

\_\_\_\_\_  
Name of Applicant

\_\_\_\_\_  
Address of Applicant

\_\_\_\_\_  
Telephone Number

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF EL DORADO**

In re: )  
 )  
 )  
\_\_\_\_\_)  
Petitioner, )  
 )  
 )  
\_\_\_\_\_)  
Respondent. )  
\_\_\_\_\_)

Case No. \_\_\_\_\_

EX PARTE APPLICATION AND  
DECLARATION FOR ORDERS  
AND NOTICE

I, \_\_\_\_\_, am making an Ex Parte Application to the court, and I do hereby declare and say as follows:

1. I am submitting this declaration in accordance with Code of Civil Procedure section 2009 and 2015.5; California Rules of Court, Rule 5.118(f); and the decisions in Reifler vs Superior Court (1974) Cal.App.3d 479 and Marriage of Stevenot (1984) 154 Cal.App.3d 1051. I hereby affirm that I have personal knowledge of the facts stated herein, and if called as a witness, I would testify competently thereto.

**THE ORDERS I AM REQUESTING IN THIS EX PARTE APPLICATION**

2. I am requesting that the court make the following order(s):
- (a) \_\_\_\_\_.
  - (b) \_\_\_\_\_.
  - (c) \_\_\_\_\_.

**THE REASONS THAT MY REQUEST FOR THESE ORDERS MUST BE HEARD AS AN EX PARTE APPLICATION**

3. I am requesting that the court issue these orders on an ex parte basis because unless this matter is heard by the court immediately the following “great or irreparable injury” will occur that cannot be prevented, undone, or remedied by a later court order:

---

---

---

---

---

---

4. I hereby acknowledge that I have reviewed the document entitled Ex Parte Policies and Procedures, and that I realize that Ex Parte Applications are limited to requests for extraordinary and immediate relief that cannot wait for the period of time required for a hearing on a request for order and if the court finds an emergency does not exist, sanctions may be imposed.

5. I further acknowledge that if the court determines that my Ex Parte Application does not meet the requirements for the issuance of ex parte orders it may either deny my application entirely or set the matter at a later date on the regular law and motion calendar.

**THE FACTS THAT SUPPORT MY APPLICATION FOR THE EX PARTE ORDERS I AM REQUESTING**

6. The following facts, events, and documentary evidence support my request that the foregoing ex parte orders be issued by the court:

---

---

---

---

---

---

---

---

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

Date: \_\_\_\_\_ Signature: \_\_\_\_\_  
(Signature of Declarant)

**DECLARATION NOTICE UPON EX PARTE APPLICATION FOR ORDERS**

*Pursuant to California Rule of Court 3.1203, notice of the ex parte application should be given no later than 10:00 am the court date before the ex parte appearance, absent a showing of exceptional circumstances that justify a shorter time for notice.*

I, \_\_\_\_\_ declare:

- 1. That I am \_\_\_ counsel for \_\_\_\_\_petitioner \_\_\_\_\_ respondent in the within action.
- 2. To the best of my knowledge \_\_\_\_\_petitioner \_\_\_\_\_ respondent is/is not represented by counsel. Their counsel is \_\_\_\_\_.
- 3. Notice was given pursuant to California Rules of Court that a hearing for an ex parte order is scheduled at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_ in Dept. \_\_\_\_\_ at 2850 Fairlane Court, Suite 120, Placerville, CA 95667.

(a) I spoke with \_\_\_\_\_ and advised him/her that I had scheduled an Ex Parte Application regarding the issues described herein.

(b) I left a voice mail/I sent a facsimile transmission to \_\_\_\_\_ at the following number \_\_\_\_\_ advising him/her that I had scheduled an Ex Parte Application regarding the issues described herein.

4. I provided him/her with copies of my Request for Orders, any supporting documents, and this Declaration Regarding Request for Ex Parte Orders and Notice of the Ex Parte Application by:

\_\_\_\_\_  
\_\_\_\_\_

(c) I did not deliver a copy of the documents prior to the hearing because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. Notice was NOT given for the following reason:

\_\_\_\_\_ Notice of this application would frustrate the purpose of the orders and the applicant would suffer immediate and irreparable harm if the adverse party learns that this order is being sought before it is entered.

\_\_\_\_ The following reasonable and good faith efforts were made to notify the adverse party and further efforts to give notice would be futile or unduly burdensome:

---

---

---

---

---

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

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

(Signature of Declarant)