

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>) TELEPHONE NO.: _____ FAX NO. (<i>Optional</i>): _____ E-MAIL ADDRESS (<i>Optional</i>): _____ ATTORNEY FOR (<i>Name</i>): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, ALAMEDA COUNTY STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
PETITIONER/PLAINTIFF: _____ RESPONDENT/DEFENDANT: _____ OTHER: _____	
DECLARATION REGARDING NOTICE <u>AND DELIVERY OF REQUEST FOR</u> <u>TEMPORARY OF</u> <u>APPLICATION FOR EMERGENCY ORDERS</u>	CASE NUMBER: _____

1. I am the attorney for the petitioner respondent claimant other (specify): ~~joined party in this case.~~

2. Describe the nature of the emergency order you are requesting:

- Immediate temporary order regarding: _____.
- An order to shorten the time for: hearing the request for order serving the other party with the request for order
- Other:

3. Was notice of this application for emergency order given to the opposing parties? YES NO.

4. a. **(NOTICE GIVEN)** I gave notice of the request for temporary emergency orders.

~~The opposing parties were notified of the relief sought and that the application would be submitted to the court on (date) _____, at (time) _____, as indicated below.~~

~~a. Notice was given to the attorney for the petitioner respondent claimant other joined party.~~

~~b. Manner of notification:~~

~~(1) By telephone. Name of person you spoke to: _____.~~

~~(2) By letter mailed personally delivered on (date) _____, at (time) _____.~~

~~— (Attach proof of service.) —~~

~~(3) By fax (specify fax number) _____, which I know to be the fax number of the person served because (specify): fax number shown on papers filed and served by the person other (specify):~~

~~(4) Other manner of notification (specify):~~

~~c. Did you receive a response to the notice? YES NO. If yes, describe the response received:~~

~~d. Do you expect opposition to the application to be filed? YES NO.~~

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT:	CASE NUMBER:
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(1) I told the following person the date and time I would file the request for emergency orders and the specific emergency orders I am seeking:

- (A) Petitioner Petitioner's attorney
- (B) Respondent Respondent's attorney
- (C) Other parent/party Other parent/party's attorney
- (D) Other (specify):

(2) I gave notice by the following method:

- (A) personally on (date): _____ at (location): _____, California; at _____ a.m./p.m.
- (B) telephone on (date): _____ at (telephone number): _____; at _____ a.m./p.m.
- (C) text on (date): _____ at (telephone number): _____; at _____ a.m./p.m.
- (D) voicemail on (date): _____ at (voicemail number): _____, at _____ a.m./p.m.
- (E) fax on (date): _____ at (fax number): _____; at _____ a.m./p.m.
- (F) email on (date): _____ to (email address): _____; at _____ a.m./p.m.
- (G) Other (specify):

(3) The time I gave notice:

(A) By 10:00 a.m. the court day before I filed the request for emergency orders

(B) After 10:00 a.m. the court day before I filed the request for emergency orders because of the following exception circumstances (specify):

~~b. (NOTICE NOT GIVEN) Notice of the application was not given, for the reason(s) indicated below:~~

- ~~a. Notice of the application would frustrate the purpose of the order sought, for the reason(s) described below.~~
- ~~b. Giving notice would result in immediate and irreparable damage to or loss of property subject to disposition in the case— (explain the nature of the immediate and irreparable harm below).~~
- ~~c. The parties agreed in advance that notice will not be necessary with respect to the matter that is the subject of the request for emergency orders (explain below).~~
- ~~d. I made reasonable and good faith efforts to notify the other party and further efforts to give notice probably would be futile or burdensome (explain below).~~
- ~~e. Other (specify):~~

I did not give notice to the other party/ies about this request for temporary emergency orders. I request that the court waive notice to the other party because of the following exception circumstances (check all that apply):

- (1) To help prevent an immediate danger or irreparable harm to myself (or my client) or to the child(ren) in the case.
- (2) There is an immediate risk that the child(ren) in the case will be removed from the state of California.
- (3) To help prevent immediate loss or damage to property subject to disposition in the case.
- (4) Other exception circumstances (specify):
- (5) Facts in support of the request to waive notice are (specify):

~~6. Explanation for answers in paragraph 5, if applicable:~~

c. I did not give notice to the other party/ies about this request for emergency orders because I was unable to do so despite my best efforts. The efforts I made to notify the other party/ies were (specify):

5. Delivery of documents.

a. The Request for Order (form FL-300) for temporary emergency orders, the Temporary Emergency Orders (form FL-305) and all related documents were delivered to:

- (A) Petitioner Petitioner's attorney
- (B) Respondent Respondent's attorney
- (C) Other parent/party Other parent/party's attorney
- (D) Other (specify):

b. I gave the documents by the following method:

- (A) personally on (date): _____ at (location): _____, California; at _____ a.m./p.m.
- (B) fax on (date): _____ at (fax number): _____; at _____ a.m./p.m.
- (C) email on (date): _____ at (email address): _____; at _____ a.m./p.m.
- (D) Overnight mail or other overnight carrier (specify):

c. documents were not delivered to the other party/ies because of the following exceptional circumstances (specify facts in support of the request to waive delivery of the documents):

6. I do believe do not believe the other party/ies will oppose this request for temporary emergency orders.

7. I have have not requested the same orders from the court in the past.

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 DECLARANT'S NAME:	DECLARANT'S SIGNATURE: