

INSTRUCTIONS: HOW TO FILL OUT PATERNITY PAPERS

WHEN TO USE THIS PACKET: Use this packet if you are an adult and

- You are 18 years of age or older, AND
- You want a court order that declares paternity for an adult child, AND
- Paternity has not already been legally established, AND
- The petitioner resides in Arizona, AND
- The father's name is not on the adult child's birth certificate.

IMPORTANT NOTICE about when you can sue another person in Arizona for paternity: You can sue another person in Arizona to establish paternity, if ONE of the following statements is true about the person:

- The person is a resident of Arizona; OR
- You served the person with the court papers in Arizona. (See the Law Library Resource Center packet on "Service" if you have any questions.); OR
- The person agrees to have the case heard in Arizona and filed written papers in the court case; OR
- The person lived with the child in Arizona at some time; OR
- The person lived in this state and provided pre-birth expenses or support for the child; OR
- The child lives in this state because of the acts or directions of that person; OR
- The person had sexual intercourse in this state and the child may have been conceived; OR
- The person signed an affidavit acknowledging paternity that was filed in this state; OR
- The person signed an affidavit acknowledging paternity, OR
- The person did any other acts that substantially connect the person with this state (see a lawyer to help you decide this).

(All Forms: TYPE OR PRINT IN BLACK INK)

FORM 1: FAMILY DEPARTMENT/SENSITIVE DATA COVER SHEET

- Write in the information requested about Petitioner/Party A and Respondent/Party B.
- DO NOT INCLUDE MAILING ADDRESS on this form if requesting address protection.
- **Case Type:** Mark the box that matches the legal procedure for which you are filing the documents in this packet: Paternity.
- **Interpreter:** Check "yes" or "no" to indicate whether an interpreter is needed. If "yes", write in what language you need the interpreter for.
- No additional copies needed. Do NOT copy or deliver ("serve") this document to the other party.

FORM 2: SUMMONS:

Fill in the following information where requested: Your name; address (if not protected); city, state and zip code; telephone number; ATLAS NUMBER (if you have one); name of Petitioner/Party A and name of Respondent/Party B.

If you are represented by an attorney, write in the attorney's bar number. Tell the Court whether you represent yourself or are represented by an attorney.

FORM 3: PETITION for PATERNITY:

- Make sure your form states "**PETITION for Court Order for PATERNITY for an ADULT CHILD.**" in the middle right-hand part of the first page.
- In the top left corner of the first page, fill out: YOUR name; address (if not protected); city, state and zip code; telephone number; and your e-mail address, if applicable.
- In the space that says "Name of Petitioner", fill in your name. You will be the Petitioner through the whole case. In the space that says "Name of Respondent," fill in the name of the other party (father), who will be the Respondent for the rest of your case. Leave "Case Number" blank. The Clerk will fill in the case number when you file your court papers.

A. Information about You:

1. Fill in your name, address (**if not protected**), and date of birth. This is basic information about YOU.
2. Venue: This box should be checked if it is true that you are starting this lawsuit in Arizona because either you or the other party live in Maricopa County.
3. Jurisdiction: Check one or more boxes about why you can pursue your court case against the other party in Arizona.

B. Statements about paternity and marriage:

4. Why do you think the other Party is your father? Check whichever box describes your situation.
 - **BLOOD TEST:** Check this box if a DNA blood test of the Respondent, you and/or your mother shows that the other Party is your biological father. Attach a copy of the blood test result to the petition.
 - **LIVING TOGETHER:** Check this box if the Respondent and your mother were living together and having sex during the 10 months before you were born.
 - **SEXUAL INTERCOURSE:** Check this box if the Respondent and your mother were not living together but had sex at the date you were conceived, and to your knowledge your mother did not have sex with anyone else at that time.
 - **OTHER:** Check this box if there is another reason paternity is correct. Explain.
5. Tell the Court whether the Respondent and your mother were married at the time or within 10 months before you were born or conceived

C. Other statements to the Court:

If, in addition to the above information you wrote, you think of any related facts that will help the judge in the decision about whether to order paternity, this is the area on the form to write those facts.

D. REQUESTS to the Court.

1. **PATERNITY:** Check this box and put the father's **full name** on the line provided to tell the Court you want a ruling as to the father's identity.
2. **BIRTH CERTIFICATE:** Write the father's full name as it should appear on your birth certificate.
3. **YOUR LAST NAME:** Check this box only if you want your last name changed. Write in the new last name.
4. **TESTING AND COSTS:** This section asks that, if the other party contests paternity, you want the Court to order cooperation with any blood or tissue tests necessary to establish paternity. It also asks the Court to award you costs and fees if the other party contests paternity.
5. **OTHER ORDERS:** Write the additional orders you are requesting the Court to make that were not covered in other parts of the Petition.

E. Signatures. Sign this form in front of a deputy clerk of court (at the filing counter) or a Notary Public. By doing so, you declare to the Court under penalty of prosecution for perjury that everything contained in your Petition is true.

After you complete the forms, read the Procedures in this packet for guidelines about how to file the forms with the Clerk of Court.

Do not copy
or file this page