

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

FOR COURT USE ONLY

CYNTHIA P. NAVA, PRO PER
1014 S. 9TH ST.
ALHAMBRA, CA 91801

TELEPHONE NO.: 626-606-4122

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): CYNTHIA P. NAVA

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

MARRIAGE OR PARTNERSHIP OF

PETITIONER: CYNTHIA P. NAVA

RESPONDENT: ELI MENA JR.

FILED
Superior Court of California
County of Los Angeles

APR 25 2018

Sherri R. Carter, Executive Officer/Clerk
By Sybil D. Villar, Deputy
Lydia Villalba

JUDGMENT

☒ DISSOLUTION☐ LEGAL SEPARATION☐ NULLITY☐ Status only☐ Reserving jurisdiction over termination of marital or domestic partnership status☐ Judgment on reserved issues

Date marital or domestic partnership status ends: APR 25 2018

CASE NUMBER:

17STFL03130

1. ☐ This judgment ☐ contains personal conduct restraining orders ☐ modifies existing restraining orders.
The restraining orders are contained on page(s) of the attachment. They expire on (date):
2. This proceeding was heard as follows: ☒ Default or uncontested ☐ By declaration under Family Code section 2336
☐ Contested ☐ Agreement in court
a. Date: 02-21-2018 Dept.: 2 Room: 215
b. Judicial officer (name): STEVEN COCHRAN ☒ Temporary judge
c. ☐ Petitioner present in court ☐ Attorney present in court (name):
d. ☐ Respondent present in court ☐ Attorney present in court (name):
e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
f. ☐ Other (specify name):
3. The court acquired jurisdiction of the respondent on (date): 8/14/2017
a. ☒ The respondent was served with process.
b. ☐ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
(1) ☒ on (specify date): APR 25 2018
(2) ☐ on a date to be determined on noticed motion of either party or on stipulation.
b. ☐ Judgment of legal separation is entered.
c. ☐ Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify):
- d. ☐ This judgment will be entered nunc pro tunc as of (date):
- e. ☐ Judgment on reserved issues.
- f. The ☐ petitioner's ☐ respondent's former name is restored to (specify):
- g. ☐ Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.
- h. ☐ This judgment contains provisions for child support or family support. Each party must complete and file with the court a Child Support Case Registry Form (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order (form FL-192) is attached.

CASE NAME (Last name, first name of each party)

NAVA, CYNTHIA P.

- MENA JR., ELI

NUMBER:

17STFL03130

4. i. ☒ The children of this marriage or domestic partnership are:(1) ☒ Name

ELIJAH MENA

ADRIEL MENA

AIDEN NAVA

Birthdate

5/24/2004

7/6/2005

12/13/2007

(2) ☐ Parentage is established for children of this relationship born prior to the marriage or domestic partnershipj. ☒ Child custody and visitation (parenting time) are ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).(2) ☒ Child Custody and Visitation Order Attachment (form FL-341).(3) ☐ Stipulation and Order for Custody and/or Visitation of Children (form FL-355).(4) ☐ Previously established in another case. Case number:

Court:

k. ☒ Child support is ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).(2) ☐ Child Support Information and Order Attachment (form FL-342).(3) ☐ Stipulation to Establish or Modify Child Support and Order (form FL-350).(4) ☒ Previously established in another case. Case number: BY889988

LOS ANGELES

Court: SUPERIOR COURT

-CCW

l. ☒ Spousal, domestic partner, or family support is ordered:(1) ☐ Reserved for future determination as relates to ☐ petitioner ☐ respondent(2) ☒ Jurisdiction terminated to order spousal or partner support to ☒ petitioner ☒ respondent(3) ☐ As set forth in the attached Spousal, Partner, or Family Support Order Attachment (form FL-343).(4) ☐ As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.(5) ☐ Other (specify):m. ☒ Property division is ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.(2) ☐ Property Order Attachment to Judgment (form FL-345).(3) ☒ Other (specify): There are no community assets or debts subject to disposition by the Court in these proceedings.n. ☐ Attorney fees and costs are ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.(2) ☐ Attorney Fees and Costs Order (form FL-346).(3) ☐ Other (specify):o. ☐ Other (specify):

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date:

JUDICIAL OFFICER

5. Number of pages attached: 6

☒ SIGNATURE FOLLOWS LAST ATTACHMENT

NOTICE

Dissolution or legal separation may automatically cancel the rights of a spouse or domestic partner under the other spouse's or domestic partner's will, trust, retirement plan, power of attorney, pay-on-death bank account, transfer-on-death vehicle registration, survivorship rights to any property owned in joint tenancy, and any other similar property interest. It does not automatically cancel the rights of a spouse or domestic partner as beneficiary of the other spouse's or domestic partner'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.

A debt or obligation may be assigned to one party as part of the dissolution of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment may be issued without additional proof if child, family, partner, or spousal support is ordered.

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

PETITIONER: CYNTHIA P. NAVA RESPONDENT: ELI MENA JR. OTHER PARENT/PARTY:	CASE NUMBER: 17STFL03130
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CHILD CUSTODY AND VISITATION (PARENTING TIME) ORDER ATTACHMENT

- TO ☐ Findings and Order After Hearing (form FL-340) ☒ Judgment (form FL-180) ☐ Judgment (form FL-250)
- ☐ Stipulation and Order for Custody and/or Visitation of Children (form FL-355)
- ☐ Other (specify):

1. **Jurisdiction.** This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (Fam. Code, §§ 3400–3465).
2. **Notice and opportunity to be heard.** The responding party was given notice and an opportunity to be heard, as provided by the laws of the State of California.
3. **Country of habitual residence.** The country of habitual residence of the child or children in this case is
☒ the United States ☐ Other (specify):
4. **Penalties for violating this order.** If you violate this order, you may be subject to civil or criminal penalties, or both.
5. ☒ **Child Custody.** Custody of the minor children of the parties is awarded as follows:

<u>Child's Name</u>	<u>Birth Date</u>	<u>Legal custody to: (person who makes decisions about health, education, etc.)</u>	<u>Physical custody to: (person with whom child lives)</u>
ELIJAH MENA	5/24/2004	PETITIONER	PETITIONER
ADRIEL MENA	7/6/2005	PETITIONER	PETITIONER
AIDEN NAVA	12/13/2007	PETITIONER	PETITIONER

6. ☐ **Child abduction prevention.** There is a risk that one of the parties will take the children out of California without the other party's permission. (*Child Abduction Prevention Orders Attachment (form FL-341(B)) must be attached and must be obeyed.*)

7. ☒ **Visitation (Parenting Time)**

- a. ☐ Reasonable right of visitation to the party without physical custody (not appropriate in cases involving domestic violence)
- b. ☐ See the attached _____-page document.
- c. ☐ The parties will go to child custody mediation or child custody recommending counseling at (specify date, time, and location):
- d. ☐ No Visitation (Parenting Time)
- e. ☒ Visitation (Parenting Time) for the ☐ petitioner ☒ respondent ☐ other (name):

will be as follows:

- (1) ☐ **Weekends starting (date):**

(Note: The first weekend of the month is the first weekend with a Saturday.)

☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of the month

from _____ at _____ a.m. ☐ p.m./ if applicable, specify:

(day of week) (time)

to _____ at _____ a.m. ☐ p.m./ if applicable, specify:

(day of week) (time)

☐ start of school
☐ after school

☐ start of school
☐ after school

- (a) ☐ The parties will alternate the fifth weekends, with the ☐ petitioner ☐ respondent ☐ other parent/party having the initial fifth weekend, which starts (date):

- (b) ☐ The ☐ petitioner ☐ respondent ☐ other parent/party will have the fifth weekend in ☐ odd ☐ even numbered months.

THIS IS A COURT ORDER.

**CHILD CUSTODY AND VISITATION (PARENTING TIME)
 ORDER ATTACHMENT**

04/26/2018

PETITIONER: CYNTHIA P. NAVA
 RESPONDENT: ELI MENA JR.
 OTHER PARENT/PARTY:

CASE NUMBER:
 17STFL03130

7. Visitation (Parenting Time) (continued)

e. (2) ☒ Alternate weekends starting (date): 8/18/2017

from FRIDAY at ☐ a.m. ☐ p.m./ if applicable, specify: ☐ start of school
 (day of week) (time) ☒ after school

to SUNDAY at 6:00 ☐ a.m. ☒ p.m./ if applicable, specify: ☐ start of school
 (day of week) (time) ☐ after school

(3) ☐ Weekdays starting (date):

from at ☐ a.m. ☐ p.m./ if applicable, specify: ☐ start of school
 (day of week) (time) ☐ after school

to at ☐ a.m. ☐ p.m./ if applicable, specify: ☐ start of school
 (day of week) (time) ☐ after school

(4) ☐ Other visitation (parenting time) days and restrictions are: ☐ listed in Attachment 7e(4) (form MC-025 may be used for this purpose) ☐ as follows:

8. ☐ Supervised visitation (parenting time). Until ☐ further order of the court ☐ other (specify):
 the ☐ petitioner ☐ respondent ☐ other (name):

will have supervised visitation (parenting time) with the minor children according to the schedule set forth on page 1.
 (You must attach **Supervised Visitation Order (form FL-341(A))**.)

9. ☐ Transportation for visitation (parenting time)

a. The children must be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.

b. ☐ Transportation to begin the visits will be provided by the ☐ petitioner ☐ respondent
☐ other (specify):

c. ☐ Transportation from the visits will be provided by the ☐ petitioner ☐ respondent
☐ other (specify):

d. ☐ The exchange point at the beginning of the visit will be at (address):

e. ☐ The exchange point at the end of the visit will be at (address):

f. ☐ During the exchanges, the party driving the children will wait in the car and the other party will wait in his or her home (or exchange location) while the children go between the car and the home (or exchange location).

g. ☐ Other (specify):

10. ☒ Travel with children. The ☐ petitioner ☒ respondent ☐ other parent/party (name):
 must have written permission from the other parent or a court order to take the children out of

a. ☒ the state of California.

b. ☐ the following counties (specify):

c. ☐ other places (specify):

THIS IS A COURT ORDER.

CHILD CUSTODY AND VISITATION (PARENTING TIME)
 ORDER ATTACHMENT

PETITIONER: CYNTHIA P. NAVA RESPONDENT: ELI MENA JR. OTHER PARENT/PARTY:	CASE NUMBER: 17STFL03130
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11. ☒ **Holiday schedule.** The children will spend holiday time as listed ☐ below ☒ in the attached schedule. (*Children's Holiday Schedule Attachment (form FL-341(C)) may be used for this purpose.*)
12. ☐ **Additional custody provisions.** The parents will follow the additional custody provisions listed ☐ below ☐ in the attached schedule. (*Additional Provisions—Physical Custody Attachment (form FL-341(D)) may be used for this purpose.*)
13. ☐ **Joint legal custody.** The parents will share joint legal custody as listed ☐ below ☐ in the attached schedule. (*Joint Legal Custody Attachment (form FL-341(E)) may be used for this purpose.*)
14. ☐ **Access to children's records.** Both the custodial and noncustodial parent have the right to access records and information about their minor children (including medical, dental, and school records) and consult with professionals who are providing services to the children.
15. ☐ **Other (specify):**

04/26/2018

THIS IS A COURT ORDER.

 CHILD CUSTODY AND VISITATION (PARENTING TIME)
 ORDER ATTACHMENT

PETITIONER: CYNTHIA P. NAVA
 RESPONDENT: ELI MENA JR.
 OTHER PARENT/PARTY:

CASE NUMBER:
 17STFL03130

CHILDREN'S HOLIDAY SCHEDULE ATTACHMENT

TO ☐ Petition ☐ Response ☐ Request for Order ☐ Responsive Declaration to Request for Order
☐ Stipulation and Order for Custody and/or Visitation of Children ☒ Findings and Order After Hearing or Judgment
☐ Visitation Order—Juvenile ☐ Other (specify):

1. **Holiday parenting.** The following table shows the holiday parenting schedules. Write "Petitioner," "Respondent," "Other Parent," or "Other Party" to specify each parent's (or party's) years—odd or even numbered years or both ("every year")—and under "Times," specify the starting and ending days and times.

Note: Unless specifically ordered, a child's holiday schedule order has priority over the regular parenting time.

Holidays	Times (from when to when) (Unless noted below, all single-day holidays start at 9:00 a.m. and end at _____ p.m.)	Every Year Petitioner/ Respondent/ Other Parent/Party	Even Numbered Years Petitioner/ Respondent/ Other Parent/Party	Odd Numbered Years Petitioner/ Respondent/ Other Parent/Party
December 31 (New Year's Eve)				
January 1 (New Year's Day)				
Martin Luther King's Birthday (weekend)				
February 12 (Lincoln's Birthday)				
President's Day (Weekend)				
President's Week Recess, first half				
President's Week Recess, second half				
Spring Break, first half				
Spring Break, second half				
Mother's Day		PETITIONER		
Memorial Day (weekend)				
Father's Day	TO 7:00 P.M.	RESPONDENT		
July 4th	TO 7/5 AT 9:00 A.M.		PETITIONER	RESPONDENT
Summer Break				
Labor Day (weekend)				
Columbus Day (weekend)				
Halloween				
November 11 (Veterans Day)				
Thanksgiving Day	TO NEXT DAY FRIDAY AT 9:00 AM		RESPONDENT	PETITIONER
Thanksgiving weekend				
December/January School Break				
Child's birthday (date):				
Child's birthday (date):				
Child's birthday (date):				
Mother's birthday (date):				
Father's birthday (date):				
Other Parent/Party's birthday (date):				
Breaks for year-round schools				

PETITIONER: CYNTHIA P. NAVA
 RESPONDENT: ELI MENA JR.
 OTHER PARENT/PARTY:

CASE NUMBER:
 17STFL03130

1. Holiday parenting (continued)

Other Holidays	Times (from when to when) (Unless noted below, all single-day holidays start at 9:00 a.m. and end at _____ p.m.)	Every Year Petitioner/ Respondent/ Other Parent/Party	Even Numbered Years Petitioner/ Respondent/ Other Parent/Party	Odd Numbered Years Petitioner/ Respondent/ Other Parent/Party
CHRISTMAS EVE	TO 12/25 AT 9:00 A.M.		PETITIONER	RESPONDENT
CHRISTMAS DAY	TO 12/26 AT 9:00 A.M.		RESPONDENT	PETITIONER
EASTER	TO 7:00 P.M.		RESPONDENT	PETITIONER

- ☐ Any three-day weekend not specified in item 1 will be spent with the parent or party who would normally have that weekend.
☐ Other (specify):

2. Vacations

The ☐ Petitioner ☐ Respondent ☐ Other Parent/Party:

a. May take vacation with the children of up to (specify number): ☐ days ☐ weeks the following number of times per year (specify):

b. Must notify the other parent or party in writing of vacation plans a minimum of (specify number): _____ days in advance and provide the other parent or party with a basic itinerary that includes dates of leaving and returning, destinations, flight information, and telephone numbers for emergency purposes.

(1) ☐ The other parent or party has (number): _____ days to respond if there is a problem with the vacation schedule.

(2) ☐ If the parties cannot agree on the vacation plans (check all that apply):

(A) ☐ They must confer to try to resolve any disagreement before filing for a court hearing.

(B) ☐ In even-numbered years, the parties will follow the suggestions of ☐ Petitioner ☐ Respondent ☐ Other Parent/Party for resolving the disagreement.

(C) ☐ In odd-numbered years, the parties will follow the suggestions of ☐ Petitioner ☐ Respondent ☐ Other Parent/Party for resolving the disagreement.

(D) ☐ Other (specify):

☐ This vacation may be outside the state of California.

☐ Any vacation outside ☐ California ☐ the United States requires prior written consent of the other parent or a court order.

☐ Other (specify):

04/26/2018

1 ///

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3 DATED: 9/28/17, 2017

4 By: 
5 CYNTHIA P. NAVA,
6 PETITIONER

7
8 DATED: 2/21, 2018

9 By:

10 
11 Judge of the Los Angeles
12 County Superior Court

13 Steven Cochran
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04/26/2018

GOVERNMENTAL AGENCY (Under Family Code, §§ 17400, 17406): ALEXANDRA BAUER, CHIEF ATTORNEY LOS ANGELES COUNTY CSSD - POMONA 3179 W TEMPLE AVE POMONA CA 91768-3289 TELEPHONE NO.: (866) 901-3212 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Under Family Code §§ 17400 & 17406	FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles APR 24 2017 SHERRI R. CARTER, OFFICER/CLERK <i>Mandy Fong</i> BY MANDY FONG, DEPUTY	
0370023090408 FAX NO. (Optional): (909) 859-2008 SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 600 S COMMONWEALTH AVE MAILING ADDRESS: 600 S COMMONWEALTH AVE CITY AND ZIP CODE: LOS ANGELES 90005-4001 BRANCH NAME: CENTRAL CIVIL WEST		
PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES RESPONDENT/DEFENDANT: ELI MENA JR OTHER PARENT: CYNTHIA PATRICIA NAVA		
STIPULATION AND ORDER		CASE NUMBER: BY0889988

1. This matter proceeded as follows:

- a. ☒ By written stipulation without court appearance.
- b. ☐ By court hearing, appearances as follows:
- | | | |
|--|---|-------------------|
| (1) Date: | Dept.: | Judicial officer: |
| (2) <input type="checkbox"/> Petitioner/plaintiff present | <input type="checkbox"/> Attorney present (name): | |
| (3) <input type="checkbox"/> Respondent/defendant present | <input type="checkbox"/> Attorney present (name): | |
| (4) <input type="checkbox"/> Other parent present | <input type="checkbox"/> Attorney present (name): | |
| (5) Local child support agency (Family Code, §§ 17400, 17406) by (name): | | |
| (6) <input type="checkbox"/> Other (specify): | | |

c. The parent ordered to pay support is the ☐ petitioner/plaintiff ☒ respondent/defendant ☐ other parent.

2. ☐ This order is based on the attached documents (specify):

3. The parties agree that:

- a. All orders previously made in this action remain in full force and effect except as specifically modified below.
- b. The amount of support payable by the parent ordered to pay support as calculated under the guideline is \$359.00 per month.

- ☒ We agree to guideline support.
- ☐ The guideline amount should be rebutted because of the following:

- (1) ☐ We have been fully informed of the guideline amount of support; we agree voluntarily to child support of \$ _____ per month; the agreement is in the best interest of the children; the needs of the children will be met adequately by the agreed amount; the children are not receiving public assistance; no application for public assistance is pending; and application of the guideline would be unjust and inappropriate in this case. We understand that if the order is below the guideline, no change of circumstances need be shown for the court to raise this order to the guideline amount. If the order is above the guideline, a change of circumstances will be required to modify this order.
- (2) ☐ Other rebutting factors (specify):

- c. ☒ The attached computer printout shows the parents' incomes and percentage of time each parent spends with the children. The printout, which shows the calculation of child support payable, will become the court's findings.

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



04/26/2018

PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES
 RESPONDENT/DEFENDANT: ELI MENA JR
 OTHER PARENT: CYNTHIA PATRICIA NAVA

CASE NUMBER
 BY0889988

Date: 4/5/17

CYNTHIA PATRICIA NAVA

(TYPE OR PRINT NAME)

Date:

(TYPE OR PRINT NAME)


 (SIGNATURE OF OTHER PARENT)


 (SIGNATURE OF ATTORNEY FOR OTHER PARENT)

ORDER

4. THE COURT SO ORDERS.

Date:

APR 24 2017

Number of pages attached: _____


 JUDICIAL OFFICER

☐ SIGNATURE FOLLOWS LAST ATTACHMENT

JOHN GREEN
 COMMISSIONER

DECLARATION OF PERSON PROVIDING INTERPRETATION/TRANSLATION: The party/parties indicated below is/are unable to read or understand this *Stipulation and Order* because

☐ (Insert name) _____'s primary language is (specify):

and he or she ☐ has ☐ has not read the form stipulation translated into this language.

I certify under penalty of perjury under the laws of the State of California that I am competent to interpret or translate in the primary language indicated above and that I have, to the best of my ability, read to, interpreted for, or translated for the above-named party the *Stipulation and Order* in the party's primary language. The above-named party said he or she understood the terms of this *Stipulation and Order* before signing it.

Date:

Date:

(TYPE OR PRINT NAME)

(TYPE OR PRINT NAME)

(SIGNATURE)

(SIGNATURE)

STIPULATION AND ORDER
 (Governmental)

04/26/2018

04/25/17

PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES	CASE NUMBER
RESPONDENT/DEFENDANT: ELI MENA JR	BY0889988
OTHER PARENT: CYNTHIA PATRICIA NAVA	

3. d. ☒ The parent ordered to pay support must pay current child support as follows:

<u>Name of child</u>	<u>Date of birth</u>	<u>Monthly support amount</u>
ELIJAH JACOB MENA	05/24/2004	127.00
ADRIEL JOSHUAH MENA	07/06/2005	232.00

- (1) ☒ Mandatory additional child support

(a) The parent ordered to pay support must pay additional monthly support for reasonable child-care costs, as follows:

☐ one-half or ☐ % or ☐ (specify amount): \$ per month of the costs.

Payments must be made to the ☐ other parent ☐ State Disbursement Unit ☐ child-care provider.

(b) The parent ordered to pay support must pay reasonable uninsured health-care costs for the children, as follows:

☒ one-half or ☐ % or ☐ (specify amount): \$ per month of the costs.

Payments must be made to the ☒ other parent ☐ State Disbursement Unit ☐ health-care provider.

- (2) ☐ Other (specify):

- (3) ☒ For a total of \$359.00 payable on the 1st day of each month beginning (date): 3/1/17

- (4) ☒ The low-income adjustment applies.
☐ The low-income adjustment does not apply because (specify reasons):

- (5) Any support ordered will continue until further order of court, unless terminated by operation of law.

- (6) As provided in Family Code section 4007.5, the obligation of the person ordered to pay support will be temporarily suspended for any period after the first 90 consecutive days in which the person ordered to pay support is incarcerated or involuntarily institutionalized, unless that person has the ability to pay support during that time or has committed certain crimes. Immediately after the person ordered to pay support is released from incarceration or involuntary institutionalization, the support order will restart in the same amount as it was before it was temporarily suspended.

- e. ☐ The parent ordered to pay support ☐ The parent receiving support must (1) provide and maintain health insurance coverage for the children if available at no or reasonable cost and keep the local child support agency informed of the availability of the coverage (the cost is presumed to be reasonable if it does not exceed 5% of gross income to add a child); (2) if health insurance is not available, provide coverage when it becomes available; (3) within 20 days of the local child support agency's request, complete and return a health insurance form; (4) provide to the local child support agency all information and forms necessary to obtain health-care services for the children; (5) present any claim to secure payment or reimbursement to the other parent or caretaker who incurs costs for health-care services for the children; and (6) assign any rights to reimbursement to the other parent or caretaker who incurs costs for health-care services for the children. The parent ordered to provide health insurance must seek continuation of coverage for the child after the child attains the age when the child is no longer considered eligible for coverage as a dependent under the insurance contract, if the child is incapable of self-sustaining employment because of a physically or mentally disabling injury, illness, or condition and is chiefly dependent upon the parent providing health insurance for support and maintenance.

04/26/2018

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PETITIONER/PLAINTIFF: COUNTY OF LOS ANGELES	CASE NUMBER
RESPONDENT/DEFENDANT: ELI MENA JR	BY0889988
OTHER PARENT: CYNTHIA PATRICIA NAVA	

3. f. ☒ The parent ordered to pay support owes support arrears as follows, as of (date): 4/5/17
- (1) ☒ Child support: \$880.15 ☐ Spousal support: \$ ☐ Family support: \$
- (2) ☐ Interest is not waived and is not waived.
- (3) ☒ Payable: \$10.00 on the 1st day of each month beginning (date): 5/1/17
- (4) ☒ Interest accrues on the entire principal balance owing and not on each installment as it becomes due.
- g. No provision of this judgment may operate to limit any right to collect the principal (total amount of unpaid support) or to charge and collect interest and penalties as allowed by law. All payments ordered are subject to modification.
- h. All payments, unless specified in item 3d(1) above, must be made to the State Disbursement Unit at the address listed below (specify address): CALIFORNIA STATE DISBURSEMENT UNIT
PO BOX 989067
WEST SACRAMENTO CA 95798-9067
- i. An *Income Withholding for Support* (form FL-195/OMB No. 0970-0154) will issue.
- j. In the event that there is a contract between a party receiving support and a private child support collector, the party ordered to pay support must pay the fee charged by the private child support collector. This fee must not exceed 33 1/3 percent of the total amount of past due support nor may it exceed 50 percent of any fee charged by the private child support collector. The money judgment created by this provision is in favor of the private child support collector and the party receiving support, jointly.
- k. If "The parent ordered to pay support" box is checked in item 3e, a health insurance coverage assignment must issue.
- l. The parents must notify the local child support agency in writing within 10 days of any change in residence or employment.
- m. The *Notice of Rights and Responsibilities (Health-Care Costs and Reimbursement Procedures)* and *Information Sheet on Changing a Child Support Order* (form FL-192) is attached.
- n. ☐ The following person (the "other parent") is added as a party to this action (name):
- o. ☒ Other (specify):
Both parents are equally responsible for all uninsured health care expenses for the minor child and can collect reimbursement per Family Code section 4063.
Child Support is extended pursuant to Family Code section 3901.
The arrears amount (approximately 858.66 principal + 21.49 interest) is without prejudice and has not been judicially determined.
Obligor's California driver license is released on the condition that he remain current with all orders.

Date: 4/5/17

L. RUBESHAU

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR LOCAL CHILD SUPPORT AGENCY)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF PETITIONER)

Date:

(TYPE OR PRINT NAME)

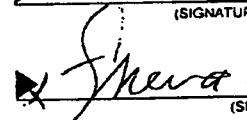


(SIGNATURE OF ATTORNEY FOR PETITIONER)

Date: 4/5/17

ELI MENA JR

(TYPE OR PRINT NAME)



(SIGNATURE OF RESPONDENT)

Date:

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY FOR RESPONDENT)

04/26/2018

017

Court Case Number: BY0889988
Petitioner Name: COUNTY OF LOS ANGELES
Respondent Name: ELI MENA JR
Other Parent Name: CYNTHIA PATRICIA NAVA

Child Support Worksheet Summary						NCP	Other Parent	
Monthly Support Totals								
Monthly Child Support Amount						359.00	0.00	
Basic Child Support Amount						359.00 to 371.00	0.00	
Child Support Add-Ons Amount						0.00	0.00	
Child Care						0.00	0.00	
Visits/Travel Expenses						0.00	0.00	
School Expenses						0.00	0.00	
Uninsured Health Expenses						0.00	0.00	
Total Arrears Support Amount						0.00	0.00	
Temporary Spousal Support Amount (N/A)						0.00	0.00	
Monthly Tax/Income Information (Tax Year: 2017)								
Monthly Net Disposable Income						1555.00	3435.00	
Monthly Taxable & Non-Taxable Gross Income						1893.00	3405.00	
Monthly Taxable Gross Income						1893.00	3292.00	
Monthly Non-Taxable Gross Income						0.00	0.00	
Federal Adjusted Gross Income						1893.00	3292.00	
Federal Taxable Income						1035.00	1188.00	
Net Income After Support						1196.00	3794.00	
Federal Tax Filing Status						SINGLE	HEAD OF HOUSEHOLD	
Number of Tax Exemptions (Federal)						1	4	
State Tax Filing Status						SAME AS FEDERAL	SAME AS FEDERAL	
Number of Tax Exemptions (State)						1	4	
Federal Tax Liabilities						117.00	-247.00	
State Tax Liabilities						11.00	0.00	
FICA (Social Security and/or Medicare)						145.00	49.00	
Self-Employment Tax						0.00	0.00	
CASDI						17.00	31.00	
TANF/CatWORKS						NO	NO	
Other Monthly Deduction Totals								
Child Support Paid (Other Relationships)						0.00	0.00	
Required Union Dues						0.00	24.00	
Mandatory Retirement						0.00	113.00	
Job Related Expenses & Spousal Support Other Relationship						10.00	0.00	
Health Insurance Premium						39.00	0.00	
Hardship Deduction Amount						0.00	0.00	
Hardship Deduction Children						0.0	0.0	
Extraordinary Health Expenses						0.00	0.00	
Uninsured Catastrophic Losses						0.00	0.00	
Monthly Support Amounts Per Child								
Child Name	Date of Birth	% Time with NCP	NCP Add-Ons	NCP Support	NCP Total	OP Add-Ons	OP Support	OP Total
ELIJAH	2004-05-24	15.0 %	0.00	127.00	127.00	0.00	0.00	0.00
ADRIEL	2005-07-06	15.0 %	0.00	232.00	232.00	0.00	0.00	0.00
		%						
		%						
		%						
		%						
		%						
		%						
		%						
Average % Time with NCP:		15.0 %	0.00	359.00	359.00	0.00	0.00	0.00
Guideline Findings: ELI MENA, JR is required to pay CYNTHIA PATRICIA NAVA \$359.00 in CURRENT SUPPORT								
Total Child Support Arrears Per Child								
Child Name	Prior Period	NCP Add-Ons	NCP Support	NCP Total	OP Add-Ons	OP Support	OP Total	
ELIJAH	Not Applicable	0.00	0.00	0.00	0.00	0.00	0.00	
ADRIEL	Not Applicable	0.00	0.00	0.00	0.00	0.00	0.00	
		0.00	0.00	0.00	0.00	0.00	0.00	

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04/25/2010

Court Case Number: BY0889988
 Petitioner Name: COUNTY OF LOS ANGELES
 Respondent Name: ELI MENA JR
 Other Parent Name: CYNTHIA PATRICIA NAVA

Guideline Calculation Results Detail	NCP	Other Parent
Tax Setting Information		
Federal Tax Settings		
Include Self-Employment Taxes	YES	YES
Include FICA (Social Security and Medicare)	YES	NO
Include Medicare	YES	YES
Earned Income Credit	YES	YES
Number of Children for Child Care Credits	0	3
Number of Children for Earned Income Credits	0	3
Number of Children for Child Tax Credits	0	3
Parent is Blind	NO	NO
Parent is 65 or Older	NO	NO
New Spouse is Blind	NO	NO
New Spouse is 65 or Older	NO	NO
Married Filing Separately, Lived with Spouse Part of the Year	YES	YES
State Tax Settings		
Include California State Income Taxes	YES	YES
California State Disability Insurance	YES	YES
Dependency Credit for Dependent Parent(s)	NO	NO
Joint Custody Head of Household Credit	NO	NO
California Renter's Credit	YES	YES
California Earned Income Tax Credit	YES	YES
Number of Children for Child Tax Credits	0	3
Include Other State Income Taxes	NO	NO
Other State Tax Rate		
Other State Tax Amount		
Deduction type when NCP and Other Parent are Married Filing Separately		
Monthly Income Information		
	NCP	Other Parent
Wages/Salary	1893.00	3405.00
NCP: Based on earned income: \$1893.00 MONTHLY		
Other Parent: Based on earned income: \$3405.00 MONTHLY		
	0.00	0.00
Self-Employment Income	0.00	0.00
Unemployment Compensation	0.00	0.00
Disability (Taxable)	0.00	0.00
Imputed Income	NONE	NONE
Total Other Taxable Income	0.00	0.00
Social Security Income (Taxable)	0.00	0.00
Other Income (Retirement, Annuity, SS Other Rel, Operating Losses, etc)	0.00	0.00
Short-Term Capital Gains	0.00	0.00
Long-Term Capital Gains	0.00	0.00
Line 4e from IRS Form 4952	0.00	0.00
Unrecaptured Section 1250 Gains	0.00	0.00
Nonqualified Dividends	0.00	0.00
Qualified Dividends	0.00	0.00
Interest Received	0.00	0.00
Royalties	0.00	0.00
Rental Income	0.00	0.00
Other Taxable Income Adjustments	0.00	0.00
Total Other Non-Taxable Income	0.00	0.00
Other Non-Taxable Income	0.00	0.00
Social Security Income (Non-Taxable)	0.00	0.00
Tax Exempt Interest	0.00	0.00
Disability	0.00	0.00
Worker's Compensation	0.00	0.00
Public Assistance and Child Support Received	0.00	0.00
Public Assistance	0.00	0.00
Child Support Received	0.00	0.00
New Spouse Income & Deductions	0.00	0.00
Wages/Salary	0.00	0.00
Self-Employment Income	0.00	0.00
Social Security Income (Taxable)	0.00	0.00
Social Security Income (Non-Taxable)	0.00	0.00
Other Taxable Income	0.00	0.00
Spousal Support Paid Other Marriage	0.00	0.00
Retirement Contribution if Adjustments to Income	0.00	0.00
Required Union Dues	0.00	0.00
Necessary Job-Related Expenses	0.00	0.00

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04/26/2018

Court Case Number: BY0889988
 Petitioner Name: COUNTY OF LOS ANGELES
 Respondent Name: ELI MENA JR
 Other Parent Name: CYNTHIA PATRICIA NAVA

Guideline Calculation Results Detail	NCP	Other Parent
Monthly Deduction Information		
Child Support Paid (Other Relationships)	0.00	0.00
Spousal Support Paid (This Relationship)	0.00	0.00
Property Tax	0.00	0.00
Mortgage Interest	0.00	0.00
Other Itemized Deductions	0.00	0.00
Other Medical Expenses	0.00	0.00
Deductable Interest Expenses	0.00	0.00
Contribution Deduction	0.00	0.00
Miscellaneous Itemized	0.00	0.00
Required Union Dues	0.00	24.00
Total Health Insurance Premium	39.00	0.00
Health Insurance (Pre-Tax)	0.00	0.00
Health Insurance (Post-Tax)	39.00	0.00
Wage Deduction (Pre-Tax)	0.00	0.00
Wage Deduction (Post-Tax)	0.00	0.00
Retirement Contributions	0.00	113.00
Mandatory Retirement (Tax-Deferred)	0.00	113.00
Mandatory Retirement (Non-Tax-Deferred)	0.00	0.00
Voluntary Retirement (Tax-Deferred)	0.00	0.00
Other Guideline Deductions	10.00	0.00
Spousal/Other Partner Support Paid Other Relationship	0.00	0.00
Necessary Job-Related Expenses	10.00	0.00
State Adjustments		
State Adjustments to Income	0.00	0.00
State Adjustments to Itemized Deductions	0.00	0.00
Monthly Hardship Deduction	0.00	0.00
Hardship Deduction Amount	0.0	0.0
Hardship Deduction Children		
Hardship Deduction Expenses		
Extraordinary Health Expenses	0.00	0.00
Uninsured Catastrophic Losses	0.00	0.00
Other Tax Deductions	0.00	0.00
Adjustments to Income	0.00	0.00
Other Discretionary Deductions	0.00	0.00
Alternative Minimum Tax Information	0.00	0.00
Certain Interest on Home Mortgage	0.00	0.00
Investment Interest	0.00	0.00
Post-1986 Depreciation	0.00	0.00
Adjusted Gain or Loss	0.00	0.00
Incentive Stock Options	0.00	0.00
Passive Activities	0.00	0.00
Estates and Trusts, Schedule K-1	0.00	0.00
Tax Exempt Interest From Private Activity Bond	0.00	0.00
Other Preferences	0.00	0.00
Alternative Minimum Tax Operating Loss Deduction	0.00	0.00

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04/26/2018

04/26/2017

NOTICE OF RIGHTS AND RESPONSIBILITIES

Health-Care Costs and Reimbursement Procedures

IF YOU HAVE A CHILD SUPPORT ORDER THAT INCLUDES A PROVISION FOR THE REIMBURSEMENT OF A PORTION OF THE CHILD'S OR CHILDREN'S HEALTH-CARE COSTS AND THOSE COSTS ARE NOT PAID BY INSURANCE, THE LAW SAYS:

1. Notice. You must give the other parent an itemized statement of the charges that have been billed for any health-care costs not paid by insurance. You must give this statement to the other parent within a reasonable time, but no more than 30 days after those costs were given to you.

2. Proof of full payment. If you have already paid all of the uninsured costs, you must (1) give the other parent proof that you paid them and (2) ask for reimbursement for the other parent's court-ordered share of those costs.

3. Proof of partial payment. If you have paid only your share of the uninsured costs, you must (1) give the other parent proof that you paid your share, (2) ask that the other parent pay his or her share of the costs directly to the health-care provider, and (3) give the other parent the information necessary for that parent to be able to pay the bill.

4. Payment by notified parent. If you receive notice from a parent that an uninsured health-care cost has been incurred, you must pay your share of that cost within the time the court orders; or if the court has not specified a period of time, you must make payment (1) within 30 days from the time you were given notice of the amount due, (2) according to any payment schedule set by the health-care provider, (3) according to a schedule agreed to in writing by you and the other parent, or (4) according to a schedule adopted by the court.

5. Disputed charges. If you dispute a charge, you may file a motion in court to resolve the dispute, but only if you pay that charge before filing your motion. If you claim that the other party has failed to reimburse you for a payment, or the other party has failed to make a payment to the provider after proper notice has been given, you may file a motion in court to resolve the dispute. The court will presume that if uninsured costs have been paid, those costs were reasonable. The court may award attorney fees and costs against a party who has been unreasonable.

6. Court-ordered insurance coverage. If a parent provides health-care insurance as ordered by the court, that insurance must be used at all times to the extent that it is available for health-care costs.

a. Burden to prove. The party claiming that the coverage is inadequate to meet the child's needs has the burden of proving that to the court.

b. Cost of additional coverage. If a parent purchases health-care insurance in addition to that ordered by the court, that parent must pay all the costs of the additional coverage. In addition, if a parent uses alternative coverage that costs more than the coverage provided by court order, that parent must pay the difference.

7. Preferred health providers. If the court-ordered coverage designates a preferred health-care provider, that provider must be used at all times consistent with the terms of the health insurance policy. When any party uses a health-care provider other than the preferred provider, any health-care costs that would have been paid by the preferred health provider if that provider had been used must be the sole responsibility of the party incurring those costs.

04/26/2018

INFORMATION SHEET ON CHANGING A CHILD SUPPORT-ORDER

General Information

The court has just made a child support order in your case. This order will remain the same unless a party to the action requests that the support be changed (modified). An order for child support can be modified only by filing a motion to change child support and serving each party involved in your case. If both parents and the local child support agency (if it is involved) agree on a new child support amount, you can complete, have all parties sign, and file with the court a *Stipulation to Establish or Modify Child Support and Order* (form FL-350) or *Stipulation and Order (Governmental)* (form FL-625).

When a Child Support Order May Be Modified

The court takes several things into account when ordering the payment of child support. First, the number of children is considered. Next, the net incomes of both parents are determined, along with the percentage of time each parent has physical custody of the children. The court considers both parties' tax filing status and may consider hardships, such as a child of another relationship. An existing order for child support may be modified when the net income of one of the parents changes significantly, the parenting schedule changes significantly, or a new child is born.

Examples

- You have been ordered to pay \$500 per month in child support. You lose your job. You will continue to owe \$500 per month, plus 10 percent interest on any unpaid support, unless you file a motion to modify your child support to a lower amount and the court orders a reduction.
- You are currently receiving \$300 per month in child support from the other parent, whose net income has just increased substantially. You will continue to receive \$300 per month unless you file a motion to modify your child support to a higher amount and the court orders an increase.
- You are paying child support based upon having physical custody of your children 30 percent of the time. After several months it turns out that you actually have physical custody of the children 50 percent of the time. You may file a motion to modify child support to a lower amount.

How to Change a Child Support Order

To change a child support order, you must file papers with the court. *Remember:* You must follow the order you have now.

What forms do I need?

If you are asking to change a child support order open with the local child support agency, you must fill out one of these forms:

- FL-680, *Notice of Motion (Governmental)* or FL-683 *Order to Show Cause (Governmental)* and
- FL-684, *Request for Order and Supporting Declaration (Governmental)*

If you are asking to change a child support order that is not open with the local child support agency, you must fill out one of these forms:

- FL-300, *Request for Order* or
- FL-390, *Notice of Motion and Motion for Simplified Modification of Order for Child, Spousal, or Family Support*

You must also fill out one of these forms:

- FL-150, *Income and Expense Declaration* or FL-155, *Financial Statement (Simplified)*

What if I am not sure which forms to fill out?

Talk to the family law facilitator at your court.

After you fill out the forms, file them with the court clerk and ask for a hearing date. Write the hearing date on the form. The clerk will ask you to pay a filing fee. If you cannot afford the fee, fill out these forms, too:

- Form FW-001, *Request to Waive Court Fees*
- Form FW-003, *Order on Court Fee Waiver (Superior Court)*

You must serve the other parent. If the local child support agency is involved, serve it too.

This means someone 18 or over — not you — must serve the other parent copies of your filed court forms at least **16 court days** before the hearing. Add **5 calendar days** if you serve by mail within California (see Code of Civil Procedure section 1005 for other situations). **Court days** are weekdays when the court is open for business (Monday through Friday except court holidays). **Calendar days** include all days of the month, including weekends and holidays. To find court holidays, go to www.courts.ca.gov/holidays.htm.

The server must also serve blank copies of these forms:

- FL-320, *Responsive Declaration to Request for Order* and FL-150, *Income and Expense Declaration*, or
- FL-155, *Financial Statement (Simplified)*

Then the server fills out and signs a *Proof of Service* (form FL-330 or FL-335). Take this form to the clerk and file it.

Go to your hearing and ask the judge to change the support. Bring your tax returns from the last two years and your last two months' pay stubs. The judge will look at your information, listen to both parents, and make an order. After the hearing, fill out:

- FL-340, *Findings and Order After Hearing* and
- FL-342, *Child Support Information and Order Attachment*

Need help?

Contact the family law facilitator in your county or call your county's bar association and ask for an experienced family lawyer.

04/26/2018

**Aviso de derechos y responsabilidades
Costos de cuidado de la salud y procedimientos de reembolso**

Si tiene una orden de manutención de los hijos que disponga el reembolso de una parte de los costos de la atención de la salud del menor (o menores) y dichos costos no son pagados por el seguro, la ley dice lo siguiente:

1. **Aviso.** Tiene que darle al otro padre una factura detallada de los cargos cobrados por los servicios de salud que no fueron pagados por el seguro. Le tiene que dar esa factura al otro padre dentro de un periodo de tiempo razonable, y no más tarde de 30 días después de haber recibido dichos costos.

2. **Comprobante de pago total.** Si ya pagó todos los costos de atención de la salud no cubiertos por el seguro, tiene que: (1) darle al otro padre un comprobante de haberlos pagado y (2) pedirle que le reembolse la porción que le corresponde conforme a la orden de la corte.

3. **Comprobante de pago parcial.** Si solo pagó la porción que le corresponde de los costos no cubiertos por el seguro, debe: (1) darle al otro padre un comprobante indicando que ya pagó dicha porción; (2) pedirle al otro padre que pague directamente al proveedor de servicios de salud la parte de los costos que le corresponde, y (3) darle al otro padre la información necesaria para que pague la factura.

4. **Pago por parte del padre notificado.** Si usted recibe una notificación del otro padre indicando que se ha incurrido un costo no cubierto por el seguro de salud, deberá pagar la porción que le corresponde a usted dentro del plazo ordenado por la corte, o si la corte no especifica un plazo, deberá pagar dichos costos ya sea (1) a más tardar en 30 días desde la fecha en que recibió la notificación sobre el monto a pagar, (2) según el programa de pagos fijado por el proveedor de servicios de salud, (3) según un programa de pagos acordado por escrito entre usted y el otro padre, o (4) según el programa de pagos adoptado por la corte.

5. **Cargos disputados.** Si disputa un costo, puede presentar a la corte una petición para resolver la disputa. Solo podrá hacer esto si paga el costo antes de presentar la petición. Si su reclamo consiste en que la otra parte no le ha reembolsado un pago que efectuó, o que no le ha pagado al proveedor de servicios de salud después de la notificación apropiada, puede presentar una petición ante la corte para resolver la disputa. La corte supondrá que si los costos ya se han pagado, dichos costos han sido razonables. Si una persona se comporta de una manera que no sea razonable, la corte puede ordenarle que pague los honorarios de abogado.

6. **Cobertura de seguro por orden de la corte.** Si un padre paga por el seguro de salud por orden de la corte, ese seguro se usará todo el tiempo, siempre que esté disponible para cubrir los costos de servicios de salud.

a. **Carga de la prueba.** La parte que alega que la cobertura es inadecuada para cumplir con las necesidades del menor tiene la carga de probarlo en la corte.

b. **Costo de cobertura adicional.** Si uno de los padres compra un seguro de salud adicional al que haya sido ordenado por la corte, ese padre deberá pagar todos los costos de la cobertura adicional. Además, si uno de los padres usa una cobertura alternativa que cuesta más que la cobertura ordenada por la corte, dicho padre tendrá que pagar la diferencia.

7. **Proveedores de salud preferidos.** Si la orden de la corte especifica un proveedor de salud preferido, dicho proveedor se tiene que usar siempre, conforme a los términos de la póliza del seguro de salud. Si una parte usa un proveedor que no sea el preferido, los costos de servicios de salud que podrían haber sido cubiertos por el proveedor preferido si se hubiera usado serán la responsabilidad de la parte que haya incurrido dichos costos.

04/26/2018

Hoja informativa sobre cómo cambiar una orden de manutención de los hijos

Información general

La corte acaba de dictar una orden de manutención de los hijos en su caso. Esta orden permanecerá igual a menos que una de las partes del caso pida que se cambie (modifique). Una orden de manutención de los hijos solo se puede modificar si se presenta una petición para cambiar la manutención de los hijos y si se hace la entrega legal a todas las partes del caso. Si ambos padres y la agencia local de manutención de los hijos, si corresponde, están de acuerdo sobre un nuevo monto, puede llenar y hacer que cada parte firme una *Estipulación para establecer o modificar una orden de manutención de los hijos y Orden* (formulario FL-350) o una *Estipulación y Orden (Gubernamental)* (formulario FL-625).

Cuándo se puede modificar una orden de manutención de los hijos

La corte toma en consideración varios factores al dictar una orden de manutención de los hijos. Primero, se considera el número de hijos. Luego, se determinan los ingresos de ambos padres, así como el porcentaje del tiempo que cada padre tiene la custodia física de los hijos. La corte considera el estado tributario de ambas partes y puede tener en cuenta factores de dificultad económica, como por ejemplo un hijo de otra relación. Se puede modificar la orden de manutención de los hijos actual si hay un cambio considerable en los ingresos netos de uno de los padres, un cambio considerable en el tiempo que los menores pasan con cada uno de los padres, o si nace un nuevo hijo.

Ejemplos:

- Si le ordenaron pagar \$500 mensuales de manutención de los hijos y luego pierde su empleo, continuará debiendo \$500 mensuales. Además deberá pagar el 10% de interés sobre la manutención impaga a menos que presente una petición pidiendo que se modifique y se reduzca la suma de manutención y que la corte ordene dicha reducción.
- Si está recibiendo \$300 mensuales por manutención de los hijos provenientes del otro padre y los ingresos de ese padre aumentan considerablemente, usted continuará recibiendo \$300 mensuales, a menos que presente una petición para modificar la orden y que la corte ordene el aumento de la suma de manutención de los hijos.
- Si paga manutención de los hijos basándose en que tiene la custodia física de sus hijos un 30% del tiempo, y después de varios meses resulta que en efecto pasa el 50% del tiempo a cargo de la custodia física de sus hijos, podrá presentar una petición pidiendo que se reduzca la suma de manutención.

Cómo modificar una orden de manutención de los hijos

Para modificar una orden de manutención de los hijos, debe presentar documentos ante la corte. *Recuerde:* tiene que obedecer la orden en existencia.

¿Qué formularios necesito?

Si está pidiendo que la corte modifique una orden de manutención de los hijos para un caso abierto por la agencia local de manutención de los hijos, tiene que llenar uno de estos formularios:

- FL-680, *Aviso de petición (Gubernamental)* o FL-683 *Orden de presentar motivos justificativos (Gubernamental)* y
- FL-684, *Solicitud de orden y Declaración de respaldo (Gubernamental)*

Si está pidiendo que la corte modifique una orden de manutención para un caso no abierto por la agencia local de manutención de los hijos, tiene que llenar uno de estos formularios:

- FL-300, *Aviso de petición* o
- FL-390, *Aviso de petición y Petición de modificación simplificada de orden de manutención de los hijos, del cónyuge o familiar*

También tiene que llenar uno de estos formularios:

- FL-150, *Declaración sobre ingresos y gastos* o FL-155, *Declaración financiera (Simplificada)*

¿Qué hago si no sé qué formulario llenar? Hable con el Asistente de derecho familiar de su corte.

Después de llenar los formularios, preséntelos en la corte y pida una fecha de audiencia. Ponga la fecha de su audiencia en su formulario. El secretario le pedirá que pague la cuota de presentación. Si no puede pagar la cuota, llene también estos formularios:

- Formulario FW-001, *Solicitud de exención de cuotas de la corte*
- Formulario FW-003, *Orden sobre exención de cuotas de la corte (Corte superior)*

Tiene que hacer la entrega legal al otro padre. Si la agencia local de manutención de los hijos participa en el caso, entregue también los documentos a esa agencia. Esto significa que una persona de al menos 18 años de edad - no usted - debe entregar copias de los formularios de la corte presentados por lo menos 16 días judiciales antes de la audiencia. Agregue 5 días de calendario si la entrega se hace por correo dentro de California (vea el Código de Procedimientos Civiles, sección 1005 para otras situaciones). Los días judiciales son los días en que atiende la corte (lunes a viernes, excepto los días feriados). Los días de calendario son todos los días de la semana, incluyendo los fines de semana y los días feriados. Para saber cuáles son los días feriados de la corte, visite: www.courts.ca.gov/holidays.htm.

La persona que hace la entrega legal también tiene que entregar copias de estos formularios en blanco:

- FL-320, *Declaración de respuesta a la solicitud de orden* y FL-150 *Declaración sobre ingresos y gastos*, o
- FL-155, *Declaración financiera (Simplificada)*

Vaya a su audiencia y pida al juez que modifique la manutención. Lleve consigo sus formularios más recientes de declaración de impuestos de los últimos dos años y sus talones de pago de los últimos dos meses. El juez examinará su información, escuchará a ambos padres y dictará una orden. Después de la audiencia, llene:

- FL-340, *Determinaciones y Orden después de la audiencia* y
- FL-342, *Adjunto: Orden e información de manutención de los hijos*

¿Necesita ayuda? Hable con el Asistente de derecho familiar de su condado o llame al colegio de abogados de su condado y pida un abogado con experiencia en derecho familiar.