

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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EARNING CAPACITY FACTORS ATTACHMENT

Attachment to:

- | | |
|---|--|
| <input type="checkbox"/> Child Support Information and Order Attachment
(form FL-342) | <input type="checkbox"/> Summons and Complaint or Supplemental Complaint Regarding Parental Obligations (form FL-600) |
| <input type="checkbox"/> Request for Order (form FL-300) | <input type="checkbox"/> Declaration for Amended Proposed Judgment (form FL-616) |
| <input type="checkbox"/> Judgment Regarding Parental Obligations (form FL-630) | <input type="checkbox"/> Other (specify): |
| <input type="checkbox"/> Notice of Motion (form FL-680) | |

This form is intended to be used for considering the earning capacity of one party. Attach a separate form FL-302 for each party whose earning capacity needs to be considered.

1. Earning capacity factors for (enter name of party): **under Family Code section 4058(b).**

a. **Attachment to judgment or court order (to be completed by court only).**

The court determines that petitioner respondent other parent/party has the capacity to earn \$ _____ per month. This determination is in the best interests of the children, taking into consideration their overall welfare and developmental needs, and the time that parent spends with the children. The factors the court considered are listed below in item 2.

b. **Attachment to request (to be completed by party).**

Petitioner Respondent Other parent/party request the court determine that the petitioner respondent other parent/party has the capacity to earn \$ _____ per month.

This request is in the best interests of the children, taking into consideration their overall welfare and developmental needs, and the time that parent spends with the children. The factors that the court is being asked to consider are listed below in item 2.

(If this form is attached to a request or declaration that is made under penalty of perjury, all statements in this attachment are made under penalty of perjury.)

2. Specific circumstances.

The specific circumstances of the parent that demonstrate why the parent has the capacity to earn the amount listed in item 1 are (specify all that apply):

a. The parent's assets (describe):

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2. b. The parent's residence (*describe*):

c. The parent's employment and earnings history (*describe*):

d. The parent's job skills (*describe*):

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2. e. The parent's education (*check all that apply*):

- (1) Parent completed high school or the equivalent.
- (2) Parent attended college.
 - (a) Number of years of college completed (*specify*):
 - (b) Degree obtained, if any (*specify*):
- (3) Parent attended graduate school.
 - (a) Number of years of college completed (*specify*):
 - (b) Degree obtained, if any (*specify*):
- (4) Parent has a professional or occupational license (*specify*):
- (5) Parent has vocational training (*specify*):
- (6) Other (*describe*):

f. The parent's ability to read and write (*check all that apply*):

- (1) Parent is unable to read write.
- (2) Parent is able to read write in English.
- (3) Parent is able to read write in another language (*specify*):
- (4) Other (*describe*):

g. The parent's age (*describe*):

h. The parent's health (*describe*):

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2. i. The parent's employment barriers due to incarceration (*describe*):

j. The parent's other employment barriers (*describe*):

k. The parent's record of seeking work (*describe*):

l. The local job market (*describe*):

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2. m. The availability of employers willing to hire the parent (*describe*):

n. The average earnings in the local community (*describe*):

o. Other relevant background factors affecting the parent's ability to earn (*describe*):