

Superior Court of Washington, County of _____

In re parentage:

Petitioner *(person who started this case)*:

And Respondents *(current legal parents)*:

Children over age 2:

No. _____

Final Parentage Order (after
Acknowledgment or earlier Court Decision)
(JDOEP)

☐ Clerk's action required, Items **1, 2, 7, 8, 11, 13**

Final Parentage Order

(after Acknowledgment or Earlier Court Decision)

1. Money Judgment Summary

☐ No money judgment is ordered.

☐ Summarize any money judgments from sections **8** and **11** in the table below. Do not duplicate any judgments from previous orders.

Judgment for	Debtor's name <i>(person who must pay money)</i>	Creditor's name <i>(person who must be paid)</i>	Amount	Interest
Past due child support from _____ to _____			\$	\$
Past due medical support from _____ to _____			\$	\$
Past due children's exp. from _____ to _____			\$	\$
Fees and costs (section 11)			\$	\$
Other amounts <i>(describe)</i> :			\$	\$

Yearly Interest Rate for child support, medical support, and children's expenses: 12% .
For other judgments: ____% (12% unless otherwise listed)

Lawyer (name): _____ represents (name): _____

Lawyer (name): _____ represents (name): _____

➤ **The court approved Findings and Conclusions for this case and now orders:**

2. Decision on Petition

The *Petition to Decide Parentage (after Acknowledgment or Court Decision)* is
(check one):

☐ **Denied.** The current legal parents remain the legal parents. Petitioner is not a parent of the children. (Sections **3 – 10** below do not apply. Skip to **11.**)

☐ **Granted.** Parentage is decided as follows:

☐ **Parent** – (full name): _____ is a legal parent of
(children's current names): _____
based on (check one):

- ☐ Summary Judgment Order ☐ Order on Motion for Default
☐ Agreement ☐ Order after Sexual Assault Fact-Finding Hearing
☐ Trial

☐ **Parent** – (full name): _____ is a legal parent of
(children's current names): _____
based on (check one):

- ☐ Summary Judgment Order ☐ Order on Motion for Default
☐ Agreement ☐ Order after Sexual Assault Fact-Finding Hearing
☐ Trial

☐ **Not a Parent** – (full name): _____ is **not** a parent of
(children's names): _____ and is
dismissed from this case based on:

- ☐ Summary Judgment Order ☐ Order on Motion for Default
☐ Agreement ☐ Order after Sexual Assault Fact-Finding Hearing
☐ Trial

Any parenting/custody order or child support obligation involving this person and
the children ends as of today or (date): _____.

☐ Other (specify): _____

3. Children's Name Change

☐ Children's names will stay the same.

☐ The children's names are changed by this order or a previous order in this case as
follows:

From (current name): _____

To (new name):

First	Middle	Last

From (current name): _____

To (new name):

First	Middle	Last

4. Birth Certificate

The children's birth certificates shall be amended to list the parents as decided above and change the children's names if ordered above.

Important! If the children were born in Washington State, upon receipt of a certified copy of this *Order*, the State Registrar of Vital Statistics shall amend the children's birth certificates to list the parents as decided above and change the children's names if ordered. The court does *not* forward this *Order* to Vital Statistics. A party must provide a certified copy of this *Order* and pay a filing fee to the Washington State Registrar of Vital Statistics (360-236-4347). You may order a copy of the amended birth certificate for an additional fee.

If your children were not born in Washington, contact the appropriate agency in the state where your children were born.

5. Parents' contact and employment information

Each parent must fill out and file with the court a *Confidential Information* form (FL All Family 001) including personal identifying information, mailing address, home address, and employer contact information.

Important! If you move or get a new job any time while support is still owed, you must:

- notify the Support Registry, and
- fill out and file an updated *Confidential Information* form with the court.

Warning! Any notice of a child support action delivered to the last address you provided on the *Confidential Information* form will be considered adequate notice, if the party trying to serve you has shown diligent efforts to locate you.

6. Parenting Plan or Residential Schedule

☐ The court has jurisdiction over (children's names): _____.
These children will live with (name): _____ most of the time.
This parent is named relocating person for those state and federal laws that require a relocating person. (Check one):

☐ The court signed the final *Parenting Plan* or *Residential Schedule* filed separately today or on (date): _____.

☐ The court is **not** approving a *Parenting Plan* or *Residential Schedule* at this time because neither parent requested one. Either parent may ask the court for a *Parenting Plan* or *Residential Schedule* in the future.

*Note – If you want a plan or schedule that **changes** the person with whom the children are scheduled to reside a majority of their time, you must file a *Petition to Change a Parenting Plan*,*

Residential Schedule or Custody Order (FL Modify 601).

If you want a plan or schedule that does **not** change the person with whom the children are scheduled to reside a majority of their time, you may file a:

- *Motion for Parenting Plan or Residential Schedule (within 2 years of Final Parentage Order) (FL Parentage 317), or*
- *Petition for a Parenting Plan, Residential Schedule and/or Child Support (FL Parentage 331).*

- ☐ The court is **not** approving a *Parenting Plan* or *Residential Schedule* based on the *Order after Sexual Assault Fact-Finding Hearing*.

(Name): _____

- ☐ **has no** residential time or decision making authority.

- ☐ **has** residential time, decision making authority or other rights, as follows (copy the rights granted in *Order after Sexual Assault Fact-Finding Hearing*):

_____.

- ☐ The court does **not** have jurisdiction over (*children's names*): _____.
_____. The court cannot name a relocating person or approve a *Parenting Plan* or *Residential Schedule* for these children.

- ☐ Other (*specify*): _____

7. Child Support

- ☐ The court signed the final *Child Support Order* and *Worksheets* filed separately today or on (*date*): _____.
- ☐ The court is not making a decision about child support now. Either parent may ask the court for a *Child Support Order* in the future.
- ☐ No child support obligation may be established or collected at any time from (*name*): _____, based on the *Order after Sexual Assault Fact-Finding Hearing*. Laws of 2017, ch. 234 §1(10). (*If this box is checked, also check the "Clerk's action required" box on page 1.*)

Clerk's Action. The court clerk must provide a copy of this order to WSSR.

- ☐ Other (*specify*): _____

8. Past due child support

- ☐ This order **does not decide** past due child support issues.
- ☐ **Paid** – All child support owed by (*name*): _____ for the children under a court or administrative order through (*date*): _____ has been paid.

- ☐ **Not paid** – Any unpaid support owed by (name): _____ for the children under a court or administrative order is still due, and is not changed or cancelled by this order.
- ☐ **Waived** – (Name): _____ chooses to waive (give up his/her right to) the unpaid past due child support owed by (name): _____ from (date): _____ through (date): _____ for (children's names): _____. Any support that has been assigned to the state for public assistance is still due. (This waiver is valid only if the person waiving support signs this order.)
- ☐ **Money Judgment** – (Check one):
- ☐ Any money judgment for past due child support is included in the *Child Support Order* approved by the court and filed separately. (Do not duplicate the judgment in this order.)
- ☐ The court orders the following money judgment for past due child support (summarized on page 1):

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
☐ Past due child support from _____ to _____			\$	\$
☐ Past due medical support (health insurance & health care costs not covered by ins.) from _____ to _____			\$	\$
☐ Past due children's expenses (including day care, education, long-distance transportation, pregnancy, childbirth, or other expenses) from _____ to _____			\$	\$

The **interest rate** for child support judgments is 12%.

- ☐ Other (specify): _____

9. Payment Plan

- ☐ Does not apply.
- ☐ (Name): _____ must pay at least \$_____ each month on the money judgments for past due support listed in section **8** above.
- Payments start (date): _____
- Payment due every month on (day of month): _____
- Address for payment: ☐ Washington State Support Registry
P. O. Box 45868, Olympia, WA 98504
- ☐ _____

Income Withholding (Garnishment) Limit – If all payments are made on time, the judgment debtor's wages will not be garnished for any amount over what is needed to cover current child support plus the past due support judgment payment amount listed in this section.

Money over the garnishment limit can be taken from bonuses and other payments that are not wages. The state may still use other ways of collecting this judgment, including collection through the IRS.

Warning! If any payment is late, this payment plan is cancelled and the state or the person owed support may collect more than the amount listed above.

10. Enforcement of judgment through income withholding (garnishment)

- ☐ Does not apply because no money judgment is ordered in section **8** above.
- ☐ The money judgment in section **8** above can be enforced through income withholding (garnishment).

DCS or the person owed money from the judgment can collect the judgment from the wages, earnings, assets or benefits of the parent who owes the judgment, and can enforce liens against real or personal property as allowed by any state's child support laws without notice to the parent who owes the judgment.

*If this judgment is **not** being enforced by DCS and the person owed the judgment wants to have support paid directly from the employer, the person owed support must ask the court to sign a separate wage assignment order requiring the employer to withhold wages and make payments. (Chapter 26.18 RCW.)*

Income withholding may be delayed until a payment becomes past due if the court finds good reason to delay.

- ☐ Does not apply. There is no good reason to delay income withholding.
- ☐ Income withholding will be **delayed** until a payment becomes past due because (check one):
 - ☐ The child support payments are enforced by DCS and there are good reasons in the children's best interest **not** to withhold income at this time. If this is a case about changing child support, previously ordered child support has been paid on time.

List the good reasons here: _____

- ☐ The child support payments are **not** enforced by DCS and there are good reasons **not** to withhold income at this time.

List the good reasons here: _____

- ☐ The court has approved the parents' written agreement for a different payment arrangement.

11. Money judgment for fees and costs (summarized on page 1)

- ☐ No money judgment is ordered.
- ☐ The court orders a money judgment for fees and costs as follows:

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
☐ Genetic testing costs			\$	\$
☐ Guardian ad Litem (GAL) fees			\$	\$
☐ Lawyer fees			\$	\$
☐ Court costs			\$	\$
☐ Fees awarded in the Order after Sexual Assault Fact-Finding Hearing			\$	\$
☐ Other fees and expenses (specify):			\$	\$

The **interest rate** is 12% unless another amount is listed below.

☐ The interest rate is ____% because (explain): _____.

12. Protection Order

- ☐ No one requested an *Order for Protection* in this case.
- ☐ **Approved** – The request for an *Order for Protection* is approved. The *Order for Protection* is filed separately.
- ☐ **Denied** – The request for an *Order for Protection* is denied. The *Denial Order* is filed separately.
- ☐ **Renewed/Changed** – The existing *Order for Protection* filed in or combined with this case is renewed or changed as described in the following order, filed separately (check one):
- ☐ *Order on Renewal of Order for Protection*
- ☐ *Order Modifying/Terminating Order for Protection*
- ☐ Other: _____

13. Restraining Order

- ☐ No one requested a *Restraining Order* in this case.
- ☐ **Approved** – The request for a *Restraining Order* is approved. The *Restraining Order* is filed separately.
- ☐ **Denied** – The request for a *Restraining Order* is denied.
- ☐ Check this box if the court previously signed a temporary *Restraining Order* and is **not** signing a final *Restraining Order* in this case. Also check the “Clerk’s action required” box in the caption on page 1.

Name of law enforcement agency where the Protected Person lived when the *Restraining Order* was issued: _____

To the Clerk: Provide a copy of this Order to the agency listed above within 1 court day. The law enforcement agency must remove the temporary *Restraining Order* from the state’s database.

14. Guardian ad Litem

- ☐ Does not apply.
- ☐ The guardian ad litem (GAL) is discharged.
- ☐ Other (specify): _____

15. Other Orders

The *Warnings* below are required by law and are made part of this order.

- ☐ Other (specify): _____
- _____

Ordered.

Date

Judge or Commissioner

Petitioner and Respondent/s or their lawyers fill out below.

This document (check any that apply):

- ☐ is an agreement of the parties
- ☐ is presented by me
- ☐ may be signed by the court without notice to me

Petitioner signs here **or** lawyer signs here + WSBA #

Print Name Date

This document (check any that apply):

- ☐ is an agreement of the parties
- ☐ is presented by me
- ☐ may be signed by the court without notice to me

Respondent signs here **or** lawyer signs here + WSBA #

Print Name Date

This document (check any that apply):

- ☐ is an agreement of the parties
- ☐ is presented by me
- ☐ may be signed by the court without notice to me

Other Respondent **or** lawyer signs here + WSBA #

Print Name Date

This document (check any that apply):

- ☐ is an agreement of the parties
- ☐ is presented by me
- ☐ may be signed by the court without notice to me

Other party **or** Guardian ad Litem signs here + WSBA #

Print Name Date

☐ Parent applies for DCS enforcement services:

I ask the Division of Child Support (DCS) to enforce this order. I understand that DCS will keep \$25 each year as a fee if DCS collects more than \$500, unless I ask to be excused from paying this fee in advance. (DCS will **not** charge a fee if I have ever received TANF, tribal TANF, or AFDC.)

Parent signs here
(lawyer cannot sign for party)

Print name

Date

Warnings about Moving with the Children (Relocation)!

If the person with whom the children are scheduled to reside a majority of the time plans to move (relocating person), s/he **must notify** every person who has court-ordered time with the children.

Move to a different school district

If the move is to a different school district, the relocating person must complete the form *Notice of Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days** before the intended move.

Exceptions:

- If the relocating person could not reasonably have known enough information to complete the form in time to give 60 days' notice, s/he must give notice within **5 days** after learning the information.
- If the relocating person is relocating to a domestic violence shelter or moving to avoid a clear, immediate and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.
- A relocating person who believes that giving notice would put her/himself or a child at unreasonable risk of harm, may ask the court for permission to leave things out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

The *Notice of Intent to Move with Children* can be delivered by having someone personally serve the other party or by any form of mail that requires a return receipt.

If the relocating person wants to change the *Parenting Plan* because of the move, s/he must deliver a proposed *Parenting Plan* together with the *Notice*.

Move within the same school district

If the move is within the *same* school district, the relocating person still has to let the other parent know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the other party can be made in any reasonable way. No specific form is required.

Warning! If you do not notify...

A relocating person who does not give the required

notice may be found in contempt of court. If that happens the court can impose sanctions. Sanctions can include requiring the relocating person to bring the children back if the move has already happened, and ordering the relocating person to pay the other side's costs and lawyer's fees.

Right to object

A person who has court-ordered time with the children can object to a move to a different school district and/or to the relocating person's proposed *Parenting Plan*. If the move is within the same school district, the other party doesn't have the right to object to the move, but s/he may ask to change the *Parenting Plan* if there are adequate reasons under the modification law (RCW 26.09.260).

An objection is made by filing the *Objection about Moving with Children and Petition about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File your *Objection* with the court and serve a copy on the relocating person and anyone else who has court-ordered time with the children. Service of the *Objection* must be by personal service or by mailing a copy to each person by any form of mail that requires a return receipt. The *Objection* must be filed and served no later than **30 days** after the *Notice of Intent to Move with Children* was received.

Right to move

During the 30 days after the *Notice* was served, the relocating person may not move to a different school district with the children unless s/he has a court order allowing the move.

After the 30 days, if no *Objection* is filed, the relocating person may move with the children without getting a court order allowing the move.

After the 30 days, if an *Objection* has been filed, the relocating person may move with the children **pending** the final hearing on the *Objection* **unless**:

- The other party gets a court order saying the children cannot move, or
- The other party has scheduled a hearing to take place no more than 15 days after the date the *Objection* was served on the relocating person. (However, the relocating person may ask the court for an order allowing the move even though a hearing is pending if s/he believes that s/he or a child is at unreasonable risk of harm.)

The court may make a different decision about the move at a final hearing on the *Objection*.

Parenting Plan after move

If the relocating person served a proposed *Parenting Plan* with the *Notice*, **and** if no *Objection* is filed within 30 days after the *Notice* was served (or if the parties agree):

- Both parties may follow that proposed plan without being held in contempt of the *Parenting Plan* that was in place before the move. However, the proposed plan cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed plan. Use form *Ex Parte Motion for Final*

Order Changing Parenting Plan – No Objection to Moving with Children (FL Relocate 706).

Forms

You can find forms about moving with children at:

- The Washington State Courts' website:
www.courts.wa.gov/forms,
- The Administrative Office of the Courts – call: (360) 705-5328,
- Washington LawHelp:
www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)