

NAME, ADDRESS AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY:	STATE BAR NUMBER	<i>Reserved for Clerk's File Stamp</i>
ATTORNEY FOR (NAME):	EMAIL:	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN LUIS OBISPO		
COURT HOUSE ADDRESS:		
PETITIONER / PLAINTIFF		
RESPONDENT / DEFENDANT		
OTHER		
SURROGACY JUDGMENT CHECKLIST		CASE NUMBER:
		DEPT. NUMBER:
		DATE PETITIONED:

SUBJECT MATTER JURISDICTION

The Court has jurisdiction in this proceeding to determine parentage of the child pursuant to Family Code Section 7620(b) because (*check all that apply*):

- the Petitioner(s) reside(s) in this state;
- the Petitioner(s) resided in this state at the time the assisted reproduction agreement for gestational carriers was executed;
- the Respondent(s) reside(s) in this state;
- the Respondent(s) resided in this state at the time the assisted reproduction agreement for gestational carriers was executed;
- the medical procedures leading to conception, including in vitro fertilization or embryo transfer, or both, were carried out in this state; and/or
- the child was/is expected to be born in this state.

VENUE

Venue is proper before this Court pursuant to Family Code Sections 7620(c)(5) and 7962(e) because (*check all that apply*):

- it is anticipated the child(ren) will be born in this county;
- the intended parent(s) reside(s) in this county;
- the gestational surrogate resides in this county;
- the assisted reproduction agreement for gestational carriers was executed in this county; and/or
- the medical procedures pursuant to the assisted reproduction agreement for gestational carriers were performed in this county.

COMPLIANCE WITH FAMILY CODE 7962

If a case does not technically meet all of the requirements of Family Code Section 7962, then under Family Code Section 7962(f)(2), the court is not prevented from entering a parentage order, so long as the parties have provided sufficient proof entitling them to the relief sought. However, in this case, the parties have complied with all the requirements of Family Code Section 7962 for the reasons stated below:

- 1) **7962(a)** The assisted reproduction agreement for gestational carriers contains:
 - (1) the date on which the assisted reproduction agreement for gestational carriers was executed;
 - (2) the persons from which the gametes originated (unless anonymously donated, in which case the donated gametes are identified in the agreement)

Source of Ova:

Intended Parent(s): _____

Donor

Source of Sperm:

Intended Parent(s): _____

Donor;
 - (3) the identity, or identities, of the intended parents; and

(continued on next page)

(4) disclosure of how the intended parent(s) will cover the medical expenses of the gestational carrier and newborn(s). Any health care coverage used to cover the medical expenses was reviewed for any possible liability of the gestational carrier, including any third-party liability liens or other insurance coverage, and any notice requirements that could affect coverage or liability of the gestational carrier. If coverage of liability was uncertain at the time of execution, a statement of that fact is included in the assisted reproduction agreement for gestational carriers.

2) **7962(b)** Prior to executing the written assisted reproduction agreement for gestational carriers, the surrogate and the intended parent(s) were represented by separate independent licensed attorneys of their choosing.

3) **7962(c)** The assisted reproduction agreement for gestational carriers was executed by the parties in the presence of a Notary Public, or witnessed by an equivalent method of affirmation as required in the jurisdiction the agreement was executed in.

4) **7962(d)** The parties did not undergo an embryo transfer procedure, or commence injectable medication in preparation for an embryo transfer until the assisted reproduction agreement for gestational carriers was fully executed as required by Family Code Sections 7962(b) and 7962(c).

5) **7962(e)** A copy of the assisted reproduction agreement for gestational carriers has been lodged with this court.

6) **7962(e)** The parties have attested, under penalty of perjury and to the best of their knowledge and belief, as to their compliance with Family Code Section 7962 in entering into the assisted reproduction agreement.

The following documents are submitted in support of this action to establish a parent-child relationship:

Judicial Council Forms:

- FL-105 UCCJEA -- Petitioner(s)
- FL-105 UCCJEA -- Respondent(s)
- FL-130 Appearance, Stipulation, and Waivers
- FL-190 Notice of Entry of Judgment
- FL-200 Petition to Determine Parental Relationship
- FL-210 Summons

- FL-220 Response to Petition to Determine Parental Relationship
- FL-230 Declaration for Default or Uncontested Judgment -- Petitioner(s)
- FL-230 Declaration for Default or Uncontested Judgment -- Respondent(s)
- FL-235 Advisement and Waiver of Rights -- Petitioner(s)
- FL-235 Advisement and Waiver of Rights -- Respondent(s)
- FL-240 Stipulation for Entry of Judgment
- FL-250 Judgment
- Attachment 5h to FL-250

Long Forms:

- Declaration(s) of Petitioner(s)
- Declaration(s) of Respondent(s)
- Declaration of IVF Physician
- Declaration of Attorney for Petitioner(s)
- Declaration of Attorney for Respondent(s)

Other:

- A Copy of the assisted reproduction agreement for gestational carriers has been executed, notarized (or the equivalent), and is lodged with the Court.
A true and accurate copy is acceptable.
- Criminal Background Check(s) for Petitioner(s)
- Order Sealing Records (if requested) is:
 - Filed as a separate Order
 - Included in Attachment 5h to the FL-25

Filing Fees:

- \$435 Filing Fee for Petitioners
- \$435 Filing Fee for Respondents

I declare under penalty of perjury of the law of the State of California that the foregoing is true and correct.

Signature

Date

Attorney for Petitioners

CA Bar #: