

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY</b> 1200 Aguajito Road, Monterey, California 93940	
IN THE MATTER OF _____  DATE OF BIRTH _____ A MINOR	
<b>CITATION FOR FREEDOM FROM PARENTAL CUSTODY AND CONTROL</b>	
CASE NUMBER _____	

To (name): \_\_\_\_\_

You are advised that you are required to appear in the Superior Court of California, County of Monterey, in Department \_\_\_\_\_ at the court location indicated above on \_\_\_\_\_, at \_\_\_\_\_ am/pm, to show cause, if you have any, why (name) \_\_\_\_\_

minor, should not be declared free from parental custody and control as requested in the petition. Any person having custody or control of the child is required to appear with the child except that, if the child is under the age of 10 years, appearance with the child is required *only* upon order of the court after necessity has been shown.

You are advised that if the parent(s) are present at the time and place above stated the judge will read the petition and, if requested, may explain the effect of the granting of the petition and, if requested, the judge shall explain any term or allegation contained therein and the nature of the proceeding, its procedures and possible consequences and may continue the matter for not more than 30 days for the appointment of counsel or to give counsel time to prepare.

The court may appoint counsel to represent the minor whether or not the minor is able to afford counsel. If any parent appears and is unable to afford counsel, the court shall appoint counsel to represent each parent who appears unless such representation is knowingly and intelligently waived.

**If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your pleading, if any, may be filed on time.**



Date: \_\_\_\_\_ Clerk of the Superior Court  
 by \_\_\_\_\_, Deputy

This citation was called in open court at the date \_\_\_\_\_ and time noted above with / without response. Clerk of the Superior Court  
 by \_\_\_\_\_, Deputy

CHILD'S NAME	CASE NUMBER
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**PROOF OF SERVICE OF CITATION (FOR FREEDOM FROM PARENTAL CUSTODY AND CONTROL)**

*(Use separate proof of service for each person served)*

**Proof of Service will be blank if served by publication**

1. I served the person cited (*name*): \_\_\_\_\_  
 With the citation and petition as follows:
  - a. by serving
    - (1)  Person cited.
    - (2)  Person and title or relationship to person cited (*name, etc.*): \_\_\_\_\_
  - b.  Delivery at  home  business
    - (1) date: \_\_\_\_\_ (2) time: \_\_\_\_\_
    - (3) address: \_\_\_\_\_
  - c.  Mailing:
    - (1) date: \_\_\_\_\_ (2) place: \_\_\_\_\_
    - (3) address: \_\_\_\_\_
2. Manner of service: (*check proper box*)
  - a.  **Personal Service** By personally delivering copies (Code Civ. Proc. § 415.10).
  - b.  **Substituted service on natural person, minor, incompetent or candidate** By leaving copies at the  dwelling house  usual place of abode  usual place of business of the person cited in the presence of (*name*): \_\_\_\_\_ who was informed of the general nature of the papers, and thereafter mailing by first class mail, postage prepaid, copies to the person cited at the place where the copies were left (Code Civ. Proc. § 415.20(b)). (*Attach separate declaration or affidavit stating acts relied on to establish reasonable diligence in first attempting personal service.*)
  - c.  **Mail and acknowledgment service** By mailing by first-class mail copies to the person cited together with two copies of the form Notice and Acknowledgment of Receipt (JC Form #POS-015) and a return envelope, postage prepaid, addressed to the sender (Code Civ. Proc. 415.30). (*Attach completed Acknowledgment of Receipt form.*)
  - d.  **Return receipt requested mail service** by mailing to address outside California, with return receipt requested, copies to the person cited (Code Civ. Proc. § 415.40). (*Attach signed return receipt or other evidence of actual delivery to the person served.*)
  - e.  **Other-Code Civ. Proc. § 413.10, 413.30.** (*Attach separate page if necessary*): \_\_\_\_\_  
 \_\_\_\_\_  
 Additional page is attached.
3. At the time of service I was at least 18 years of age and not a party to this case.
4. Fee for service: \$ \_\_\_\_\_
5. Name, address and telephone number of person serving: \_\_\_\_\_  
 \_\_\_\_\_  
  - a.  Not a registered California process server (Code Civ. Proc. § 417.40)  and exempt (Bus. & Prof. Code § 22350)
  - b.  Registered: \_\_\_\_\_  
 \_\_\_\_\_ County,  
 Number: \_\_\_\_\_
  - c.  California sheriff
    - (1) Title: \_\_\_\_\_
    - (2) County: \_\_\_\_\_

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 name \_\_\_\_\_  
 Signature