

Superior Court of Washington, County of _____

In re parentage:

Petitioner/s (person/s who started this case):

And Respondents:

(person acting as a surrogate and their spouse, if any,
or intended parents)

No. _____

Motion to Approve Final Parentage Order –
Genetic Surrogacy
(MTAPO)

Motion to Approve Final Parentage Order - Genetic Surrogacy

Use this form at least 48 hours after the birth of a child under a genetic surrogacy agreement.

Do not use this form if a person acting as a genetic surrogate withdrew consent within 48 hours of the child's birth.

To all parties:

Deadline! Your papers must be filed and served by the deadline in your county's Local Court Rules, or by the State Court Rules if there is no local rule. Court Rules and forms are online at www.courts.wa.gov.

If you want the court to consider your side, you **must**:

- File your original documents with the Superior Court Clerk; AND
- Give the Judge/Commissioner a copy of your papers (if required by your county's Local Court Rules); AND
- Have a copy of your papers served on all other parties or their lawyers; AND
- Go to the hearing.

Read your county's Local Court Rules, if any.

Bring proposed orders to the hearing.

To the person filing this motion:

You must schedule a hearing on this motion. You should consult local court rules about how to get an agreed order signed by the court. You may use the *Notice of Hearing* (form FL All Family 185) unless your county's Local Court Rules require a different form. Contact the court for scheduling information.

1. **Agreed motion to approve final orders**

All parties ask the court to approve the Final Parentage Order – Genetic Surrogacy. All parties agreed by signing this motion.

2. **Child**

The child (*name*) _____ was born on (*date*) _____
(*time*) _____.

3. **Agreement**

The court can enter the final order because:

- It has been more than 48 hours since the child was born.
- No party terminated the surrogacy agreement.

And (check one):

- Validated Surrogacy Agreement** – The court validated our agreement on (*date*) _____.
- Surrogacy Agreement not Validated** – We signed a genetic surrogacy agreement but we did not ask the court to validate it. The court should decide parentage based on the best interest of the child, taking into account the factors in RCW 26.26A.460(1) and the intent of the parties at the time we signed the agreement.

When we signed the agreement, we wanted (name/s) _____
_____ to be the parent/s and we wanted
(name/s) _____ not to be parent/s.

Information about the factors in RCW 26.26A.460(1):

- a. **Child** – The child is (how old) _____.
- b. **Type of parentage claim** – Each person claims parentage as described above.
- c. **Length of time in role** – How long has each person acted as (assumed the role of the child's parent) (*use dates, if known*)? _____

- d. **Nature of relationship** – Describe each person's relationship with the child.

e. **Harm to child** - What would be the harm (if any) to the child if the relationship between the child and each person is not recognized?

4. **Other** _____

Petitioner/s fills out below:

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form are true.

Signed at (*city and state*): _____ Date: _____

▶ _____
Petitioner signs here *Print name*

▶ _____
Petitioner signs here *Print name*

Petitioner's lawyer (if any) fills out below:

▶ _____
Petitioner's lawyer signs here *Print name and WSBA No.* *Date*

Respondent/s fills out below:

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form are true.

Signed at (*city and state*): _____ Date: _____

▶ _____
Respondent signs here *Print name*

▶ _____
Respondent signs here *Print name*

Respondent's lawyer (if any) fills out below:

▶ _____
Respondent's lawyer signs here *Print name and WSBA No.* *Date*