Attorney or Party Without An Attorney (Name, State Bar No. & Address)	For Court Use Only
Telephone No.	
Attorney for:	
Superior Court of California, County of San Bernardino	
Petitioner:	
Respondent:	
DECLARATION REGARDING EX PARTE NOTICE	CASE NUMBER
TO OPPOSING PARTY	

-BLACK INK ONLY -

The undersigned hereby declares that I gave notice to the opposing party about where and when the application for the emergency order would be made as follows:

Name of Party Notifie	ed/Served:					
Date of Notice:	Т	ime N	lotice Was Given:		I A.M.	□ P.M.
Form of Notice: □	ı Oral □ Writ	tten	Other:			
Information Given:	hat at	□A.M	1. □ P.M., on		(co	urt date), the
moving party would a	appear at the S	uperio	or Court, located at:			
					Califor	nia, in
Department	to ask for imr	nediat	te temporary order	s regardin	g:	
Residence Exc	lusion 🗆 Pr	operty	orary Guardianship y Control		ning Ord	er

I have received the following response to this notice:

CONTINUED ON BACK SIDE

See Rules of Court, Rule 5.165 for notice requirements -- no later than 10:00 am on the court day before the matter is to be considered by the court or provide written explanation of exceptional circumstances. SB-19447 Revised 3.11.13

Is opposition expected from the other party? □ Yes □ No □Unknown

For All Cases Except Domestic Violence Restraining Order

- □ I have served the other party with a copy of the paperwork.
- □ I have not yet had a reasonable opportunity to serve the other party with the paperwork.

□ My notice to the other party was later than 10:00am on the court day before the hearing. See the attached declaration explaining the exceptional circumstances about why there was shorter notice.

►ALL CASES: You may ask the court to excuse you from giving notice to the other party for good cause.

If you did not give notice to the other party, <u>you must write down your explanation here</u>. Below you will find a list of reasons from California Rules of Court Rule 5.165 why no notice may be acceptable.

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

Date: _____

Signed by:	
Street Address:	
City/State/Zip:	

California Rules of Court, Rule 5.165

- The party made reasonable and good faith efforts to give notice to the other party, and further efforts to give notice would probably be futile or unduly burdensome;
- Giving notice would frustrate the purpose of the order;
- Giving notice would result in immediate and irreparable harm to the applicant or the children who may be affected by the order sought;
- Giving notice would result in immediate and irreparable damage to or loss of property subject to disposition in the case; or
- 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.

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