

PETITIONER: RESPONDENT: OTHER PARTY:	CASE NUMBER:
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DECLARATION IN SUPPORT OF MOTION TO CANCEL (SET ASIDE) JUDGMENT OF PARENTAGE

(Attach a copy of this declaration for each child for whom relief is requested.)

1. The orders requested are for the following child. The legal name, home address, date of birth, and county of residence are (specify if known, write "unknown" if unknown):

 - Child's name:
 - Address:
 - County of residence:
 - Date of birth:

2. The name, mailing address, and county of residence, or, if deceased, the date and place of death, of the following persons are (if unknown, write "unknown"):

 - Previously Established Father**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Previously Established Mother**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Genetic Father**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Genetic Mother**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Guardian of the child**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Person with primary physical custody of the child**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Guardian ad litem of the child**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:
 - Other (specify):**

Name:
Address:
County of residence:
 Deceased Date of death:
 Same as above
 Place of death:

3. In support of this request, I declare:

 - I believe the previously established parent is not the genetic parent of the child. The specific reasons for this belief are (specify):

included in the attached page(s).

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3. b. There is is not another judgment of parentage in a different case for the same previously established parent and child. The other court case is (*specify case number, state, and county of court*):

A copy of the other judgment is is not attached. (*If not attached, explain why.*)

- c. Other (*specify*):

COMPLETE THIS SECTION ONLY IF THERE IS A VOLUNTARY DECLARATION OF PARENTAGE OR PATERNITY

4. The previously established parent has signed a voluntary declaration of parentage or paternity for the child involved.

a. A copy of the voluntary declaration is is not attached. (*If not attached, explain why not.*)

b. A court order was entered based on the voluntary declaration of parentage or paternity on (date): , in case number (*specify*):

c. The voluntary declaration of parentage or paternity should be canceled (set aside) because of (*check all that apply*):

- (1) Fraud (I was kept in ignorance of the true facts by another person.)
- (2) Duress (I was threatened or mentally coerced into signing the declaration.)
- (3) Material mistake of fact (I thought the facts were different from what they really are.)

The following reasons apply only to voluntary declarations filed before January 1, 2020 or if you did not sign the declaration.

- (4) My mistake, inadvertence, surprise, or excusable neglect

(5) Other (*specify*):

d. The voluntary declaration of parentage or paternity is void (invalid) because (*specify*):

e. Explain the facts that support your request:

Contained in the attached declaration.

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

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY MAKING REQUEST)