

Superior Court of Washington, County of _____

In re parentage:

Petitioner *(person who started this case)*:

And Respondent/s: *(other person/s who signed the Acknowledgment or Denial)*

No. _____

Petition to Withdraw (Rescind)

Paternity Acknowledgment

Denial of Paternity

(PTWD)

Petition to Withdraw (Rescind) Paternity Acknowledgment / Denial of Paternity

*This form asks the Court to withdraw the Paternity Acknowledgment or Denial of Paternity. It does **not** ask the court to decide who the child's legal parents are. To do that, you must file a Petition to Decide Parentage.*

1. I ask the court to withdraw (rescind) the *(check one)*:

Paternity Acknowledgment *Denial of Paternity*

that I signed about *(child's name)*: _____,

who was born on *(date)*: _____.

I am filing a copy of the *Paternity Acknowledgment* and/or *Denial of Paternity* with this *Petition* under a sealed cover sheet (form FL Parentage 329).

Important! *If a Paternity Acknowledgment is withdrawn, any related Denial of Paternity is cancelled. If a Denial of Paternity is withdrawn, the related Paternity Acknowledgment is cancelled.*

2. Parties to this case

	Mother	Acknowledged Father (man who signed the <i>Paternity Acknowledgment</i>)	Presumed Parent (person who signed the <i>Denial of Paternity</i> , if any)
I am the <i>(check one)</i> :	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The Respondent <i>(name)</i> : _____ is the:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other Respondent (if any) <i>(name)</i> : _____ is the:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. Correct County (Venue)

This is the correct county for this case to be heard because this is where:

- the child lives,
- a Respondent lives, if the child lives outside Washington, or
- a deceased Respondent's estate is probated.

This child lives in (county): _____, (state): _____.

The Respondent (name): _____ lives in (county): _____, (state): _____.

The other Respondent (if any) (name): _____ lives in (county): _____, (state): _____.

4. Personal Jurisdiction

Each party agreed to personal jurisdiction in Washington by signing a *Paternity Acknowledgment* or *Denial of Paternity* that was filed with the State Registrar of Vital Statistics on (date): _____.

5. Effective Date

The *Paternity Acknowledgment* (and *Denial*, if any) became effective on (date): _____. This is either the date the child was born, or the date the *Paternity Acknowledgment* (and *Denial*, if any) was filed with the Washington State Registrar of Vital Statistics, whichever happened later.

6. Withdrawal Deadline

I am starting this case before the deadline for withdrawing (rescinding) the *Paternity Acknowledgment* or *Denial* (check all that apply):

- I am filing or serving this *Petition* within 60 days of the Effective Date listed above, **and** there has not yet been a court hearing involving this child in any case I am a party to.
- I was under 18 when I signed the *Paternity Acknowledgment* or *Denial*, **and** I am filing or serving this *Petition* on or before my 19th birthday.

7. Parentage Petition

- I will file a *Petition to Decide Parentage* (form FL Parentage 301).
- I will **not** file a *Petition to Decide Parentage*.
- A court in (name of county): _____, (state): _____ is deciding the child's parentage now. The case number is: _____.

8. Child Support

- No request.
- The Washington Division of Child Support ordered (name): _____ to pay (amount): \$ _____ per month in child support for this child.
I (check one): **will** **will not** file a motion to suspend that child support order.

9. Protection Order

Do you want the court to issue an Order for Protection as part of the final orders in this case?

- No.** I do not want an Order for Protection
- Yes.** (You must file a Petition for Order for Protection, form DV-1.015 for domestic violence, or form UHST-02.0200 for harassment. You may file your Petition for Order for Protection using the same case number assigned to this case.)

Important! If you need protection **now**, ask the court clerk about getting a Temporary Order for Protection.

- There already is an Order for Protection between (name):** _____
and me. (Describe): _____
Court that issued the order: _____
Case number: _____
Expiration date: _____

10. Restraining Order

Do you want the court to issue a Restraining Order as part of the final orders in this case?

- No.** (Skip to **11**.)
- Yes.** Check the type of orders you want:
- Do not disturb** – Order (name/s): _____ not to disturb my peace or the peace of the child.
- Stay away** – Order (name/s): _____:
- Not knowingly to go or stay within ____ feet of my home, workplace, or school, or the daycare or school of the child.
- To stay away from my home, workplace, or school, and the daycare or school of the child.
- Do not hurt or threaten** – Order (name/s) _____:
- Not to assault, harass, stalk or molest me or any child listed in **1**; and
 - Not to use, try to use, or threaten to use physical force against me or the child that would reasonably be expected to cause bodily injury.

Warning! If the court makes this order, the court must consider if weapons restrictions are required by state law; federal law may also prohibit the Restrained Person from possessing firearms or ammunition.

- Prohibit weapons and order surrender** – Order (name/s) _____:
- Not to possess or obtain any firearms, other dangerous weapons, or concealed pistol license until the Order ends, and
 - To surrender any firearms, other dangerous weapons, and any concealed pistol license that he/she possesses to (check one): the police chief or sheriff. his/her lawyer. other person (name): _____.
- Other restraining orders: _____

Important! If you want a restraining order **now**, you must file a Motion for Temporary Family Law Order and Restraining Order (form FL Parentage 323) or a Motion for Immediate Restraining Order (Ex Parte) (form FL Parentage 321).

11. Summary of Requests

I ask the court to (check all that apply):

Acknowledgment / Denial of Paternity

- Withdraw the *Paternity Acknowledgment* (and cancel any related *Denial of Paternity*).
- Withdraw the *Denial of Paternity* (and cancel the related *Paternity Acknowledgment*).

Child's Name and Birth Certificate

Change the child's birth certificate so:

- (*Acknowledged father's name*): _____
is **no longer listed** as the child's parent.
- (*Presumed parent's name*): _____
is listed as the child's parent.
- The child's last name is changed to: _____ .

Protection or Restraining Order

- Approve the requested *Order for Protection*.
- Approve the requested *Restraining Order*.

Fees

- Order who should pay the court costs and lawyer fees.
- Orders who should pay any guardian ad litem (GAL) fees.

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

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

Respondent fills out below if s/he agrees to join this Petition:

I, (name): _____, agree to join this *Petition*. I understand that if I fill out and sign below, the court may approve the requests listed in this *Petition* unless I file and serve a *Response* before the court signs final orders. (Check one):

- I do not need to be notified about the court's hearings or decisions in this case.
- I ask the Petitioner to notify me about any hearings in this case. (List an address where you agree to accept legal documents. This may be a lawyer's address or any other address.)

address city state zip

If this address changes before the case ends, you **must** notify all parties and the court clerk in writing. You may use the Notice of Address Change form (FL All Family 120). You must also update your Confidential Information Form (FL All Family 001).

▶ _____

Respondent signs here Print name Date

Other Respondent fills out below if s/he agrees to join this Petition:

I, (name): _____, agree to join this *Petition*. I understand that if I fill out and sign below, the court may approve the requests listed in this *Petition* unless I file and serve a *Response* before the court signs final orders. (Check one):

- I do not need to be notified about the court's hearings or decisions in this case.
- I ask the Petitioner to notify me about any hearings in this case. (List an address where you agree to accept legal documents. This may be a lawyer's address or any other address.)

address city state zip

If this address changes before the case ends, you **must** notify all parties and the court clerk in writing. You may use the Notice of Address Change form (FL All Family 120). You must also update your Confidential Information Form (FL All Family 001).

▶ _____

Other Respondent signs here Print name Date