

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number, Address)  TELEPHONE NO: _____ FAX NO.(Optional): _____ MOBILE NO: _____ E-MAIL ADDRESS: _____ ATTORNEY FOR (Name): _____	Reserved for Clerk's Office Stamp
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN MATEO  <input type="checkbox"/> Southern Division, 400 County Center, Redwood City, CA 94063 <input type="checkbox"/> Northern Division, 1050 Mission Road, South San Francisco, CA 94080	
<b>PETITIONER:</b>  <b>RESPONDENT:</b>	
<b>DECLARATION RE: NOTICE OF EX PARTE APPLICATION FOR ORDERS</b>	<b>CASE NUMBER:</b>

I, the undersigned declare:

1. I am in this case the (choose one):
 

A. <input type="checkbox"/> attorney for Petitioner	A. <input type="checkbox"/> attorney for respondent	A. <input type="checkbox"/> attorney for child(ren)
B. <input type="checkbox"/> self-represented Petitioner	B. <input type="checkbox"/> self-represented Respondent	
C. <input type="checkbox"/> other (explain): _____		
  
2. The opposing party is represented by an attorney:  Yes  No  
 The minor child(ren) is/are represented by an attorney:  Yes  No  
 [If you checked "Yes", fill in the attorney's name, address, and telephone number. If you checked "No", fill in the other party's name, address and telephone number.]  
 Party/Attorney Name: \_\_\_\_\_  
 Address and Telephone number: \_\_\_\_\_  
  
 Child(ren)'s attorney name: \_\_\_\_\_  
 Address and Telephone number: \_\_\_\_\_
  
3. **NOTICE TO OPPOSING PARTY REQUIREMENT**
  - A. **I gave reasonable notice of my Ex Parte Application for Orders (see CRC 5.151) to the opposing party and/or their attorney of record on Date: \_\_\_\_\_ Time: \_\_\_\_\_ in the following manner:**

<input type="checkbox"/> Personal delivery	<input type="checkbox"/> Fax (by prior agreement)	<input type="checkbox"/> In person	<input type="checkbox"/> By telephone
Other: _____			
  
  - B.  **I served copies of the Ex Parte Application and supporting papers to the opposing party and/or their attorney of record on Date: \_\_\_\_\_ Time: \_\_\_\_\_ in the following manner:**

<input type="checkbox"/> Personal delivery	<input type="checkbox"/> Fax (by prior agreement)	<input type="checkbox"/> In person	<input type="checkbox"/> By telephone
Other: _____			

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CASE NAME:	CASE NUMBER:
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C.  I have been informed that the opposing party has received my Application and supporting papers and will be opposing my request for Ex Parte Orders. (describe):

D. I HAVE NOT given notice of the ex parte request for orders because (Check all that apply. You must explain below):

- This is an application for Domestic Violence Prevention Act (DVPA) restraining orders.
- Great or irreparable injury will result to me before the matter can be heard on notice (explain below).
- A good faith effort was made to notify the opposing party but notice was unable to be given (explain below).

- The other party agrees to the orders requested.
- No significant direct burden or inconvenience to the adverse party will be likely to result from the orders sought herein(explain below.)
- I fear for my physical safety (and that of my children, if applicable).
- Other:

**Explanation:**

E.  A hearing between the parties is already set on \_\_\_\_\_, 20\_\_ at \_\_\_\_\_AM PM and I am asking that this motion be heard at the same time.

4. There are the following (temporary) (permanent) orders currently in effect (list orders and dates issued):

5. The parties  have  have not been to Family Court Services for mediation. If yes, mediation was held on \_\_\_\_\_, 20\_\_ , and the mediator was \_\_\_\_\_. The recommendation of the mediator was:

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

Date: \_\_\_\_\_

\_\_\_\_\_  
[Type or Print Name]

\_\_\_\_\_  
[Signature]

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