

SUPERIOR COURT OF CALIFORNIA, COUNTY OF IMPERIAL 939 W. MAIN STREET EL CENTRO, CA 92243	FOR COURT USE ONLY
PETITIONER: RESPONDENT:	
REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE FOR SERVICE OF PROCESS IN MEXICO	CASE NUMBER:

FROM THE SUPERIOR COURT OF CALIFORNIA, IN AND FOR THE COUNTY OF IMPERIAL, UNITED STATES OF AMERICA, TO THE APPROPRIATE JUDICIAL AUTHORITY IN THE REPUBLIC OF MEXICO IN REGARD TO THE SERVICE OF PROCESS IN _____, MEXICO:
(City and state)

This Court presents its compliments to the appropriate judicial authority of City: _____, State: _____ Mexico, (Name and Title of Presiding Judge) _____, and requests international judicial assistance for the Service of Process in a family law proceeding before this Court in the above-captioned matter, as necessary in the interests of justice.

This request is made under California Code of Civil Procedure Section 413.10(c), the Inter-American Convention on Letters Rogatory, Principles of International Reciprocity, the Mexican Federal Code of Civil Procedures, Sections 549–551, 568–571, and the Code of Civil Procedure Sections _____ for the Mexican State of _____.

The facts of the case pending before the requesting court are as follows: On (date): _____, a

- Petition for Dissolution of Marriage Other: _____
- Petition for Legal Separation _____
- Petition for Nullity Other: _____
- Petition to Establish Parental Relationship _____

was filed by _____, Petitioner, against _____, Respondent, in case number _____, requesting

- dissolution of marriage based on _____ (Cite legal grounds)
- legal separation based on _____ (Cite legal grounds)
- nullity of marriage based on _____ (Cite legal grounds)
- establishment of parental relationship
- The children include:

1. _____ (name) _____ (date of birth)
2. _____ (name) _____ (date of birth)
3. _____ (name) _____ (date of birth)
4. _____ (name) _____ (date of birth).

- The Petition requests joint legal custody, or sole legal custody of the minor child(ren) for the Petitioner Respondent
- joint physical custody, or sole physical custody of the minor child(ren) for the Petitioner Respondent
- visitation rights for the Petitioner Respondent
- possible child support orders
- spousal support for Petitioner Respondent
- termination of jurisdiction to award spousal support to Petitioner Respondent
- property division
- other: _____.

The address of the Petitioner is: _____

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The undersigned judicial authority has the honor to transmit the documents listed below in duplicate, and requests prompt service of process of one copy thereof on Respondent (name) _____ at the address of _____ . The undersigned judicial authority further requests that service be carried out in the following manner: (a) by personal service on the identified addressee, or (b) if personal service is not possible, then, in accordance with the law of the State of destination.

If Respondent cannot be located for personal or substitute service, the undersigned judicial authority requests that service be accomplished by publication or posting in accordance with the law of the State of destination. A Declaration of Diligence Regarding Attempts to Locate Respondent in California and Mexico signed by Petitioner is included with the documents to be served.

<p>The marriage dissolution documents marked to be served are authenticated copies of:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Summons <input type="checkbox"/> Petition for Dissolution of Marriage <input type="checkbox"/> Petition for Legal Separation <input type="checkbox"/> Petition for Nullity <input type="checkbox"/> Property Declaration <input type="checkbox"/> Declaration of Disclosure (Preliminary) <input type="checkbox"/> Income and Expense Declaration <input type="checkbox"/> Schedule of Assets and Debts <input type="checkbox"/> Copy of this Letter Rogatory <input type="checkbox"/> Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) <input type="checkbox"/> Declaration of Diligence Regarding Attempts to Locate Respondent <input type="checkbox"/> Notice of Family Law Case Management Conference <input type="checkbox"/> Blank Response to Petition for Dissolution of Marriage, Legal Separation or Nullity <input type="checkbox"/> Blank Property Declaration <input type="checkbox"/> Blank Declaration of Disclosure <input type="checkbox"/> Blank Income and Expense Declaration <input type="checkbox"/> Blank Schedule of Assets and Debts <input type="checkbox"/> Blank Case Management Questionnaire <input type="checkbox"/> Other: _____ 	<p>The Uniform Parentage Act documents marked to be served are authenticated copies of:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Summons <input type="checkbox"/> Petition to Establish Parental Relationship <input type="checkbox"/> Income and Expense Declaration <input type="checkbox"/> Copy of this Letter Rogatory <input type="checkbox"/> Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) <input type="checkbox"/> Declaration of Diligence Regarding Attempts to Locate Respondent <input type="checkbox"/> Notice of Family Law Case Management Conference <input type="checkbox"/> Blank Response to Petition to Establish Parental Relationship <input type="checkbox"/> Blank Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) <input type="checkbox"/> Blank Income and Expense Declaration <input type="checkbox"/> Blank Case Management Questionnaire <input type="checkbox"/> Other: _____
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This Court further requests that the judicial authority of the State of destination return to this Court an executed Certificate of Execution, as attached hereto, once service of process is complete. The requesting Court agrees to willingly provide similar assistance to the judicial authorities of the Receiving State, _____, Mexico.

Date: _____

The Honorable:
Judge of the Superior Court of California, County of Imperial

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AUTHENTICATION

As Clerk of the Court for the Superior Court of California, County of Imperial, I do hereby certify that the Honorable _____, whose signature is affixed to the Request for International Judicial Assistance for Service of Process Abroad, annexed hereto, was at the time and date thereof, Judge of the Superior Court of California, County of Imperial; that the official acts and doings of said Judge are entitled to full faith and credit; and that the attestation to said Request is in due form of law. I further certify that the seal attached to said Request is the official seal of the Court.

WITNESS my hand and seal of said Court in the County of Imperial, State of California, on this _____ day of _____, 20____.

Maria Rhinehart, Interim Clerk of the Superior Court

[Seal]

AUTHENTICATION

As Judge of the Superior Court of California, County of Imperial, I do hereby certify that _____, whose signature is affixed hereto, was at the time and date thereof, Clerk of the Court for the Superior Court of California, County of Imperial; that the official acts and doings of said Clerk are entitled to full faith and credit; and that this authentication to said Request is in due form of law.

WITNESS my hand and seal of said Court in the County of Imperial, State of California, on this _____ day of _____, 20____.

The Honorable :

Judge of the Superior Court of California, County of Imperial

SHORT TITLE:

CASE NUMBER:

ESSENTIAL INFORMATION FOR RESPONDENT

You are hereby informed that on (date) _____ the Petitioner filed a Petition for Dissolution of Marriage Petition for Legal Separation Petition for Nullity Petition to Establish Parental Relationship Other _____ against you as Respondent, in case number _____. The Petition requests a dissolution of marriage legal separation nullity of marriage based on _____ other

establishment of parental relationship.

The minor children include:

1. _____ (name) _____ (date of birth)

2. _____ (name) _____ (date of birth)

3. _____ (name) _____ (date of birth)

4. _____ (name) _____ (date of birth)

In addition, the Petition requests the following orders:

joint legal custody or sole legal custody to the Petitioner Respondent,

joint physical custody or sole physical custody of the minor child(ren) to the Petitioner Respondent,

visitation rights for petitioner respondent, possible child support orders,

spousal support to the Petitioner Respondent,

termination of jurisdiction to award spousal support to petitioner respondent,

property division,

other: _____.

The address of the Petitioner is _____. This form is attached to the Letter Rogatory giving rise to the service of these documents.

Also attached are:

Copies of the Petition initiating the action in which the Letter Rogatory was issued, copies of documents filed concurrently with the petition, and any rulings that ordered the issuance of the Letter Rogatory. The Summons grants you 30 calendar days from the date of service to file the Response, and warns that if you do not, the case may be determined by default (without your participation) and that the court may make orders affecting your marriage or domestic partnership, property, debts, custody of children, and may order you to pay support, attorney’s fees and costs. You are required by the local rules of the Imperial County Superior Court to file a Case Management Questionnaire no later than fifteen calendar days before your Case Management Hearing.

Other: _____.

The first paper fee to file the Response is \$435.00 (U.S. Dollars). If you cannot afford to pay the filing fee, you may apply to the court for an order waiving the filing fee and other fees. Information about obtaining a fee waiver may be found at <http://www.courts.ca.gov/documents/fw001info.pdf>.

Legal information and assistance is available at the Family Law Facilitator’s Office in the courthouse where your case was filed. For a list of all Family Law Facilitator’s locations in the state of California, see <http://www.courts.ca.gov/9497.htm>. Assistance is also available at the Access Center, Superior Court of California, County of Imperial, 939 W. Main Street, El Centro, CA 92243, email accesscenter@imperial.courts.ca.gov.