre del demandante:

CHRISTOPHER A. KUTCHER

CASE NUMBER (NÚMERO DE CASO):

BD575318

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)
FILED
LOS ANGELES SUPERIOR COURT

DEC 21 2012

John A. Clarke, Clerk

By M. Goodman, Deputy

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), at the California Legal Services Web site (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), en el sitio Web de los Servicios Legales de California (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
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):

Laura A. Wasser, Esq. [SBN 173740]/Samantha Klein, Esq. [SBN 222444]
(310) 277-7117

Date (Fecha): DEC 21 2012 Clerk, by (Secretario, por) M. Goodman, Deputy (Asistente)

[SEAL]



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.