Superior Court of Washington, County of

In re parentage:	
Petitioner/s (person/s who started this case):	No
And Respondents: (person acting as a surrogate and their spouse, if any, or intended parents)	Petition to Decide Parentage - Genetic Surrogacy (PTDTPS)

Petition to Decide Parentage - Genetic Surrogacy

Use this form to ask the court to decide parentage under a **Genetic** Surrogacy Agreement, and to validate the agreement.

Do not use this form for **Gestational** Surrogacy (where the surrogate will not be genetically related to the intended child).

1. Parties in this case

	Petitioner	Petitioner	Respondent	Respondent
Name (full name)				
Lives in (county, state)				
Intended Parent/s according to the Surrogacy Agreement				
Person acting as surrogate				
Spouse of person acting as surrogate				

Note: Either a person acting as surrogate or the intended parent/s can be the petitioner or the respondent. If a person acting as a surrogate has a spouse, their spouse **must** be a party to the agreement and in this case.

2. Authority to decide (Jurisdiction) (RCW 26.26A.730)

Washington state has personal jurisdiction (authority to make decisions) over Respondent/s. Respondent/s join this petition and agree the court can decide their rights in this case.

Washington state will have exclusive, continuing jurisdiction over all matters involving the agreement until 90 days after the child's birth.

3. Correct County (Venue)

	apply):
	 □ the parties agreed to file the case. □ a Respondent lives or is located. □ an intended parent lives. □ a medical evaluation or procedure, or a mental health consultation happened.
1.	Surrogacy Agreement
	We entered into a Genetic Surrogacy Agreement (surrogate is or will be genetically related to the intended child). The child <i>(check one):</i>
	☐ has not been born. We will ask the court to validate the agreement before birth. Use <i>Motion to Validate Genetic Surrogacy Agreement</i> , form FL Parentage 363.
	was born more than 48 hours ago. No court validated the agreement before birth. The person acting as surrogate did not withdraw consent. We ask the court to decide parentage based on the best interest of the child after considering the agreement and the factors in RCW 26.26A.460(1). RCW 26.26A.775(4).

Note: The surrogacy agreement is **not** required to be filed with the court, but must be available for the court to review. If you do want to file the agreement with the court, file it separately under form FL All Family 012 Sealed Personal Health Care Records (Cover Sheet).

> Requests

Warning! The law allows an intended parent to end a genetic surrogacy agreement before successful assisted reproduction occurs. The person acting as a surrogate may withdraw consent to the agreement any time up to 48 hours after the birth of a child. A genetic surrogate joining in this petition does not change the right to withdraw consent. To end the agreement, you may use the Notice to Terminate (End) Genetic Surrogacy Agreement form FL Parentage 365.

5.	Request Order Declaring Parentage				
			arlier than 48 hours after the birth of child, nded parents are the legal parents of the or adoptive parent.		
		Intended Parent (name	e):		
			e):		
		We request that the court decide parentage based on the best interest of the child under RCW 26.26A.775(4).			
6.	Bi	rth Record			
			sk the court to order that the parents listed er birth record be based on the parentage		
		Child's Name: We ask any other birth record	the court to order the child's name in the to be:	e birth certificate and	
		because (explain why	v):		
7 .	Ot	her Requests			
	We also ask the court to:				
	☐ Declare that the woman acting as a genetic surrogate and her spouse or former				
	spouse, if any, are not the parents of the child.				
	Other:				
Petit	tion	er fills out below:			
		under penalty of perjur on this form are true.	ry under the laws of the state of Washingt	on that the facts I have	
•			Dat	e:	
•		, ,			
	onei	r signs here	Print name		
Othe	r Pe	etitioner (if any) fills ou	ut below:		
		under penalty of perjur on this form are true.	y under the laws of the state of Washingt	on that the facts I have	
Signe	ed a	at (city and state):	Dat	e:	
•					
Other	r Pe	titioner signs here	Print name		
Petit	ion	er's lawyer (if any) fills	out below:		
)					
	onei	r's lawyer signs here	Print name and WSBA No.	Date	
RCV	<i>y</i> 26.	.26A.700785	Petition to Decide Parentage -		

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other parties, and the lawyers in your case. Seal those documents by filing them separately, using a *Sealed* cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents.

Respo	ondent fills out below <u>if</u> s/h	e agrees to join this Petition:			
t	(name):, agree to join this <i>Petition</i> . I understand nat if I fill out and sign below, the court may approve the requests listed in this <i>Petition</i> nless I give or deliver a notice to terminate the agreement to the other parties before the ourt signs final orders. (Check one):				
[☐ I do not need to be notified	ed about the court's hearings or de	cisions in this case.		
[☐ I ask the Petitioner to notify me about any hearings in this case. (List an address wagree 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) if this case involves parentage or child support.)				
Ī	Respondent signs here	Print name	Date		
I	, (name):		is Petition. I understand		
ι	nat if I fill out and sign below, the court may approve the requests listed in this <i>Petition</i> nless I give or deliver a notice to terminate the agreement to the other parties before the pourt signs final orders. <i>(Check one):</i>				
[☐ I do not need to be notifie	ed about the court's hearings or de	cisions in this case.		
[ify me about any hearings in this cants. This may be a lawyer's address or any			
	address	city	state zip		
	You may use the Notice of Add	e the case ends, you must notify all partie: dress Change form (FL All Family 120). Y (FL All Family 001) if this case involves pa	ou must also update your		
(Other Respondent signs here	Print name	Date		