

☐ Amended Joint Petition

Use this form if you and your partner:

- Are married or registered domestic partners; and
- Want to divorce, dissolve your domestic partnership, or legally separate; and
- Both agree, or plan to agree, on all issues in your case.

Do not use this form if you disagree on any legal issues. Instead use *Petition—Marriage/Domestic Partnership* (form FL-100) and *Summons* (form FL-110).

For more information and next steps, read *Information Sheet for Joint Petition for Divorce or Legal Separation* (form) or go to .

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

1 Who You Are

(Either of you can be Petitioner 1 or Petitioner 2, but once you choose to be Petitioner 1 or 2, the same person must be Petitioner 1 or 2 on all documents in this case. There is no legal advantage to being either Petitioner 1 or 2.)

a. Petitioner 1:

(1) Your Name:

(2) Your Lawyer (if you have one for this case):

Name: _____ State Bar Number: _____

Firm Name:

(3) Your Address: (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone Number: _____ Fax Number: _____

Email Address: _____



1 b. Petitioner 2:

(1) Your Name: _____

(2) Your Lawyer (if you have one for this case):

Name: _____ State Bar Number: _____

Firm Name: _____

(3) Your Address: (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone Number: _____ Fax Number: _____

Email Address: _____

(If you are married and also in a domestic partnership, ending your marriage does not end your domestic partnership. You can ask to end both legal relationships by filling out both **2** and **3** of this form.)

2 Married

(Complete this item if you are married.)

a. Date of marriage: _____

b. You want to (check one):

(1) ☐ Divorce(2) ☐ Legally separate (This means that you will still be married, but the court can still divide your property and debts and make other orders in a judgment.)**3** Registered Domestic Partners

(Complete this item if you are registered domestic partners.)

a. Date of registration: _____

b. You want to (check one):

(1) ☐ Dissolve (end) the domestic partnership.(2) ☐ Legally separate. (This means that you will still be domestic partners, but the court can still divide your property and debts and make other orders in a judgment.)

4 Residence Requirements

To qualify for this process, you must meet one of the requirements listed below. (*Check at least one.*)

- a. ☐ One or both of you have lived in California for the last six months and in the county where you are filing this petition for the last three months.
- b. ☐ You are only asking for a legal separation and not to end your marriage or domestic partnership.
- c. ☐ You are only asking to end a domestic partnership that you established in California.
- d. ☐ You are both the same sex and were married in California, but currently live somewhere that does not recognize your marriage and so will not grant you a divorce. You are also filing this case in the county where you were married.

(1) Petitioner 1 lives in (*Example: state, country*): _____

(2) Petitioner 2 lives in (*Example: state, country*): _____

Note: If you do not live in California, the court may be limited in the orders it can make. For more information go to _____.

5 Legal Grounds

You each declare that there are substantial differences in your relationship that each of you believes cannot be worked out in the future and justify ending your relationship now (irreconcilable differences).

6 Your Children Who Are Under 18

- a. Are you both the parents of any children who are under 18?

☐ No ☐ Yes (*If yes, complete 6b and follow the instructions in 6c*):

- b. List the information of your children who are under 18 below:

<u>Child's Name</u>	<u>Date of Birth</u>	<u>Age</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

☐ An unborn child

☐ Check here if you have more children together who are under 18. Attach a sheet of paper or use form _____. Write "Attachment 6b—Your Children Who Are Under 18" at the top of it. List the names, dates of birth, and ages of any additional children who are under 18 there.

- c. Each of you must fill out and sign a *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105). Attach these completed forms to this joint petition.



- 6 d. If any of the children you listed in this item were born before the date of your marriage or domestic partnership, you understand that the court has the power to determine those children to be the children of your marriage or domestic partnership.

7 **Issues You Agree On or Plan to Agree On**

- a. Issues you must agree on (*this means you will have a written agreement on all the issues listed below, which you will file with the court in the future*):

- (1) Date of separation;
- (2) Spousal or domestic partner support;
- (3) Your rights to property and how to divide assets and debts;
- (4) Lawyer's fees and costs;
- (5) If you have children listed in 6:
 - (a) Child custody and visitation (parenting time); and
 - (b) Child support.

- b. Other issues you agree on or plan to agree on (*check all that apply*):

- (1) ☐ Name change: either of you may change your name back to what it was before you were married or entered into your domestic partnership.
- (2) ☐ Other (*list any other issues*):

- ☐ Check here if you need more space. Attach a piece of paper or use form _____ and write "Attachment 7b—Issues That You Agree On" at the top, then continue writing on that piece of paper.

8 **Your Agreements and the Legal Rights You Are Giving Up**



IMPORTANT! Do not skip this section. It has information about your legal rights and what you are giving up by filing this joint petition.

Both of you understand and agree that:

- a. Each of you gives up the right to be legally served with a petition and a summons in this case.
- b. All the standard temporary restraining orders listed in *Summons—Joint Petition* (form FL-710) will apply to each of you as soon as this form is filed.



- 8 c. By filing this form, each of you makes a general appearance. This means that you accept the power of the court to make decisions in your case and agree to participate in the case. The day you make a general appearance also starts the clock for some deadlines to act in your case.
- d. If you appear in court and are sworn to testify, each of you would testify that the facts in this joint petition are true.
- e. Even if one or both of you later decide to revoke the joint petition and move the case to a different process for divorce, dissolution, or legal separation, the date that the joint petition is filed will be the filing date of the case. This means that important dates in your case (such as the deadline for you to serve your financial disclosures and the earliest date the court can dissolve your marriage) will be counted from the date you first filed this joint petition.
- f. Before the court enters *Judgment* (form FL-180) in this case, neither of you may file a request for a court order in this case unless one of you first revokes this joint petition and moves the case to a different process for divorce, dissolution, or legal separation. Instructions on how to revoke this joint petition are listed on *Information Sheet for Joint Petition for Dissolution or Legal Separation* (form _____).

9 **Other Matters**

- ☐ Check here if you are attaching information about other matters. Attach a piece of paper or use form and write “Attachment 9—Other Matters” at the top, then continue writing on that piece of paper.

10 **Your Signatures**

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

Date: _____

Type or print your name



Signature of Petitioner 1

Date: _____

Type or print your name



Signature of Petitioner 2



11 Your Lawyers' Signatures

(Lawyers sign here. If neither of you has a lawyer, leave this item blank.)

Date: _____

Type or print your name



Signature of Lawyer for Petitioner 1

Date: _____

Type or print your name



Signature of Lawyer for Petitioner 2

Notice—Cancellation of Rights

Dissolution of your marriage or domestic partnership or legal separation may automatically cancel the rights of a domestic partner or spouse under the other domestic partner's or spouse's will, trust, retirement benefit plan, power of attorney, pay-on-death bank account, transfer-on-death vehicle registration, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel your spouse's or domestic partner's rights as beneficiary of your life insurance policy. If these are not the results that you want, you must change your will, trust, account agreement, or other similar document to reflect your actual wishes.

You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement benefit plans, and credit reports to determine whether they should be changed or whether you should take any other actions in view of the dissolution of your marriage, or your legal separation. Some changes may require the agreement of your spouse or domestic partner or a court order.

Information Only — Do Not File

This is page 7 of your download, not part of the court form. Exclude this page when filing.

FL-700

Joint Petition—Marriage or Domestic Partnership (Family Law)

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Fast Divorce
20944 Sherman Way, Suite 101, Canoga Park, CA 91303
Los Angeles County LDA Registration No. 2024240911 | Expires November 16, 2026

(818) 610-3392

hello@fastdivorce.com

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