

Superior Court of Washington, County of \_\_\_\_\_

In re:

Petitioner/s (as listed on the Petition):

\_\_\_\_\_

And Respondent/s (as listed on the Petition):

\_\_\_\_\_

No. \_\_\_\_\_

Response to Sexual Assault Allegation  
(RSPSAA)

## Response to Sexual Assault Allegation

**Important!** There will be a fact-finding hearing on the Sexual Assault Allegation. If you do not agree with the allegation, you must file and serve declarations or other evidence at least 5 days before the fact-finding hearing.

### 1. Response to Allegation

My name is: \_\_\_\_\_ . I am filing this to respond to a Sexual Assault Allegation.

- I ask the court to find that the children were not born as a result of sexual assault. (check all that apply:)
- I have not been convicted of a sexual assault.
  - I did not commit the alleged sexual assault.
  - The children were not born within 320 days of the alleged sexual assault.
  - I don't know whether I am the parent of these children. I request genetic testing below.
  - I admit that the children were born as a result of a sexual assault.

### 2. Request for Hearing

- No request.
- I ask the court to schedule and hold a fact-finding hearing on this allegation.
  - I ask that the fact-finding hearing be closed to the public.

**Important!** The court may not set this hearing automatically. Contact the court for scheduling information and read your county's Local Court Rules, if any.

### 3. Genetic Testing

(Check one):

- I ask the court to order genetic testing before holding a fact-finding hearing on the Sexual Assault Allegation. I will file and serve a *Motion for Genetic Testing*, form FL Parentage 308.
- I agree to the other party's request for genetic testing.
- I am **not** asking for genetic testing.

### 4. Request to seal documents

The court must decide at the fact-finding hearing whether the declaration/s and other evidence filed by both parties should be sealed by the clerk so that they may not be seen by anyone without a court order. (Each party must still give a copy of their evidence to the other side.)

- I ask the court to order that the declaration/s and other evidence filed by both parties for the fact-finding hearing be sealed because (give reasons):

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### 5. Time limits and waiver

The law sets time limits for making a sexual assault allegation. If the time limits for a child who has a presumed, acknowledged, or adjudicated parent have already passed, the law allows the court to waive the time limit if this sexual assault allegation is made before January 1, 2020.

- *Presumed parent is a legal parent based on marriage or domestic partnership (see presumed parent section of the Petition).*
- *Acknowledged parent is a legal parent because s/he signed an Acknowledgment of Paternity filed with the appropriate state agency.*
- *Adjudicated parent is a legal parent because a court ordered it.*

(Check one):

- The *Sexual Assault Allegation* was filed within the appropriate amount of time.
- The time limit to file a *Sexual Assault Allegation* has expired. I am a/n (check one):
- Presumed parent and it is after a child's 4<sup>th</sup> birthday;
  - Acknowledged parent and it is more than 4 years after the effective date of the Acknowledgment;
  - Adjudicated parent;

**And** (check one):

- the allegation was filed after January 1, 2020.

it is before January 1, 2020, and the court should not waive the time limit because:

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**Person submitting this Response 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: \_\_\_\_\_



\_\_\_\_\_  
*Sign here*

\_\_\_\_\_  
*Print name*

**Lawyer (if any) fills out below:**



\_\_\_\_\_  
*Petitioner's lawyer signs here*

\_\_\_\_\_  
*Print name and WSBA No.*

\_\_\_\_\_  
*Date*