



**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE  
SELF-HELP CENTER**

**[www.occourts.org](http://www.occourts.org)**

**STIPULATION AND ORDER FOR CUSTODY  
AND VISITATION OF CHILDREN**

**All documents must be typed or printed neatly.**

**Please use black ink.**

**Self-Help Center Locations:**

Lamoreaux Justice Center

1<sup>st</sup> Floor

341 The City Drive

Orange, CA



Central Justice Center

Room G-100

700 Civic Center Drive

Santa Ana, CA



Superior Court

Service Center

27573 Puerta Real

Mission Viejo, CA

Harbor Justice Center

Room 150

4601 Jamboree Rd

Newport Beach, CA

North Justice Center

Room 360

1275 N. Berkeley Ave.

Fullerton, CA



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b> STREET ADDRESS: 341 THE CITY DRIVE SOUTH MAILING ADDRESS: CITY AND ZIP CODE: ORANGE, CA 92868 BRANCH NAME: LAMOREAUX JUSTICE CENTER	
PETITIONER: RESPONDENT: OTHER:	
<b>STIPULATION AND ORDER FOR CUSTODY          AND/OR VISITATION OF CHILDREN</b> <input type="checkbox"/> <b>MODIFICATION</b>	CASE NUMBER: _____

**The parties signing this stipulation agree that:**

1. This court has jurisdiction over the minor children because California is the children's home state.
2. The habitual residence of the children is the United States of America.
3. **The parties acknowledge they were advised that any violation of this order may result in civil or criminal penalties, or both.**
4. a. The parties stipulate that the attached document, dated (specify): \_\_\_\_\_ and consisting of (number): \_\_\_\_\_ pages is their custody and visitation agreement and request that it be made an order of the court, or
  - b. The parties stipulate that the attached forms  
 FL-341    FL-341(A)    FL-341(B)    FL-341(C)    FL-341(D)    FL-341(E)  
 are their agreement regarding custody and/or visitation of their children and request that they be made an order of the court.

Each party declares under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____	▶	_____
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF PETITIONER)
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF RESPONDENT)
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF ATTORNEY FOR PETITIONER)
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF ATTORNEY FOR RESPONDENT)
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF OTHER)
Date: _____ (TYPE OR PRINT NAME)	▶	(SIGNATURE OF ATTORNEY FOR OTHER)

**FINDINGS AND ORDER**

**THE COURT FINDS:**

1. This court has jurisdiction over the minor children because California is the children's home state.
2. The habitual residence of the children is the United States of America.
3. Both parties have been advised that any violation of this order may result in civil or criminal penalties, or both.

**THE COURT ORDERS:**

1. The agreement of the parties regarding custody and visitation  as set forth in the attached document dated (specify): \_\_\_\_\_ and consisting of (number): \_\_\_\_\_ pages or  set forth in the attached forms:  
 FL-341    FL-341(A)    FL-341(B)    FL-341(C)    FL-341(D)    FL-341(E)  
 is adopted as the order of the court and fully incorporated by reference herein.

Date: \_\_\_\_\_

\_\_\_\_\_ JUDICIAL OFFICER



PETITIONER/PLAINTIFF:	CASE NUMBER:
RESPONDENT/DEFENDANT:	

7. e. (2)  **Alternate weekends starting** (date):  
 The  petitioner  respondent  other (name): will have the children  
 with him or her during the period

from \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
 (day of week) (time)

to \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
 (day of week) (time)

(3)  **Weekdays starting** (date):  
 The  petitioner  respondent  other (name): will have the children  
 with him or her during the period

from \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
 (day of week) (time)

to \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
 (day of week) (time)

(4)  **Other** (specify days and times as well as any additional restrictions):

See Attachment 7e(4).

8.  **The court acknowledges** that criminal protective orders in case number (specify):  
 in (specify court): relating to the parties in this case are in effect  
 under Penal Code section 136.2, are current, and have priority of enforcement.

9.  **Supervised visitation.** Until  further order of the court  other (specify):  
 the  petitioner  respondent  other (name): will have supervised visitation with  
 the minor children according to the schedule

set forth on page 1. (You must attach **Supervised Visitation Order** (form FL-341(A)).)

10.  **Transportation for visitation**

a. The children must be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.

b.  Transportation **to** the visits will be provided by the  petitioner  respondent  
 other (specify):

c.  Transportation **from** the visits will be provided by the  petitioner  respondent  
 other (specify):

d.  The exchange point at the beginning of the visit will be at (address):

e.  The exchange point at the end of the visit will be at (address):

f.  During the exchanges, the parent driving the children will wait in the car and the other parent will wait in his or  
 her home while the children go between the car and the home.

g.  Other (specify):

11.  **Travel with children.** The  petitioner  respondent  other (name):  
**must** have written permission from the other parent or a court order to take the children out of

a.  the state of California.

b.  the following counties (specify):

c.  other places (specify):

**THIS IS A COURT ORDER.**

**CHILD CUSTODY AND VISITATION (PARENTING TIME)  
 ORDER ATTACHMENT**

PETITIONER/PLAINTIFF:  RESPONDENT/DEFENDANT:	CASE NUMBER:
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12.  **Holiday schedule.** The children will spend holiday time as listed  below  in the attached schedule.  
 (*Children's Holiday Schedule Attachment* (form FL-341(C)) may be used for this purpose.)

13.  **Additional custody provisions.** The parents will follow the additional custody provisions listed  below  in the attached schedule. (*Additional Provisions—Physical Custody Attachment* (form FL-341(D)) may be used for this purpose.)

14.  **Joint legal custody.** The parents will share joint legal custody as listed  below  in the attached schedule.  
 (*Joint Legal Custody Attachment* (form FL-341(E)) may be used for this purpose.)

15.  **Other** (*specify*):

**THIS IS A COURT ORDER.**

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT/PARTY:	CASE NUMBER:
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**SUPERVISED VISITATION ORDER**  
**Attachment to Child Custody and Visitation (Parenting Time) Order Attachment (form FL-341)**

1. Evidence has been presented in support of a request that the contact of  Petitioner  Respondent  Other Parent/Party with the child(ren) be supervised based upon allegations of  
 abduction of child(ren)    physical abuse    drug abuse    neglect  
 sexual abuse    domestic violence    alcohol abuse    other (*specify*):  
  
 Petitioner    Respondent    Other Parent/Party disputes these allegations and the court reserves the findings on these issues pending further investigation and hearing or trial.
2. The court finds, under Family Code section 3100, that the best interest of the child(ren) requires that visitation by  Petitioner  Respondent  Other Parent/Party must, until further order of the court, be limited to contact supervised by the person(s) set forth in item 6 below pending further investigation and hearing or trial.

**THE COURT MAKES THE FOLLOWING ORDERS**

**3. CHILD(REN) TO BE SUPERVISED**

<u>Child's Name</u>	<u>Birth Date</u>	<u>Age</u>	<u>Sex</u>
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**4. TYPE**

- a.  Supervised visitation      b.  Supervised exchange only

**5. SUPERVISED VISITATION PROVIDER**

- a.  Professional (individual provider or supervised visitation center)      b.  Nonprofessional

**6. AUTHORIZED PROVIDER**

<u>Name</u>	<u>Address</u>	<u>Telephone</u>
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Any other mutually agreed-upon third party as arranged.

**7. DURATION AND FREQUENCY OF VISITS** (*see form FL-341 for specifics of visitation*):

**8. PAYMENT RESPONSIBILITY**    Petitioner:                      %    Respondent:                      %    Other Parent/Party:                      %

9.  Petitioner will contact professional provider or supervised visitation center no later than (*date*):
- Respondent will contact professional provider or supervised visitation center no later than (*date*):
- Other Parent/party will contact professional provider or supervised visitation center no later than (*date*):

**10. THE COURT FURTHER ORDERS**

Date:

\_\_\_\_\_  
JUDICIAL OFFICER

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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**CHILD ABDUCTION PREVENTION ORDER ATTACHMENT**

- TO  **Child Custody and Visitation (Parenting Time) Order Attachment (form FL-341)**  
 **Custody Order—Juvenile—Final Judgment (form JV-200)**  
 **Other (specify):**

1. **The court finds there is a risk that** *(specify name of party):* \_\_\_\_\_ **will take the child without permission because that party** *(check all that apply):*

- a.  has violated—or threatened to violate—a custody or visitation (parenting time) order in the past.
  - b.  does not have strong ties to California.
  - c.  has done things that make it easy for him or her to take the children away without any permission, such as *(check all that apply):*
    - quit a job.  sold his or her home.
    - closed a bank account.  ended a lease.
    - sold or gotten rid of assets.  hidden or destroyed documents.
    - applied for a passport, birth certificate, or school or medical records.
    - Other *(specify):* \_\_\_\_\_
  - d.  has a history of *(check all that apply):*
    - domestic violence.
    - child abuse.
    - not cooperating with the other parent or party in parenting.
  - e.  has a criminal record.
  - f.  has family or emotional ties to another county, state, or foreign country.
- (NOTE: If item "f" is checked, at least one other factor must be checked, too.)**

**THE COURT ORDERS, to prevent the party in item 1 from taking the children without permission:**

- 2.  **Supervised visitation (parenting time).** The terms are *(check one):*  
 as specified on attached [form FL-341\(A\)](#)  as follows: \_\_\_\_\_
  
- 3.  **The party in item 1 must post a bond for \$** \_\_\_\_\_ **. The terms of the bond are** *(specify):* \_\_\_\_\_
  
- 4.  **The party in item 1 must not move from the following locations with the children** without permission in writing from the other parent or party or a court order:  
 Current residence  Current school district *(specify):* \_\_\_\_\_  
 This county  Other *(specify):* \_\_\_\_\_
  
- 5.  **The party in item 1 must not travel with the children out of** *(check all that apply):*  
 this county.  the United States.  
 California.  Other *(specify):* \_\_\_\_\_
  
- 6.  **The party in item 1 must register this order** in the state of *(specify):* \_\_\_\_\_ **before the children can travel to that state for visits.**
  
- 7.  **The party in item 1 must not apply for a passport or any other vital document,** such as a visa or birth certificate, that can be used for travel.

**THIS IS A COURT ORDER.**

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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8.  **The party in item 1 must turn in all the children's passports and other vital documents in the party's possession or control as specified below** (*List the documents that must be turned in. Include the details for turning in the documents to the court, one of the attorneys, the other party, or another person*):
9.  **The party in item 1 must give the other parent or party the following before traveling with the children:**
- The children's travel itinerary
  - Copies of round-trip airline tickets
  - Addresses and telephone numbers where the children can be reached at all times
  - An open airline ticket for the other parent in case the children are not returned
  - Other (*specify*):
10.  **The party in item 1 must notify the embassy or consulate** of (*specify country*): \_\_\_\_\_ about this order and provide the court with proof of that notification within (*specify number*): \_\_\_\_\_ days.
11.  **The party in item 1 must get a custody and visitation (parenting time) order** equivalent to the most recent U.S. order before the children may travel to that country for visits. The court recognizes that foreign orders may be changed or enforced according to the laws of that country.
12.  **Enforcing the order.** The court authorizes any law enforcement officer to enforce this order. In this county, contact the Child Abduction Unit of the Office of the District Attorney at (*phone number and address*):
13.  **Other orders** (*specify*):

14. This order is valid in other states and in any country that has signed the Hague Convention on Child Abduction.

**NOTICE TO AUTHORITIES IN OTHER STATES AND COUNTRIES**

This court has jurisdiction to make child custody orders under California's Uniform Child Custody Jurisdiction and Enforcement Act (Fam. Code, § 3400 et seq.) and the Hague Convention on Civil Aspects of International Child Abduction (42 U.S.C. § 11601 et seq.). If jurisdiction is based on other factors, they are listed above in item 13.

Date: \_\_\_\_\_

\_\_\_\_\_  
JUDICIAL OFFICER

**THIS IS A COURT ORDER.**

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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**CHILDREN'S HOLIDAY SCHEDULE ATTACHMENT**

- TO  Petition  Response  Request for Order  Responsive Declaration to Request for Order  
 Stipulation and Order for Custody and/or Visitation of Children  Findings and Order After Hearing or Judgment  
 Visitation Order—Juvenile  Other (*specify*):

1. **Holiday parenting.** The following table shows the holiday parenting schedules. Write "Petitioner," "Respondent," "Other Parent," or "Other Party" to specify each parent's (or party's) years—odd or even numbered years or both ("every year")—and under "Times," specify the starting and ending days and times.

**Note: Unless specifically ordered, a child's holiday schedule order has priority over the regular parenting time.**

<b>Holidays</b>	<b>Times (from when to when)</b> <i>(Unless noted below, all single-day holidays start at ____ a.m. and end at ____ p.m.)</i>	<b>Every Year</b> <i>Petitioner/ Respondent/ Other Parent/Party</i>	<b>Even Numbered Years</b> <i>Petitioner/ Respondent/ Other Parent/Party</i>	<b>Odd Numbered Years</b> <i>Petitioner/ Respondent/ Other Parent/Party</i>
December 31 (New Year's Eve)				
January 1 (New Year's Day)				
Martin Luther King's Birthday (weekend)				
February 12 (Lincoln's Birthday)				
President's Day (Weekend)				
President's Week Recess, first half				
President's Week Recess, second half				
Spring Break, first half				
Spring Break, second half				
Mother's Day				
Memorial Day (weekend)				
Father's Day				
July 4th				
Summer Break:				
Labor Day (weekend)				
Columbus Day (weekend)				
Halloween				
November 11 (Veterans Day)				
Thanksgiving Day				
Thanksgiving weekend				
December/January School Break				
Child's birthday ( <i>date</i> ):				
Child's birthday ( <i>date</i> ):				
Child's birthday ( <i>date</i> ):				
Mother's birthday ( <i>date</i> ):				
Father's birthday ( <i>date</i> ):				
Other Parent's/Party's birthday ( <i>date</i> ):				
Breaks for year-round schools:				



PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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**ADDITIONAL PROVISIONS—PHYSICAL CUSTODY ATTACHMENT**

- TO  Petition  Response  Request for Order  Responsive Declaration to Request for Order  
 Stipulation and Order for Custody and/or Visitation of Children  Findings and Order After Hearing or Judgment  
 Custody Order—Juvenile—Final Judgment  Other (*specify*):

The additional provisions to physical custody apply to (*specify parties*):  Petitioner  Respondent  Other Parent/Party

1.  **Notification of parties' current address.**  Petitioner  Respondent  Other Parent/Party  
 must notify all parties within (*specify number*): \_\_\_\_\_ days of any change in his or her
  - a. address for  residence  mailing  work  e-mail
  - b. telephone/message number at  home  cell phone  work  the children's schools

The parties may not use such information for the purpose of harassing, annoying, or disturbing the peace of the other or invading the other's privacy. No residence or work address is needed if a party has an address with the State of California's Safe at Home confidential address program.
2.  **Notification of proposed move of child.** Each party must notify the other (*specify number*): \_\_\_\_\_ days before any planned change in residence of the children. The notification must state, to the extent known, the planned address of the children, including the county and state of the new residence. The notification must be sent by certified mail, return receipt requested.
3.  **Child care.**
  - a.  The children must not be left alone without age-appropriate supervision.
  - b.  The parties must let each other know the name, address, and phone number of the children's regular child-care providers.
4.  **Right of first option of child care.** In the event any party requires child care for (*specify number*): \_\_\_\_\_ hours or more while the children are in his or her custody, the other party or parties must be given first opportunity, with as much prior notice as possible, to care for the children before other arrangements are made. Unless specifically agreed or ordered by the court, this order does not include regular child care needed when a party is working.
5.  **Canceled visitation (parenting time).**
  - a.  If the noncustodial party fails to arrive at the appointed time and fails to notify the custodial party that he or she will be late, then the custodial party need wait for only (*specify number*): \_\_\_\_\_ minutes before considering the visitation (parenting time) canceled.
  - b.  If the noncustodial party is unable to exercise visitation (parenting time) on a given occasion, he or she must notify the custodial party (*specify*):
    - at the earliest possible opportunity.
    - Other (*specify*): \_\_\_\_\_
  - c.  If the children are ill and unable to participate in the scheduled visitation (parenting time), the custodial party must give the noncustodial party (*specify*):
    - as much notice as possible.
    - A doctor's excuse.
    - Other (*specify*): \_\_\_\_\_
6.  **Phone contact between parties and children.**
  - a.  The children may have telephone access to the parties  and the parties may have telephone access to the children at reasonable times, for reasonable durations.
  - b.  The custodial parent must make the child available for the following scheduled telephone contact (*specify child's telephone contact with each party*): \_\_\_\_\_
  - c.  No party or any other third party may listen to, monitor, or interfere with the calls.

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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7.  **No negative comments.** The parties will not make or allow others to make negative comments about each other or about their past or present relationships, family, or friends within hearing distance of the children.
8.  **Discussion of court proceedings with children.** Other than age-appropriate discussion of the parenting plan and the children's role in mediation or other court proceedings, the parties will not discuss with the children any court proceedings relating to custody or visitation (parenting time).
9.  **No use of children as messengers.** The parties will communicate directly with each other on matters concerning the children and may not use the children as messengers between them.
10.  **Alcohol or substance abuse.** The  petitioner  respondent  other parent/party may not consume alcoholic beverages, narcotics, or restricted dangerous drugs (except by prescription) within (*specify number*): \_\_\_\_\_ hours before or during periods of time with the children  and may not permit any third party to do so in the presence of the children.
11.  **No exposure to cigarette or medical marijuana smoke.** The parties will not expose the children to secondhand cigarette or medical marijuana smoke.
12.  **No interference with schedule of any party without that party's consent.** The parties will not schedule activities for the children during the other party's scheduled visitation (parenting time) without the other party's prior agreement.
13.  **Third-party contact.**
  - a.  The children will have no contact with (*specify name*):
  - b.  The children must not be left alone in the presence of (*specify name*):
14.  **Children's clothing and belongings.**
  - a.  Each party will maintain clothing for the children so that the children do not have to make the exchanges with additional clothing.
  - b.  The children will be returned to the other party with the clothing and other belongings they had when they arrived.
15.  **Log book.** The parties will maintain a "log book" and make sure that the book is sent with the children between their homes. Using businesslike notes (no personal comments), parties will record information related to the health, education, and welfare issues that arise during the time the children are with them.
16.  **Terms and conditions of order may be changed.** The terms and conditions of this order may be added to or changed as the needs of the children and parties change. Such changes will be in writing, dated and signed by the parties; each party will retain a copy. If the parties want a change to be a court order, it must be filed with the court in the form of a court document.
17.  **Other (*specify*):**

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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**JOINT LEGAL CUSTODY ATTACHMENT**

- TO  **Petition**  **Response**  **Request for Order**  **Responsive Declaration to Request for Order**  
 **Stipulation and Order for Custody and/or Visitation of Children**  **Findings and Order After Hearing or Judgment**  
 **Custody Order—Juvenile—Final Judgment**  **Other (specify):**

**NOTICE!** In exercising joint legal custody, the parties may act alone, as long as the action does not conflict with any orders about the physical custody of the children. **Use this form only if you want to ask the court to make orders specifying when the consent of both parties is required to exercise legal control of the children and the consequences for failing to obtain mutual consent.**

1. The parties (*specify*):  Petitioner  Respondent  Other Parent/Party will have joint legal custody of the children.
2. In exercising joint legal custody, the parties will share in the responsibility and discuss in good faith matters concerning the health, education, and welfare of the children. The parties must discuss and consent in making decisions on the following matters:
  - a.  Enrollment in or leaving a particular private or public school or daycare center
  - b.  Beginning or ending of psychiatric, psychological, or other mental health counseling or therapy
  - c.  Participation in extracurricular activities
  - d.  Selection of a doctor, dentist, or other health professional (except in emergency situations)
  - e.  Participation in particular religious activities or institutions
  - f.  Out-of-country or out-of-state travel
  - g.  Other (*specify*):
3. **If a party does not obtain the consent of the other party to those items in 2, which are granted as court orders:**
  - a. He or she may be subject to civil or criminal penalties.
  - b. The court may change the legal and physical custody of the minor children.
  - c.  Other consequences (*specify*):
4.  **Special decision making designation and access to children's records**
  - a. The  petitioner  respondent  other parent/party will be responsible for making decisions regarding the following issues (*specify*):
  
  - b. Both the custodial and noncustodial parent have the right to access records and information about their minor children (including medical, dental, and school records) and consult with professionals who are providing services to the children.
5.  **Health-care notification.**
  - a.  Each party must notify the other of the name and address of each health practitioner who examines or treats the children; such notification must be made within (*specify number*): \_\_\_\_\_ days of the first treatment or examination.
  - b.  Each party is authorized to take any and all actions necessary to protect the health and welfare of the children, including but not limited to consent to emergency surgical procedures or treatment. The party authorizing such emergency treatment must notify the other party as soon as possible of the emergency situation and of all procedures or treatment administered to the children.
  - c.  The parties are required to administer any prescribed medications for the children.
6.  **School notification.** Each party will be designated as a person the children's school will contact in the event of an emergency.
7.  **Name.** The parties will not change the last name of the children or have a different name used on the children's medical, school, or other records without the written consent of the other party.
8.  **Other (specify):**