

**MOTHER'S ANSWER TO PRESUMED
FATHER'S PETITION FOR
DECLARATION OF NON-PATERNITY
FORMS**

Do not file this page with the court.

MOTHER'S ANSWER TO PRESUMED FATHER'S PETITION FOR DECLARATION OF NON-PATERNITY FORMS

(These forms shall be used by mothers in response to *Presumed Father's Petition for Declaration of Non-Paternity.*)

Introduction

These forms are available to you at no cost on the Representing Yourself website. Some courts may provide paper copies of these forms for a fee. Only a lawyer may charge you a fee for preparing these forms. You are required to complete the Litigant Awareness Program on selfrepresent.mo.gov before preparing these forms. Your local court may also have other educational programs available to help you in the preparation of these forms.

General Information about Forms

The forms must be downloaded with Adobe Acrobat Reader or Adobe Acrobat DC to save the information you enter. Adobe Acrobat Reader DC is available for free from the Adobe website. Save the forms before you begin entering information. After you have filled in the forms on your computer, save the information and print the forms to file them with the court.

If you are working on a public computer, **don't save your personal information on the public computer.** Use a USB memory stick or other removable device.

The forms listed below are interactive. If you fill in the forms on your computer, some of the information you enter on one line may automatically transfer to another line. The forms also contain bookmarks that help you to navigate through the forms. In addition, there are "links" embedded in the forms. These links are usually blue and can take you to a related location in the forms or to a related website.

You are the Respondent. The man who filed *Presumed Father's Petition for Declaration of Non-Paternity* is the Petitioner.

The court may appoint a Guardian Ad Litem to represent the children in this action. A Guardian Ad Litem is an independent attorney hired to represent the interests of children in legal proceedings. The court may order one or more parties to pay the Guardian Ad Litem for their time and expenses in representing the children.

Upon Completion of the Forms

1. You must file the following **original, signed forms with the court:**
 - *Mother's Answer to Presumed Father's Petition for Declaration of Non-Paternity*
 - *Statement of Income and Expenses (For use in Presumed Father's Non-Paternity Action)*
 - *Statement of Property and Debt (For use in Presumed Father's Non-Paternity Action)*
 - *Certificate of completion of Litigant Awareness Program*
2. You must provide a copy of *Mother's Answer to Presumed Father's Petition for Declaration of Non-Paternity* to Petitioner or to his attorney.
3. You should also keep a copy of these forms for your records.
4. You should check with your local court to see if additional forms are required.

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1. [Mother's Answer to Presumed Father's Petition for Declaration of Non-Paternity \(Form CAFC313-R\)](#)

This is the first form you should complete. You will complete this form in response to *Presumed Father's Petition for Declaration of Non-Paternity*. By signing this form, you agree to allow the court to decide your case. You may use this form to agree or disagree with statements in Petitioner's *Petition*.

2. [Statement of Income and Expenses \(For use in Presumed Father's Non-Paternity Action\) \(Form CAFC254\)](#)

This form requires you to list income and expenses for both you and the other parent.

3. [Statement of Property and Debt \(For use in Presumed Father's Non-Paternity Action\) \(Form CAFC244\)](#)

This form requires you to list your property and debt.

3. I admit as true **everything** the Petitioner stated in *Presumed Father's Petition for Declaration of Non-Paternity* and incorporate all of those allegations herein **except** the following:

Any statement not specifically denied will be deemed admitted and you may not have the opportunity to disagree with this statement when the case is presented to the court.

4. My mailing address is:

This is the address the court will use to send information about your case to you. If you move during the time this case is pending, you must send a letter to the court notifying it of your new address. This address is not necessarily the same as the address at which you live. Even if you do not wish to give the address at which you live, you **must** still give the court a mailing address. Because court actions are a matter of public record, the address you list will be available to the public.

(Street)

(City) (State) (Zip)

()

(Telephone Number with Area Code) (E-mail Address - Optional)

5. The last four numbers of my social security number are XXX-XX- _____ .

6. Check one of the three boxes.

- I am not on active duty in the armed services of the United States of America.
- I am on active duty in the armed services of the United States of America, but waive my rights pursuant to the Servicemembers Civil Relief Act of 2003.
- I am on active duty in the armed services of the United States of America and I do **not** waive my rights pursuant to the Servicemembers Civil Relief Act of 2003.

7. List the name of the parent or guardian with whom the children have lived and the address where said children have lived during the past five years. Enter the dates at each address. If the child(ren) have lived at more than three addresses in the past five years, attach an additional page to this Answer listing the information requested in question 7 for each additional address.

(1) _____ (First Name) (Middle Name) (Last Name) (Jr./Sr./III)

(Street)

(City) (State) (Zip) (Dates)

(2) _____
(First Name) (Middle Name) (Last Name) (Jr./Sr./III)

(Street)

(City) (State) (Zip) (Dates)

(3) _____
(First Name) (Middle Name) (Last Name) (Jr./Sr./III)

(Street)

(City) (State) (Zip) (Dates)

8. Do you know of anyone other than you or the other parent who has physical custody of any of the children or claims to have custody or visitation rights with respect to any of the children? (Check one of the two boxes)
 Yes No
9. Do you have information about any other custody proceeding concerning any of the children pending in a court of this or any other state? (Check one of the two boxes)
 Yes No
10. Have you participated in other litigation concerning the custody of any of the children in this or any other state? (Check one of the two boxes)
 Yes No
11. Have any of the children been a victim of abuse or neglect? (Check one of the two boxes)
 Yes No
12. If you answered "Yes" to questions 8, 9, 10 or 11 please explain.

13. Has the Family Support Division opened a child support case for any child(ren) listed in *Presumed Father's Petition for Declaration of Non-Paternity*? (Check one of the two boxes)

Yes No

If yes, list the eight digit IV-D number(s). _____

If yes, has the Family Support Division issued a child support order? (Check one of the two boxes)

Yes No

List the judicial case number(s). _____

14. Do any of the children listed in *Presumed Father's Petition for Declaration of Non-Paternity* currently receive Temporary Assistance for Needy Families (TANF) benefits through the Family Support Division, or have they received TANF benefits in the past? (Check one of the two boxes)
- Yes No

Request for Relief

I want the court to find that Petitioner is is **not** the father of the child(ren) listed in question 1 of *Presumed Father's Petition for Declaration of Non-Paternity*. (Check "is" or "is not")

I also want the court to do the following: (Check if applicable)

Other (Please state the other request(s))

Proof of Service on Other Parties

You **must** send (serve) a copy of this document to each of the other parties, or their attorney(s). To obtain service, you may deliver the document by hand; send it by First Class U.S. mail, e-mail or facsimile (fax); or leave it at the office of the party's attorney to be served with a clerk, receptionist or an attorney associated with the attorney to be served.

I certify, under oath that on _____ (date) I have sent/given a copy of this *Mother's Answer to Presumed Father's Petition for Declaration of Non-Paternity* to each of the following parties at the address shown:

Name	Address: U.S. mail/e-mail/fax number

Notice

Some local rules may also require that you file a *Statement of Income and Expenses (For use in Presumed Father's Non-Paternity Action)* at the time you file this document. Failure to do so could cause your *Mother's Answer to Presumed Father's Petition for Declaration of Non-Paternity* to be stricken.

IN THE CIRCUIT COURT OF _____, MISSOURI

(County where court is located. City of Saint Louis is considered a county.)

(First Name) (Middle Name) (Last Name) (Jr./Sr./III)
Petitioner, *(Enter full legal name of Petitioner above)*

v.

(First Name) (Middle Name) (Last Name) (Jr./Sr./III)
(Enter full legal name of Mother above)

-and-

The MINOR CHILD(REN) as listed
in question 1 of the *Presumed Father's Petition*
for Declaration of Non-Paternity,

Respondents.

**Case
Number** _____
(Use number on Petition)

**Division
Number** _____
(Use number on Petition)

**Statement of Income and Expenses
(For use in Presumed Father's Non-Paternity Action)**

Monthly Income Information

	Petitioner	Respondent
1. Monthly gross income from salaries, wages and commissions including bonuses	_____	_____
2. Monthly self-employment income	_____	_____
3. Monthly social security benefits not including Supplemental Security Income (SSI)	_____	_____
4. Monthly retirement benefits	_____	_____

Monthly Income Information (Continued)

Petitioner

Respondent

- | | | |
|--|-------|-------|
| 5. Monthly pension income | _____ | _____ |
| 6. Monthly interest income | _____ | _____ |
| 7. Monthly trust and annuity income | _____ | _____ |
| 8. Monthly income from dividends and partnership distributions | _____ | _____ |
| 9. Monthly unemployment compensation benefits | _____ | _____ |
| 10. Monthly severance pay | _____ | _____ |
| 11. Monthly workers compensation benefits | _____ | _____ |
| 12. Monthly disability insurance benefits | _____ | _____ |
| 13. Monthly veterans disability benefits | _____ | _____ |
| 14. Monthly military allowances for subsistence and quarters | _____ | _____ |
| 15. Total monthly gross income. Add paragraphs 1 through 14. (Form 14 - Line 1) | _____ | _____ |
| 16. Monthly Supplemental Security Income benefits (SSI) | _____ | _____ |
| 17. Monthly payments of Temporary Assistance for Needy Families (TANF) | _____ | _____ |
| 18. Monthly Medicaid benefits | _____ | _____ |
| 19. Monthly food stamps | _____ | _____ |
| 20. Number of unemancipated children who are not the subject of this proceeding that primarily reside with each party (Form 14 - Line 2c(1)) | _____ | _____ |
| Monthly amount of child support received pursuant to a court or administrative order for unemancipated children who are not the subject of this proceeding that primarily reside with each party (Form 14 - Line 2c(3)) | _____ | _____ |
| 21. Monthly maintenance received in this case | _____ | _____ |
| 22. Monthly maintenance received in other cases | _____ | _____ |
| 23. Total monthly court-ordered maintenance received. Add paragraphs 21 and 22. (Form 14 - Line 1a) | _____ | _____ |

Monthly Expense Information

Petitioner

Respondent

24. Monthly court- or administratively-ordered child support being paid for children who are **not** the subject of this proceeding (Form 14 - Line 2a)

25. Monthly Maintenance

a. Monthly maintenance paid in **this** case

b. Monthly maintenance paid in **other** cases

Total monthly court-ordered maintenance paid. Add paragraphs 25a and 25b. (Form 14 - Line 2b)

26. Reasonable monthly work-related child care costs of each party for the children who are the subject of this proceeding (Form 14 - Line 6a and Line 6b)

27. Monthly health insurance costs for the children who are the subject of this proceeding (Form 14 - Line 6c)

28. Monthly uninsured extraordinary medical costs for the children who are the subject of this proceeding (Form 14 - Line 6d)

29. Other monthly extraordinary child rearing costs for the children who are the subject of this proceeding (Form 14 - Line 6e)

30. All other monthly expenses of each person (Include housing costs, utilities, transportation costs, food, clothing, loan payments, charitable contributions, entertainment, insurance other than listed on line 27, etc.)

31. **Total monthly expenses. Add paragraphs 24 through 30. (Do not include 25a and 25b. Use the total amounts from 25.)**

Proof of Service on Other Parties

You **must** send (serve) a copy of this document to each of the other parties, or their attorney(s). To obtain service, you may deliver the document by hand; send it by First Class U.S. mail, e-mail or facsimile (fax); or leave it at the office of the party's attorney to be served with a clerk, receptionist or an attorney associated with the attorney to be served.

I certify, under oath that on _____ (date) I have sent/given a copy of this *Statement of Income and Expenses (For use in Presumed Father's Non-Paternity Action)* to each of the following parties at the address shown:

Name	Address: U.S. mail/e-mail/fax number

Sign Below in the Presence of a Notary Public

_____, of lawful age, being duly sworn on his or her oath, states that he or she is the person named below and that the facts stated in this *Statement of Income and Expenses (For use in Presumed Father's Non-Paternity Action)* are true according to his or her best knowledge, information and belief.

 _____ (Sign above in the presence of a Notary Public)
 _____ (Print your name above)

The following information must be completed by a notary public.

STATE OF _____)
) SS
 COUNTY OF _____)

On this _____ day of _____, 20____, before me personally appeared, _____, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

 _____, Notary Public
 _____ County, State of Missouri

My commission expires: _____

IN THE CIRCUIT COURT OF _____, MISSOURI
 (County where court is located. City of Saint Louis is considered a county.)

 (First Name) (Middle Name) (Last Name) (Jr./Sr./III)
Petitioner, (Enter full legal name of Petitioner above)

v.

 (First Name) (Middle Name) (Last Name) (Jr./Sr./III)
 (Enter full legal name of Mother above)

-and-

The MINOR CHILD(REN) as listed
 in question 1 of the *Presumed Father's Petition*
 for Declaration of Non-Paternity,

Respondents.

Case Number _____
 (Use number on Petition)

Division Number _____
 (Use number on Petition)

Statement of Property and Debt
(For use in Presumed Father's Non-Paternity Action)

Statement completed by _____
 (First Name) (Middle Name) (Last Name) (Jr./Sr./III)
 (Enter your full legal name above)

Your Property (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)

	Estimated Value	
Do you own a house, condominium or other real estate?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you own a car, truck or motorcycle?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you own a mobile home, trailer, boat or airplane?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you have any bank accounts?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you have any right to receive any pension or retirement benefits other than Social Security?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you have an IRA or 401(k) or other retirement account?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you have any furniture, appliances or other household goods worth more than \$100?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you have any jewelry, clothing or other personal items worth more than \$100?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you own a business?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
Do you own any stocks or bond?	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Your Property (either alone or with anyone else) (Continued)

Estimated Value

- Do you have any life insurance that could be cashed in? Yes No _____
- Does anyone owe you money? Yes No _____
- Do you have any lawsuits against anyone? Yes No _____
- Do you have any farm equipment, animals or crops? Yes No _____
- Do you have any interest in any trusts? Yes No _____
- Do you have any other asset or property? Yes No _____

Your Debts (either alone or with anyone else) (Check "Yes" or "No" for each of the following questions)

Amount Due

- Are you currently in a bankruptcy proceeding? (Chapter 7 or Chapter 13) Yes No _____
- Do you owe a mortgage on a house or condominium or land? Yes No _____
- Do you owe money on a car? Yes No _____
- Do you owe money on any credit cards? Yes No _____
- Do you owe any money to any family or friends? Yes No _____
- Do you owe any medical or dental bills? Yes No _____
- Do you owe any student loans? Yes No _____
- Do you owe any other debts? Yes No _____

What debts should I list on this form?

All debts owed by you should be listed. You should list all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution. Make sure to list all credit cards and any amounts owed pursuant to any bankruptcy or other repayment plans.

Proof of Service on Other Parties

You **must** send (serve) a copy of this document to each of the other parties, or their attorney(s). To obtain service, you may deliver the document by hand; send it by First Class U.S. mail, e-mail or facsimile (fax); or leave it at the office of the party's attorney to be served with a clerk, receptionist or an attorney associated with the attorney to be served.

I certify, under oath that on _____ (date) I have sent/given a copy of this *Statement of Property and Debt (For use in Presumed Father's Non-Paternity Action)* to each of the following parties at the address shown:

Name	Address: U.S. mail/e-mail/fax number

Sign Below in the Presence of a Notary Public

Your *Statement of Property and Debt (For use in Presumed Father's Non-Paternity Action)* is required to be verified in the presence of a notary public.

_____, of lawful age, being duly sworn on his or her oath, states that he or she is the person named above and that the facts stated in this *Statement of Property and Debt (For use in Presumed Father's Non-Paternity Action)* are true according to his or her best knowledge, information and belief.

▶ _____ (Sign above in the presence of a Notary Public) _____ (Print your name above)

The following information must be completed by a notary public.

STATE OF _____)
) SS
 COUNTY OF _____)

On this _____ day of _____, 20____, before me personally appeared, _____, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

 _____, Notary Public
 _____ County, State of Missouri

My commission expires: _____