INSTRUCTIONS FOR STATEMENTS OF ISSUES

The following is required before your settlement conference and trial dates:

1. Complete all sections of the Statement of Issues that apply to you.

2. Insert your Settlement Conference and Trial dates on the first page of the form.

3. Attach any additional sheets you used to answer the questions on the form.

4. Make three (3) copies of the statement and any attachments.

5. Have another adult serve one copy on the other party by mail.

6. Ask the person serving the other party to complete a Proof of Service by Mail (one may be attached to the end of your Statement of Issues).

7. File the original and the remaining two (2) copies of the Statement of Issues (with Proof of Service completed and attached) in the clerks office.

8. **Deadline**: Where a matter is set for contested trial, either short or long cause, both parties shall file with the Court and serve a "Statement of Issues, Contentions and Proposed Disposition of the Case" **at least 20 days prior to the trial date, and if there is a settlement conference, at least five (5) court days before the settlement conference.** (Pursuant to Local Rule 13.03 and 13.15(f) www.amadorcourt.org)If both parties fail to timely file a Statement the matter shall not be permitted to proceed to trial; however, a court assisted settlement conference shall remain available. Failure by one party to file a Statement pursuant to this rule will allow the complying party to continue or drop the trial date and may result in the imposition of sanctions. The imposition of sanctions pursuant to this rule shall be heard upon noticed motion.

9 **Note**: If you are obtaining a divorce or legal separation, be sure to also complete your financial disclosures and file your form entitled “Declaration Regarding Service of Declaration of Disclosure and Income & Expense Declaration” by the same deadline.

Note: If there is not enough space provided in any question for all the information you want to present, use additional sheets and attach them to this completed form.

Name:
Address:

Telephone: ( )
E-mail address:

In Pro Per

THE SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF AMADOR

In Re Matter/Marriage of:	)	Case No.
	)	
	)	☐ **PETITIONER'S**
Petitioner:	)	☐ **RESPONDENT'S**
	)	**STATEMENT OF ISSUES**
and	)	
	)	Settlement Conference
Respondent:	)	Date: _____
	)	
	)	Trial or Long Cause
_____	)	Date: _____

PRELIMINARY INFORMATION

1.) Petitioner:

Name _____

D.O.B. _____

Present Employer _____

Employer's Address _____

Gross Monthly Income $_____

2.) Respondent:

Name _____

D.O.B. _____

Present Employer _____

Employer's Address _____

Gross Monthly Income $_____

3.) Date of Marriage _____

Date of Separation _____

Length of Marriage _____

4.) When was the Respondent served with the Summons and Petition?

_____
(Date)

5.) Issues to be considered by the Court (check those that apply):

[ ] Dissolution of the Marriage

[ ] Child Custody

[ ] Child Support

[ ] Spousal Support

[ ] Property Division and Equalization

[ ] Assignment of Debts

[ ] Other _____
(specify)

CHILDREN OF THE RELATIONSHIP

6.) Provide the following information regarding minor children of the relationship:

Name	Date of Birth	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

7.) In Present Custody of _____
(Petitioner / Respondent / Other)

HISTORY OF DOMESTIC VIOLENCE

(Complete in all cases)

8.) [ ] There has been no history of domestic violence between the parties.

[ ] There has been a history of domestic violence, but neither party has a Domestic Violence Restraining Order in place at this time.

[ ] There is a Domestic Violence Restraining Order in place against [ ] Petitioner [ ] Respondent. (Attach a copy)

CHILD CUSTODY

(Complete if child custody or child support is in issue)

9.) Is there presently an order for child custody in effect?
a.) [ ] Yes [ ] No

10.) If yes, list existing child custody orders:

Name of Child	Date of Order	Party Having Custody	Party Having Visitation

11.) Describe the child custody/visitation arrangements presently being followed by you and the other parent:

_____

_____

_____

12.) Have parties attended mediation?
[ ] Yes [ ] No

13.) Describe the custody arrangement you want the court to order at the present time (check the appropriate box):

a.) [ ] Remain the same.

b.) [ ] Other (describe): _____

_____

CHILD SUPPORT

(Complete in all cases where child custody or child support is in issue)

14.) Is there presently an order for payment of child support?

a.) [ ] Yes (complete b., c. and d.) [ ] No (go on to #36)

b.) Payable by which party? _____

Payable to which party? _____
(party name, or child support agency)

c.) How much per month? _____
(amount)

d.) Date the order was issued: _____

15.) Does either party presently pay for day care for work?

a.) [ ] Yes [ ] No

b.) If yes, what is the monthly cost of day care? $_____

16.) Future Child Support:

a.) Should one Party continue to pay Child Support to the other Party?

[ ] Yes [ ] No

b.) If no, why not? _____

_____

c.) Amount of time the child(ren) spend with each parent:

Father_____percent Mother_____percent

17.) Is the Department of Child Support Services involved in collecting your child support?

[ ] Yes [ ] No

SPOUSAL SUPPORT

(Complete if Spousal Support is in issue)

18.) Is there presently an order for payment of spousal support?

a.) [ ] Yes (complete b., c. and d.) [ ] No (go on to #34)

b.) Payable by which party? _____

Payable to which party? _____

c.) How much per month? _____
(amount)

d.) Date the order was issued: _____
(date)

19.) Future Spousal Support:

a.) Should one Party pay Spousal Support to the other Party?
[ ] Yes [ ] No

b.) Why / why not? _____

_____

_____

CURRENT INCOME AND EXPENSES
(Complete in all cases)

20.) A completed Income and Expense Declaration (FL-150) which has current income and expense information is:
[ ] attached

[ ] was filed on (date) _____

[ ] was served with the financial disclosures on (date)_____.

SEPARATE PROPERTY AND DEBTS
(Complete if Property Division is an issue)

21.) Does either party presently have property or debts which are the party's separate property?
[ ] Yes [ ] No

22.) If yes, list each item of property and debt, and the party that property or debt belongs to:

Description of Item/Debt Party to Whom it Belongs (H or W)

1. _____
2. _____
3. _____
4. _____
5. _____

COMMUNITY PROPERTY AND DEBTS

(Complete if Property Division is an issue)

23.) Property owned by the Parties:
(List the property owned by you and the other party)

Description of Item	Present Value	Who Has It (H or W)
1.		
2.		
3.		
4.		
5.		

24.) Shared Debts of the Parties:
(List the debts for which you and the other party are liable)

Creditor Name – Purpose of Debt	Amount Owing
1.	$
2.	$
3.	$
4.	$
5.	$

25.) Has either party made payments after your separation on debts shared by the parties?
[ ] Yes [ ] No

26.) If yes, list all payments on shared Debts of the Parties:

Creditor Name – Date of Payment	Amount Paid
1.	$
2.	$
3.	$

4._____ $_____

5._____ $_____

FUNDS HELD BY OTHERS
(Complete if Property Division is an issue)

27.) Does any firm, business, or other entity have money or property in which either party presently has an interest (e.g., life insurance policies, brokerage accounts, deposit accounts)?

[ ] Yes [ ] No

28.) If yes, list each item of property and the party who presently has the property, and describe each party's interest in the property:

_____

_____

_____

29.) Does either party have an interest in a retirement plan, profit sharing or pension plan?

[ ] Yes [ ] No

30.) If yes, list the business, agency or employer who maintains the plan, and describe the party's interest in the plan (e.g., party's employer, party is receiving benefits from plan):

_____

_____

_____

TRACING
(Complete if Property Division is an issue)

31.) Was an item of property acquired by you and the other party using money or other property which was the sole property of just one of you?

[ ] Yes [ ] No

32.) If yes, list each item of property and describe how the property was acquired and what money or property belonging to just one party was used in acquiring the property described.

(Example: a car owned before marriage was traded in to buy the car both parties now own):

Describe in detail the circumstances: _____

_____

PROPOSAL FOR DIVISION OF PROPERTY AND DEBTS
(Complete if Property Division is an issue)

33.) Proposed Division of Property and Debts:

Description of Item	Award to H (list value of item in space)	Award to W (list value of item in space)
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____

34.) Do you and the other party have any agreements concerning property or debts to be awarded to a party?

a.) [ ] Yes [ ] No

b.) If yes, list and describe each agreement: _____

_____

_____

_____

35.) For any vehicle or vessels listed above please provide the following information:

Year	Make and Model	Vehicle Identification Number
_____	_____	_____
_____	_____	_____

_____ _____ _____

_____ _____ _____

_____ _____ _____

36.) What is the total value of the property you propose the court should award?

– to Petitioner $_____ to Respondent $ _____

37.) What is the total amount of the parties' debts you propose the court should award?

– to Petitioner $_____ -to Respondent $ _____

OTHER ISSUES

(Complete if there are additional issues before the court)

39.) If there are other issues the Court is to consider, identify each and describe the circumstances:

ATTORNEY FEES AND COSTS

38.) [ ] I am not requesting any attorney fees or costs from the other party

[ ] I am requesting attorney fees or costs from the other party as described below (Include the amount requested and the reasons for this request, including the other party's financial ability to pay this amount):

_____

_____

_____

_____

_____

_____

[ ] See attached

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

Date: _____ Signature _____

[ ] Petitioner [ ] Respondent

ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, State Bar number, and address):*	*FOR COURT USE ONLY*
TELEPHONE NO.: FAX NO. *(Optional):* E-MAIL ADDRESS *(Optional):* ATTORNEY FOR *(Name):*	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF AMADOR STREET ADDRESS: 500 Argonaut Lane CITY AND ZIP CODE: Jackson, CA 95642 BRANCH NAME:	
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT/PARTY:	CASE NUMBER:
PROOF OF SERVICE BY MAIL	*(If applicable, provide):* HEARING DATE: HEARING TIME: DEPT.:

NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).

1. I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.

2. My residence or business address is:

3. I served a copy of the following documents *(specify):*

   by enclosing them in an envelope AND
   a. ☐ **depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid.
   b. ☐ **placing** the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

4. The envelope was addressed and mailed as follows:
   a. Name of person served:
   b. Address:
   c. Date mailed:
   d. Place of mailing *(city and state):*

5. ☐ I served a request to modify a child custody, visitation, or child support judgment or permanent order which included an address verification declaration. *(Declaration Regarding Address Verification—Postjudgment Request to Modify a Child Custody, Visitation, or Child Support Order* (form FL-334) may be used for this purpose.)

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

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON COMPLETING THIS FORM)

Form Approved for Optional Use
Judicial Council of California
FL-335 [Rev. January 1, 2012]

Code of Civil Procedure, §§ 1013, 1013a
www.courts.ca.gov