

PARTY WITHOUT ATTORNEY OR ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT/PARTY:	
REQUEST TO RESCHEDULE HEARING INVOLVING TEMPORARY EMERGENCY (EX PARTE) ORDERS	CASE NUMBER:

Notice: Read *How to Reschedule a Hearing in Family Court* before you complete this form.

Notice: Do not use this form to ask to change the date of a domestic violence restraining order hearing. For more information, read _____, *How to Ask for a New Hearing Date*.

CASE INFORMATION

1. Name of person asking to reschedule the hearing (*specify*):
 - a. I am the party who filed the *Request for Order* (form FL-300), order to show cause, or other moving paper in item 2.
 - b. I am the party who is responding to the *Request for Order* (form FL-300), order to show cause, or other moving paper in item 2.
2. I ask that the court reschedule the hearing date for the (*select one*)
 - a. *Request for Order*.
 - b. *Order to Show Cause* for contempt. seek work.
 - c. other (*specify*):
3. The item in 2 was filed on (*date*):
4. The hearing is currently set for (*date*):
5. The court issued temporary emergency (ex parte) orders with item 2 relating to (*specify*)
 - a. child custody or visitation (parenting time).
 - b. property restraint orders under Family Code section 2045 or 4620.
 - c. other (*specify*):

Notice: If the court grants the request to reschedule the hearing, the expiration date of any temporary emergency (ex parte) orders will be extended to the end of the new hearing, unless otherwise ordered by the court.

REQUEST

6. I request that the hearing be rescheduled as follows:
 - a. After (*specify date*):
 - b. On a date I am available, which does not include (*specify dates*):
 - c. Other (*specify*):

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REASON FOR RESCHEDULING

7. The hearing needs to be rescheduled because *(select all that apply)*
- a. the papers were not served before the hearing date.
 - b. the parties need to attend child custody mediation or child custody recommending counseling before the hearing.
 - c. as the responding party to a request for temporary emergency (ex parte) orders for property restraint, I am entitled as a matter of course to have the court reschedule the hearing one time for a reasonable period to respond to the request. *(This reason is available only if you checked item 5b above.)*
 - d. other good cause as stated below:

SPECIAL PROCEDURES MAY APPLY

The procedures in items 8 and 9 apply only if the documents in item 2 were served on the parties.

8. Unless the court determines that there are exceptional circumstances, the other parties must first be
- a. notified that you are going to ask the court to reschedule the hearing; and
 - b. served with copies of the request to reschedule at the first reasonable opportunity.
9. You must then submit to the court a proof of the notice and service in 8a and 8b, along with the request to reschedule. You may use *Declaration Regarding Notice and Service of Request for Temporary Emergency (Ex Parte) Orders* (form FL-303) to comply with the proof of notice and service.
10. You should submit the documents in item 9 to the court no later than five court days before the hearing date set on the *Request for Order* (form FL-300), order to show cause, or other moving paper, unless you have a very good reason to submit them later.

PROPOSED ORDER REQUIRED

11. I have submitted a proposed *Order on Request to Reschedule Hearing* (form FL-309).

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

