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| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, Street number, and address): C. Micheal McClure, Esq. SBN 44091 Attorney at Law 24600 Silver Cloud Court, Suite 104 Monterey, CA 93940 TELEPHONE NO.: 831-649-6161 FAX NO. (Optional): 831-649-1306 E-MAIL ADDRESS (Optional): | | FOR COURT USE ONLY FILED OCT 22 2013 CONNIE MAZZEI CLERK OF THE SUPERIOR COURT, DEPUTY MARIELA HERNANDEZ |
| ATTORNEY FOR (Name): Dina Marie Eastwood SUPERIOR COURT OF CALIFORNIA, COUNTY OF Monterey STREET ADDRESS: 1200 Aguajito Road MAILING ADDRESS: CITY AND ZIP CODE: Monterey, CA 93940 BRANCH NAME: Monterey | | |
| MARRIAGE OF PETITIONER: Dina Marie Eastwood RESPONDENT: Clinton Eastwood, Jr. | | CASE NUMBER: DR 54700 |
| PETITION FOR <input checked="" type="checkbox"/> Dissolution of Marriage <input type="checkbox"/> Legal Separation <input type="checkbox"/> Nullity of Marriage <input type="checkbox"/> AMENDED | | |

1. RESIDENCE (Dissolution only) Petitioner Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of this *Petition for Dissolution of Marriage*.

2. STATISTICAL FACTS

a. Date of marriage: 3/31/1996 c. Time from date of marriage to date of separation (specify):
 b. Date of separation: TBD Years: Months:

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born prior to or during the marriage or adopted during the marriage):

a. There are no minor children.
 b. The minor children are:

| | | | |
|-------------------------|------------------|------------|------------|
| <u>Child's name</u> | <u>Birthdate</u> | <u>Age</u> | <u>Sex</u> |
| Morgan Colette Eastwood | [REDACTED] | | F |

- Continued on Attachment 3b.
- c. If there are minor children of the Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.
- d. A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

4. SEPARATE PROPERTY

Petitioner requests that the assets and debts listed in *Property Declaration* (from FL-160) in Attachment 4 below be confirmed as separate property.

Item Confirm to
 Petitioner is unaware of the true nature and extent of the separate property of the parties and will pray leave to amend this Petition when the true nature and extent of the same, as well as pursuant to a Premarital Agreement.

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child or spousal support.



MARRIAGE OF (last name, first name of 'ies):
Eastwood, Dina Marie
Eastwood, Clinton Jr.

CASE NUMBER:

DR54700

5. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN

- a. There are no such assets or debts subject to disposition by the court in this proceeding.
b. All such assets and debts are listed in *Property Declaration* (form FL-160) in Attachment 5b.
 below (specify): **Petitioner is unaware of the true nature and extent of the community property of the parties and will pray leave to amend this Petition when the true nature and extent of the same is ascertained**

6. Petitioner requests

- a. dissolution of the marriage based on
(1) irreconcilable differences. (Fam. Code, §2310(a).)
(2) incurable insanity. (Fam. Code, §2310(b).)
b. legal separation of the parties based on
(1) irreconcilable differences. (Fam. Code, §2310(a).)
(2) incurable insanity. (Fam. Code, §2310(b).)
c. nullity of void marriage based on
(1) incestuous marriage. (Fam. Code, §2200.)
(2) bigamous marriage. (Fam. Code, §2201.)
d. nullity of voidable marriage based on
(1) petitioner's age at time of marriage. (Fam. Code, §2210(a).)
(2) prior existing marriage. (Fam. Code, §2210(b).)
(3) unsound mind. (Fam. Code, §2210(c).)
(4) fraud. (Fam. Code, §2210(d).)
(5) force. (Fam. Code, §2210(e).)
(6) physical incapacity. (Fam. Code, §2210(f).)

7. Petitioner requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

- | | Petitioner | Respondent | Joint | Other |
|--|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| a. Legal custody of children to..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Physical custody of children to..... | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Child visitation be granted to..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 7c. | | | | |
| d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| e. Attorney fees and costs payable by..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| f. Spousal support payable to (earnings assignment will be issued)..... | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| g. <input checked="" type="checkbox"/> Terminate the court's jurisdiction (ability) to award spousal support to Respondent. | | | | |
| h. <input checked="" type="checkbox"/> Property rights be determined. | | | | |
| i. <input type="checkbox"/> Petitioner's former name be restored to (specify): | | | | |
| j. <input type="checkbox"/> Other (specify): | | | | |

Continued on Attachment 7j.

8. **Child support**-If there are minor children born to or adopted by the Petitioner and Respondent before or during this marriage, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party. An earnings assignment may be issued without further notice. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.
9. **I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.**

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

Date: 10/21/13

Dina Marie Eastwood

(TYPE OR PRINT NAME)


(SIGNATURE OF PETITIONER)

Date: 10/21/13

C. Micheal McClure, Esq.

(TYPE OR PRINT NAME)


(SIGNATURE OF ATTORNEY FOR PETITIONER)

NOTICE: Dissolution or legal separation may automatically cancel the rights of a spouse under the other spouse's will, trust, retirement plan, power of attorney, pay on death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a spouse as beneficiary of the other spouse's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports to determine whether they should be changed or whether you should take any other actions. However, some changes may require the agreement of your spouse or a court order (see Family Code sections 231-235).

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| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): C. Micheal McClure, Esq. SBN 44091 Attorney at Law 24600 Silver Cloud Court, Suite 104 Monterey, CA 93940 TELEPHONE NO.: 831-649-6161 FAX NO. (Optional): 831-649-1306 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Dina Marie Eastwood | FOR COURT USE ONLY |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF Monterey STREET ADDRESS: 1200 Aguajito Road MAILING ADDRESS: CITY AND ZIP CODE: Monterey, CA 93940 BRANCH NAME: Monterey | |
| (This section applies only to family law cases.) PETITIONER: Dina Marie Eastwood RESPONDENT: Clinton Eastwood, Jr. OTHER PARTY: | |
| (This section applies only to guardianship cases.) GUARDIANSHIP OF (Name): _____ Minor | CASE NUMBER: <div style="font-size: 24pt; font-weight: bold; color: blue; text-align: center;">DR 54700</div> |
| DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA) | |

1. I am a party to this proceeding to determine custody of a child.
2. My present address and the present address of each child residing with me is confidential under Family Code section 3429 as I have indicated in item 3.
3. There are (specify number): **1** minor children who are subject to this proceeding, as follows:
 (Insert the information requested below. The residence information must be given for the last FIVE years.)

| | | | |
|---|--|---|--------------------------------|
| a. Child's name Morgan Colette Eastwood | Place of birth Los Angeles, CA | Date of birth 12/12/1996 | Sex F |
| to present | <input type="checkbox"/> Confidential | Person child lived with (name and complete current address) Dina and Clinton Eastwood, Jr. <input type="checkbox"/> Confidential | Relationship Parents |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| b. Child's name <input type="checkbox"/> Residence information is the same as given above for child a. (If NOT the same, provide the information below.) | Place of birth | Date of birth | Sex |
| to present | <input type="checkbox"/> Confidential | <input type="checkbox"/> Confidential | Relationship |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |
| to | Child's residence (City, State) | Person child lived with (name and complete current address) | |

- c. Additional residence information for a child listed in item a or b is continued on attachment 3c.
- d. Additional children are listed on form FL-105(A)/GC-120(A). (Provide all requested information for additional children.)



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|---|--------------------------------|
| SHORT TITLE: Marriage of Eastwood | CASE NUMBER: DR54700 |
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4. Do you have information about, or have you participated as a party or as a witness or in some other capacity in, another court case or custody or visitation proceeding, in California or elsewhere, concerning a child subject to this proceeding?
 Yes No (If yes, attach a copy of the orders (if you have one) and provide the following information):

| Proceeding | Case number | Court (name, state, location) | Court order or judgment (date) | Name of each child | Your connection to the case | Case status |
|--|-------------|-------------------------------|--------------------------------|--------------------|-----------------------------|-------------|
| a. <input type="checkbox"/> Family | | | | | | |
| b. <input type="checkbox"/> Guardianship | | | | | | |
| c. <input type="checkbox"/> Other | | | | | | |

| Proceeding | Case Number | Court (name, state, location) |
|--|-------------|-------------------------------|
| d. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency | | |
| e. <input type="checkbox"/> Adoption | | |

5. One or more domestic violence restraining/protective orders are now in effect. (Attach a copy of the orders if you have one and provide the following information):

| Court | County | State | Case number (if known) | Orders expire (date) |
|--|--------|-------|------------------------|----------------------|
| a. <input type="checkbox"/> Criminal | | | | |
| b. <input type="checkbox"/> Family | | | | |
| c. <input type="checkbox"/> Juvenile Delinquency/ Juvenile Dependency | | | | |
| d. <input type="checkbox"/> Other | | | | |

6. Do you know of any person who is not a party to this proceeding who has physical custody or claims to have custody of or visitation rights with any child in this case? Yes No (If yes, provide the following information):

| | | |
|---|---|---|
| a. Name and address of person <input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights Name of each child | b. Name and address of person <input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights Name of each child | c. Name and address of person <input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights Name of each child |
|---|---|---|

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

Date: 10.22.13
 Dina Marie Eastwood

(TYPE OR PRINT NAME)

Dina Eastwood
 (SIGNATURE OF DECLARANT)

7. Number of pages attached: _____

NOTICE TO DECLARANT: You have a continuing duty to inform this court if you obtain any information about a custody proceeding in a California court or any other court concerning a child subject to this proceeding.

SUMMON (Family Law)

FL-110

CITACION (Derecho familiar)

NOTICE TO RESPONDENT (Name):
AVISO AL DEMANDADO (Nombre):
Clinton Eastwood, Jr.

You are being sued. Lo están demandando.

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)
FILED
OCT 22 2013
CONNIE MAZZEI
CLERK OF THE SUPERIOR COURT,
MARIELA HERNANDEZ DEPUTY

Petitioner's name is:
Nombre del demandante:
Dina Marie Eastwood

CASE NUMBER / NUMERO DE CAUSA
DR 54700

You have **30 calendar days** after this *Summons* and *Petition* are served on you to file a *Response* (form FL-120 or FL-123) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

Tiene **30 días corridos** después de haber recibido la entrega legal de esta Citación y Petición para presentar una Respuesta (formulario FL-120 o FL-123) ante la corte y efectuar la entrega legal de una copia al demandante. Una carta o llamada telefónica no basta para protegerlo.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

Si no presenta su *Respuesta* a tiempo, la corte puede dar órdenes que afecten su matrimonio o pareja de hecho, sus bienes y la custodia de sus hijos. La corte también le puede ordenar que pague *manutención*, y honorarios y costos legales. Si no puede pagar la cuota de presentación, pida al secretario un formulario de exención de cuotas.

If you want legal advice, contact a lawyer immediately. You can get information about finding lawyers at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), at the California Legal Services Web site (www.lawhelpcalifornia.org) , or by contacting your local county bar association.

Si desea obtener asesoramiento legal, póngase en contacto de inmediato con un abogado. Puede obtener información para encontrar a un abogado en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en el sitio Web de los Servicios Legales de California (www.lawhelpcalifornia.org) o poniéndose en contacto con el colegio de abogados de su condado.

NOTICE: The restraining orders on page 2 are effective against both spouses or domestic partners until the petition is dismissed, a judgment is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.

AVISO: Las órdenes de restricción que figuran en la página 2 valen para ambos cónyuges o pareja de hecho hasta que se despidan la petición, se emita un fallo o la corte dé otras órdenes. Cualquier autoridad de la ley que haya recibido o visto una copia de estas órdenes puede hacerlas acatar en cualquier lugar de California.

NOTE: If a judgment or support order is entered, the court may order you to pay all or part of the fees and costs that the court waived for yourself or for the other party. If this happens, the party ordered to pay fees shall be given notice and an opportunity to request a hearing to set aside the order to pay waived court fees.

AVISO: Si se emite un fallo u orden de manutención, la corte puede ordenar que usted pague parte de, o todos las cuotas y costos de la corte previamente exentas a petición de usted o de la otra parte. Si esto ocurre, la parte ordenada a pagar estas cuotas debe recibir aviso y la oportunidad de solicitar una audiencia para anular la orden de pagar las cuotas exentas.

1. The name and address of the court are (El nombre y dirección de la corte son):

Superior Court of California, County of Monterey
1200 Aguajito Road Monterey, CA 93940

2. The name, address, and telephone number of the petitioner's attorney, or the petitioner without an attorney, are:

(El nombre, dirección y número de teléfono del abogado del demandante, o del demandante si no tiene abogado, son):
C. Micheal McClure, Esq. 24600 Silver Cloud Court, Suite 104
SBN 44091 831-649-6161 Monterey, CA 93940

Date (Fecha): OCT 22 2013 Clerk, by (Secretario, por) MARIELA HERNANDEZ Deputy (Asistente)



NOTICE TO THE PERSON SERVED: You are served
AVISO A LA PERSONA QUE RECIBIO LA ENTREGA: Esta entrega se realiza
a. as an individual. (a usted como individuo.)
b. on behalf of respondent who is a (en nombre de un demandado que es):
(1) minor (menor de edad)
(2) ward or conservatee (dependiente de la corte o pupilo)
(3) other (specify) (otro - especifique):

(Read the reverse for important information.) (Lea importante información al dorso.)

Page 1 of 2

WARNING-IMPORTANT INFORMATION

DR54700

WARNING: California law provides that, for purposes of division of property upon dissolution of a marriage or domestic partnership or upon legal separation, property acquired by the parties during marriage or domestic partnership in joint form is presumed to be community property. If either party to this action should die before the jointly held community property is divided, the language in the deed that characterizes how title is held (i.e., joint tenancy, tenants in common, or community property) will be controlling, and not the community property presumption. You should consult your attorney if you want the community property presumption to be written into the recorded title to the property.

STANDARD FAMILY LAW RESTRAINING ORDERS

Starting immediately, you and your spouse or domestic partner are restrained from

1. Removing the minor child or children of the parties, if any, from the state without the prior written consent of the other party or an order of the court;
2. Cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties and their minor child or children;
3. Transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, without the written consent of the other party or an order of the court, except in the usual course of business or for the necessities of life; and
4. Creating a nonprobate transfer or modifying a nonprobate transfer in a manner that affects the disposition of property subject to the transfer, without the written consent of the other party or an order of the court. Before revocation of a nonprobate transfer can take effect or a right of survivorship to property can be eliminated, notice of the change must be filed and served on the other party.

You must notify each other of any proposed extraordinary expenditures at least five business days prior to incurring these extraordinary expenditures and account to the court for all extraordinary expenditures made after these restraining orders are effective. However, you may use community property, quasi-community property, or your own separate property to pay an attorney to help you or to pay court costs.

ADVERTENCIA - INFORMACION IMPORTANTE

ADVERTENCIA: De acuerdo a la ley de California, las propiedades adquiridas por las partes durante su matrimonio o pareja de hecho en forma conjunta se consideran propiedad comunitaria para los fines de la división de bienes que ocurre cuando se produce una disolución o separación legal del matrimonio o pareja de hecho. Si cualquiera de las partes de este caso llega a fallecer antes de que se divida la propiedad comunitaria de tenencia conjunta, el destino de la misma quedará determinado por las cláusulas de la escritura correspondiente que describen su tenencia (por ej., tenencia conjunta, tenencia en común o propiedad comunitaria) y no por la presunción de propiedad comunitaria. Si quiere que la presunción comunitaria quede registrada en la escritura de la propiedad, debería consultar con un abogado.

ORDENES DE RESTRICCIÓN NORMALES DE DERECHO FAMILIAR

En forma inmediata, usted y su cónyuge o pareja de hecho tienen prohibido:

1. Llevarse del estado de California a los hijos menores de las partes, si los hubiera, sin el consentimiento previo por escrito de la otra parte o una orden de la corte;
2. Cobrar, pedir prestado, cancelar, transferir, deshacerse o cambiar el nombre de los beneficiarios de cualquier seguro u otro tipo de cobertura, tal como de vida, salud, vehículo y discapacidad, que tenga como beneficiario(s) a las partes y su(s) hijo(s) menor(es);
3. Transferir, gravar, hipotecar, ocultar o deshacerse de cualquier manera de cualquier propiedad, inmueble o personal, ya sea comunitaria, cuasicomunitaria o separada, sin el consentimiento escrito de la otra parte o una orden de la corte, con excepción las operaciones realizadas en el curso normal de actividades o para satisfacer las necesidades de la vida; y
4. Crear o modificar una transferencia no testamentaria de manera que afecte el destino de una propiedad sujeta a transferencia, sin el consentimiento por escrito de la otra parte o una orden de la corte. Antes de que se pueda eliminar la revocación de una transferencia no testamentaria, se debe presentar ante la corte un aviso del cambio y hacer una entrega legal de dicho aviso a la otra parte.

Cada parte tiene que notificar a la otra sobre cualquier gasto extraordinario propuesto, por lo menos cinco días laborales antes de realizarlo, y rendir cuenta a la corte de todos los gastos extraordinarios realizados después de que estas órdenes de restricción hayan entrado en vigencia. No obstante, puede usar propiedad comunitaria, cuasicomunitaria o suya separada para pagar a un abogado o para ayudarle a pagar los costos de la corte.