

NAME, ADDRESS AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY:		STATE BAR NUMBER	<i>Reserved for Clerk's File Stamp</i>	
ATTORNEY FOR (NAME):		EMAIL:		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES				
COURT HOUSE ADDRESS:				
PETITIONER / PLAINTIFF				
RESPONDENT / DEFENDANT				
OTHER				
GESTATIONAL SURROGACY COVER SHEET			CASE NUMBER:	DEPT. NUMBER:
			DATE PETITIONED:	

SUBJECT MATTER JURISDICTION AND VENUE

1) Subject Matter Jurisdiction: Pursuant to Family Code Section 7620, if a child is conceived pursuant to an assisted reproduction agreement for gestational carriers, as defined in Section 7960 and as described in Section 7962, this court shall have jurisdiction over a proceeding to determine parentage of the child if any of the following conditions is satisfied:

- a. **7620(a)** A person...who enters into an assisted reproduction agreement in this state thereby submits to the jurisdiction of the courts of this state...as to an action brought under this part with respect to a child...who may have been conceived as a result of that assisted reproduction agreement (i.e., written gestational carrier agreement was entered into in this state.)
- b. **7620(b)(1)** _____ resides in this state, or resided in this state at the time the assisted reproduction agreement for gestational carriers was executed.
- c. **7620(b)(2)** The medical procedures leading to conception, including in vitro fertilization or embryo transfer, or both, were carried out in this state.
- d. **7620(b)(3)** The child is/children are born in this state.

2) Venue: Venue is proper before the Los Angeles Superior Court pursuant to the following sections of

the Family Code because Los Angeles County is the county where:

- a. **7620(c)(1):** The child resides or is found.
- b. **7620(c)(5) and 7962(e):**
 - 1. child is anticipated to be born.
 - 2. intended parent(s) reside.
 - 3. gestational carrier resides.
 - 4. gestational carrier agreement was executed.
 - 5. medical procedures pursuant to the agreement were performed.

COMPLIANCE WITH FAMILY CODE 7962

3) If a case does not technically meet all of the requirements of Family Code Section 7962, then under Family Code Section 7962(f)(2), the court is not prevented from entering a parentage order, so long as the parties have provided sufficient proof entitling them to the relief sought. However, in this case, the parties have complied with all the requirements of Family Code Section 7962 for the reasons stated below:

- 4) 7962(a)(1)** The parties signed the written gestational carrier agreement on _____.
- 5) 7962(a)(2)** The child was/children were created through in vitro fertilization using Ova from _____ and Sperm from _____.

- 6) **7962(a)(3)** The gestational carrier agreement identifies the Intended Parent(s);
- 7) **7962(a)(4)** The gestational carrier agreement discloses how the intended parents will cover the medical expenses of the gestational carrier and of the newborn or newborns;
- 8) **7962(b)** Before signing the gestational carrier agreement, the parties to the agreement were represented by separate independent licensed attorneys of their choosing;
- 9) **7962(c)** The gestational carrier agreement was signed in the presence of a notary or witnesses by the equivalent method of affirmation in the jurisdiction where executed on _____;
- 10) **7962(d)** The parties to the gestational carrier agreement did not undergo an embryo transfer or commence injectable medication in preparation for an embryo transfer until after

the agreement was fully executed as required by Family Code Sections 7962(b) and 7962(c);

- 11) **7962(e)** A copy of the gestational carrier agreement has been lodged with this court;
- 12) **7962(e)** The parties have attested, under penalty of perjury and to the best of their knowledge and belief, as to their compliance with Family Code Section 7962 in entering into the assisted reproduction agreement;
- 13) **Criminal Background Check completed and submitted to Court?**
- 14) **Are the parties requesting a hearing?**
- 15) **Are there any scheduling requests or issues (such as a need for an expedited hearing or review date) that the Court should be aware of?**

I declare under penalty of perjury of the law of the Status of California that the foregoing is true and correct.

_____/_____
Signature Date

_____, Esq.
Attorney for Petitioners
CA Bar #: