

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Derek A. Danielson, Esq. [SBN170093]
 Law Office of Derek A. Danielson
 9255 Sunset Boulevard, Suite 720
 Los Angeles, California 90069

TELEPHONE NO.: (310) 892-3005 FAX NO. (Optional): (323) 871-2179

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): **Avril Ramona Lavigne**

FOR COURT USE ONLY

FILED
 LOS ANGELES SUPERIOR COURT

OCT -9 2009

JOHN A. ... CLERK

BY *[Signature]*

CASE NUMBER:
80513617

Case is assigned to Judge Le...
 Department 15

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 111 N. Hill Street
 MAILING ADDRESS: -same
 CITY AND ZIP CODE: Los Angeles, California 90012
 BRANCH NAME: Central District

MARRIAGE OF
 PETITIONER: **AVRIL RAMONA LAVIGNE**
 Marriage of Lavigne v. Whibley
 RESPONDENT: **DERYCK JASON WHIBLEY**

PETITION FOR

Dissolution of Marriage
 Legal Separation
 Nullity of Marriage

AMENDED

1. RESIDENCE (Dissolution only) Petitioner Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of this *Petition for Dissolution of Marriage*.

2. STATISTICAL FACTS

a. Date of marriage: 07/15/2006
 b. Date of separation: 09/04/2009
 c. Time from date of marriage to date of separation (specify):
 Years: 3 Months: 1

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born prior to or during the marriage or adopted during the marriage):

a. There are no minor children.
 b. The minor children are:

Child's name	Birthdate	Age	Sex

Continued on Attachment 3b.

c. If there are minor children of the Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.

d. A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

4. SEPARATE PROPERTY

Petitioner requests that the assets and debts listed in *Property Declaration* (form FL-160) in Attachment 4 below be confirmed as separate property.

Item Confirm to

Petitioner has not had sufficient opportunity to identify and list such property and reserves the right to amend this Petition.

CIT/CASE: 80513617 LEA/DEF:
 RECEIPT # 1194528704
 DATE PAID: 10/09/09 14:05:42
 PAYMENT: \$600.00
 RECEIVED
 CHECK

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child or spousal support.

MARRIAGE OF (last name, first name of parties): Marriage of Lavigne v. Whibley	CASE NUMBER:
---	--------------

5. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN

- a. There are no such assets or debts subject to disposition by the court in this proceeding.
- b. All such assets and debts are listed in *Property Declaration* (form FL-160) in Attachment 5b.
 below (specify):
 Petitioner has not had sufficient opportunity to identify and list such property and reserves the right to amend this Petition.

6. Petitioner requests

- | | |
|--|--|
| <p>a. <input checked="" type="checkbox"/> dissolution of the marriage based on</p> <p>(1) <input checked="" type="checkbox"/> irreconcilable differences. (Fam. Code, § 2310(a).)</p> <p>(2) <input type="checkbox"/> incurable insanity. (Fam. Code, § 2310(b).)</p> <p>b. <input type="checkbox"/> legal separation of the parties based on</p> <p>(1) <input type="checkbox"/> irreconcilable differences. (Fam. Code, § 2310(a).)</p> <p>(2) <input type="checkbox"/> incurable insanity. (Fam. Code, § 2310(b).)</p> <p>c. <input type="checkbox"/> nullity of void marriage based on</p> <p>(1) <input type="checkbox"/> incestuous marriage. (Fam. Code, § 2200.)</p> <p>(2) <input type="checkbox"/> bigamous marriage. (Fam. Code, § 2201.)</p> | <p>d. <input type="checkbox"/> nullity of voidable marriage based on</p> <p>(1) <input type="checkbox"/> petitioner's age at time of marriage. (Fam. Code, § 2210(a).)</p> <p>(2) <input type="checkbox"/> prior existing marriage. (Fam. Code, § 2210(b).)</p> <p>(3) <input type="checkbox"/> unsound mind. (Fam. Code, § 2210(c).)</p> <p>(4) <input type="checkbox"/> fraud. (Fam. Code, § 2210(d).)</p> <p>(5) <input type="checkbox"/> force. (Fam. Code, § 2210(e).)</p> <p>(6) <input type="checkbox"/> physical incapacity. (Fam. Code, § 2210(f).)</p> |
|--|--|

7. Petitioner requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

- | | | Petitioner | Respondent | Joint | Other |
|--|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
| a. Legal custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Physical custody of children to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Child visitation be granted to | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 7c. | | | | | |
| d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| e. Attorney fees and costs payable by | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| f. Spousal support payable to (earnings assignment will be issued) | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| g. <input checked="" type="checkbox"/> Terminate the court's jurisdiction (ability) to award spousal support to Respondent. | | | | | |
| h. <input checked="" type="checkbox"/> Property rights be determined. | | | | | |
| i. <input type="checkbox"/> Petitioner's former name be restored to (specify): | | | | | |
| j. <input type="checkbox"/> Other (specify): | | | | | |
- Continued on Attachment 7j.


8. Child support—If there are minor children born to or adopted by the Petitioner and Respondent before or during this marriage, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party. An earnings assignment may be issued without further notice. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.

9. I HAVE READ THE RESTRAINING ORDERS ON THE BACK OF THE SUMMONS, AND I UNDERSTAND THAT THEY APPLY TO ME WHEN THIS PETITION IS FILED.

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


Date: 10/9/09

Avril Ramona Lavigne
 (TYPE OR PRINT NAME)


 (SIGNATURE OF PETITIONER)

Date: 10/9/09

Derek A. Danielson, Esq.
 (TYPE OR PRINT NAME)


 (SIGNATURE OF ATTORNEY FOR PETITIONER)

NOTICE: Dissolution or legal separation may automatically cancel the rights of a spouse under the other spouse's will, trust, retirement plan, power of attorney, pay on death bank account, survivorship rights to any property owned in joint tenancy, and any other similar thing. It does not automatically cancel the right of a spouse as beneficiary of the other spouse's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports to determine whether they should be changed or whether you should take any other actions. However, some changes may require the agreement of your spouse or a court order (see Family Code sections 231–235).