# Sharon R. Bock clerk & comptroller SELF SERVICE CENTER

**Your Guide Through The Courts** 



Packet # 23
Revised 01/2015

# ANSWER TO COUNTER PETITION

# SELF SERVICE CENTER SERVICES

All instructions and forms distributed by the Clerk & Comptroller are provided as a public service to persons seeking to represent themselves in court without the assistance of an attorney. These documents are meant to serve as a guide only, and to assist *pro se* (self-represented) litigants with their cases. Any person using these instructions and/or forms does so at his or her own risk, and the Clerk shall not be responsible for any losses incurred by any person in reliance on the instructions and/or forms.

\$15.00/15 minutes Attorney Consultation\* \$30.00/30 minutes Attorney Consultation\* \$60.00/60 minutes Attorney Consultation\* \$3.50/signature Deputy Clerk Signing \$10.00/signature Notary signing \$.15/page Copies prior to filing \$1.00/page Single Forms \$1.00/page **Fax Services** NO FEE Community Resource Referral- pamphlets

# \*\*FEES ARE SUBJECT TO CHANGE WITHOUT NOTICE\*\*

You may file and obtain information at the following locations:

Palm Beach County Courthouse 205 N. Dixie Highway, Rm #3.2200 West Palm Beach, Florida 33401 561-355-7048

South County Courthouse 200 W. Atlantic Ave. Delray Beach, Florida 33444 561-274-1588 North County Courthouse 3188 PGA Blvd Palm Beach Gardens, Florida 33410 561-624-6650

West County Courthouse 2950 State Road 15, Rm. #S-100 Belle Glade, Florida 33430 561-996-4843

The Self Service Information Line
Unified Family Court Dept. (for information regarding an existing case)
Visit us at our web site
Legal Aid Society (if you can't afford an attorney)
Lawyer Referral Service of the PBC Bar Association

(561) 355-7048 (561) 355-6511 www.mypalmbeachclerk.com (561) 655-8944 (561) 687-3266 Revised 05/2013

<sup>\*</sup> Attorneys do not provide legal advice - will assist on procedural matters/filling out legal forms

# ANSWER TO COUNTER PETITION

#### Packet # 23

#### When should this form be used?

This form may be used by a petitioner to respond to the respondent's counterpetition. You should use this form to admit or deny the allegations contained in the counterpetition.

# There is no fee to file your response.

Fo	rms that are in your packet: (see instructions)	Page		
<b>✓</b>	Answer to Counterpetition 12.903(d)	5		
These forms should be completed and filed, IF APPLICABLE				
✓	Designation of Current Mailing and E-Mail Address and Directions to Provide E-Mail	10		
	Address to Court Administration, A.O. 2.310, (04/13)	10		
✓	Notice of Change of Address, (09/14) (Must be filed whenever you change your address)	13		

**READ** THE INSTRUCTIONS/INFORMATION BEFORE COMPLETING THE FORMS FOR FILING

**DO NOT SIGN** ANY DOCUMENTS THAT REQUIRE A NOTARY OR DEPUTY CLERK UNTIL YOU ARE IN FRONT OF THE NOTARY OR DEPUTY CLERK

## **INSTRUCTIONS FOR FILING**

- The forms should be typed or printed in black ink.
- Some of the forms must be signed before a notary or deputy clerk.
- Make 2 copies of all the documents that you complete (only ones that you are using) one for yourself and one for your spouse.
- The petitioner should file the originals with the Clerk & Comptroller's office. Each *original* form should have all pages clipped together before filing (copies may be stapled together).
- If you want your copies stamped with the date of filing, make sure you give the Clerk your copies. (If you mail your documents, make sure you provide an extra pre-addressed stamped envelope so they may return your copies)
- IT IS YOUR RESPONSIBILITY TO KEEP TRACK OF YOUR CASE

### **CAUTION:**

Forms are to be completed in block letters or typed; NO EXCEPTIONS! Names must be the same on all forms completed by the parties; no full names on one document and initials on another. This packet may not contain all the forms you may need to file your case. Additional forms are available in the Clerk & Comptroller's Self Service Center at each courthouse location. The Clerk & Comptroller's Clerks can not suggest specific information to be included in the blanks on your forms or fill out forms for you.

#### REMEMBER!

BRING OR SEND PRE-ADDRESSED (PRINT NAME AND ADDRESS) STAMPED ENVELOPES WITH YOUR PAPERS FOR EACH PARTY ON YOUR CASE: Petitioner, Respondent, and/or Attorney (if applicable)

It is your responsibility to file any change to your address on the attached form.

# INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.903(d), ANSWER TO COUNTERPETITION (05/12)

#### When should this form be used?

This form should be used by a <u>petitioner</u> to respond to the <u>respondent</u>'s <u>counterpetition</u>. You should use this form to admit or deny the allegations contained in the counterpetition.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a <u>notary public</u> or <u>deputy clerk</u>. You should <u>file</u> the original with the <u>clerk of the circuit court</u> in the county where the case is filed and keep a copy for your records.

#### What should I do next?

You have 20 days to answer after being served with the other party's counterpetition. A copy of this form must be mailed **or** hand delivered to the other party.

To proceed with your case, you should refer to the instructions to your petition regarding setting a case for trial under <u>UNCONTESTED</u> and <u>CONTESTED</u>.

### Where can I look for more information?

Before proceeding, you should read General Information for Self-Represented Litigants found at the beginning of these forms. The words that are in <u>bold underline</u> in these instructions are defined there.

### Special notes...

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

Instructions for Florida Supreme Court Approved Family Law Form 12.903(d), Answer to Counterpetition (05/12)

# IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA

Case No.:	
Division:	
Petitioner/Counterrespondent,	
and	
Respondent/Counterpetitioner.	
ANSWER TO COUNTERPETIT	ION
(full legal name)	
orn, certify that the following information is true:	
<ol> <li>I agree with Respondent as to the allegations raised paragraphs in the Counterpetition and, therefore, adn section and paragraph number}</li> </ol>	nit those allegations: {indicate
<ol> <li>I disagree with Respondent as to the allegations raise paragraphs in the Counterpetition and, therefore, des section and paragraph number}</li> </ol>	ed in the following numbered ny those allegations: {indicate
3. I am currently unable to admit or deny the following para information: {indicate section and paragraph number}	agraphs due to lack of
certify that a copy of this document was <i>{choose all u</i> } ) hand delivered to the person(s) listed below on <i>{date}</i>	<i>used}</i> ( ) mailed ( ) faxed 
spondent or his/her attorney:  Ime: Idress:  Idress:  In all Address:  In all Address:	
1.  2.  3.  spon ime: ldres: y, Si x Nu	Petitioner/Counterrespondent, and  Respondent/Counterpetitioner.  ANSWER TO COUNTERPETITY  legal name} certify that the following information is true:  I agree with Respondent as to the allegations raise paragraphs in the Counterpetition and, therefore, adm section and paragraph number}  I disagree with Respondent as to the allegations raise paragraphs in the Counterpetition and, therefore, desparagraphs in the Counterpetition and, therefore, desparagraphs in the Counterpetition and, therefore, desparagraph number}  I am currently unable to admit or deny the following parainformation: {indicate section and paragraph number}  fy that a copy of this document was {choose all the parameter in the person(s) listed below on {date} and delivered to the person(s) listed below on {date} and delivered to the person(s) listed below on {date} and delivered to the person(s) listed below on {date} and person(s) listed below on {date} an

Self Service Packet #23 Page - 5 -

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this answer and that the punishment for knowingly making a false statement includes fines and/or imprisonment. Dated: Signature of Petitioner Printed Name: Address: City, State, Zip: Telephone Number: Fax Number:\_\_\_\_\_ Email Address: STATE OF FLORIDA COUNTY OF PALM BEACH Sworn to or affirmed and signed before me on \_\_\_\_\_\_ by \_\_\_\_\_\_. NOTARY PUBLIC or DEPUTY CLERK [Print, type, or stamp commissioned name of notary or clerk.] \_\_\_\_ Personally known Produced identification Type of identification produced \_\_\_\_\_ IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS **BELOW:** [fill in all blanks] This form was prepared for the: {choose only one} ( ) Petitioner ( ) Respondent This form was completed with the assistance of: {name of individual} \_\_\_\_\_\_ {name of business} \_\_\_\_\_ {address} \_\_\_\_\_ {city} \_\_\_\_\_\_,{state} \_\_\_\_\_ {telephone number}\_\_\_\_.

Florida Supreme Court Approved Family Law Form 12.903(d), Answer to Counterpetition (05/12)



# E-SERVICE INSTRUCTIONS FOR SELF REPRESENTED PARTIES

Pursuant to the Florida Rule of Judicial Administration 2.516, self-represented parties involved in any type of case in any Florida court, may, but are not required to, serve on the opposing party's attorney court documents by e-mail.

E-mail Service to/from an Opposing Party: Self-represented parties opting to serve court documents by e-mail may do so by designating a primary e-mail address (and up to 2 secondary e-mail addresses) for receiving service in that proceeding. This designation only informs the other side of your email address. Once a party has filed an e-mail address designation in a proceeding, all court documents required or permitted to be served on a party must be served by e-mail unless the parties otherwise agree or a court orders otherwise.

<u>E-Mail Service from Participating Judges</u>: Self-represented parties who want to receive court orders and other court documents from judges who use e-mail service MUST register with the 15th Judicial Circuit's online services system at **www.15thcircuit.com/html/onlineservices**. You will NOT receive court documents from participating judges unless and until you register with the 15th Judicial Circuit's online system.

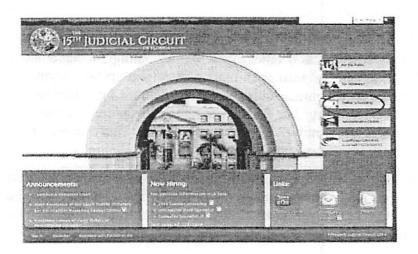
Form of Email: E-mail service is made by attaching a copy of the document to be served in PDF format to an e-mail. The e-mail's subject line must state "SERVICE OF COURT DOCUMENT" in all capital letters, followed by the case number of the relevant proceeding. The body of the e-mail must identify the: (1) court in which the proceeding is pending; (2) case number; (3) name of the initial party on each side; (3) title of each document served with that e-mail; (4) sender's name; (5) sender's telephone number. The e-mail and attachments together may not exceed 5 megabytes in size; e-mails that exceed the size requirement must be divided into separate e-mails (no one of which may exceed 5 megabytes) and labeled sequentially in the subject line. Documents served by e-mail may be signed by "/s/", "/s" or "s/" as long as the document filed with the Clerk's Office is signed in accordance with the applicable rule of procedure.

<u>Service Dates</u>: Service by e-mail is deemed complete on the date it is sent. E-mail service is treated as service by mail for the computation of time. When, in addition to service by e-mail, the sender also utilizes another means of service provided for in the Rules of Judicial Administration, the computation of time will be based on the method of service that has the shortest response time.

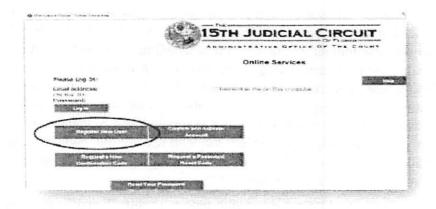
<u>Filing of Documents</u>: The Rules of Judicial Administration require that all documents be filed with the court either before service on the opposing party or immediately thereafter. Documents are deemed filed when they are filed with the clerk of court. If the sender learns that the e-mail did not reach the address of the person to be served, the sender must immediately send another copy by e-mail, or serve by a means authorized by subdivision (b)(2) of the Rules of Judicial Administration.



## Instructions for E-Service Registration For Self Represented Litigants

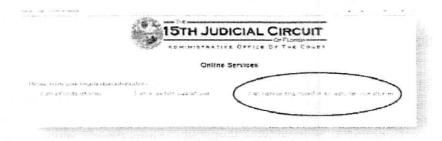


- Go to www.15thcircuit.com
- Select Online Scheduling
- Select Online Scheduling Application ⊆



This will take you to the Log In Screen.

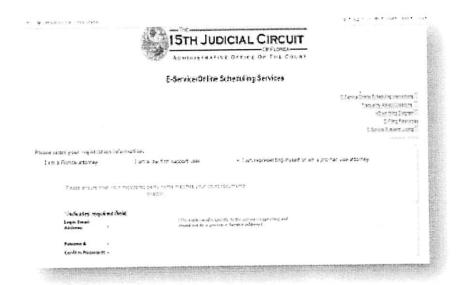
First time users click on "Register New User".



Select the" Pro se/ Pro hac vice" button

Instructions for E-Service Registration for Self Represented Litigants, (06/13)

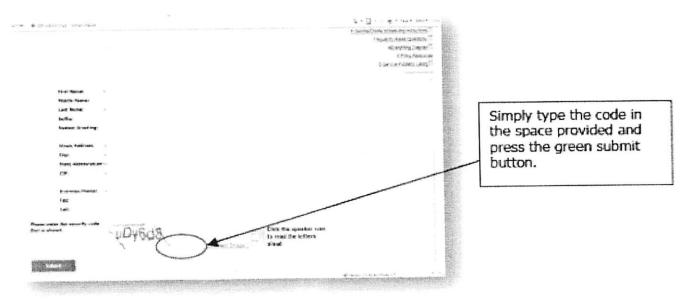
Self Service Packet #23 Page - 8 -



Enter the information requested in the fields provided.

#### NOTE:

The e-mail address listed here is for logging into Court e-service applications. This address is NOT FOR USE as an e-service email address unless you want it to be.



The account has now been created.

A confirmation email will be sent to registered login email address.

#### IMPORTANT:

The user MUST accept and login within 24 hours.

Instructions for E-Service Registration for Self Represented Litigants, (06/13) Self Service Packet #23 Page - 9 -

## IN THE CIRCUIT/COUNTY COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

	CASE NO.:	
	,	
	Plaintiff/Petitioner	
ν.		
	Defendant/Respondent.	
]	DESIGNATION OF CURRENT MAILING AND E-MAIL ADDRESS AND DIRECTIONS TO PROVIDE E-MAIL ADDRESS TO COURT ADMINISTRATION	
	I, (full legal name), being sworn, certify that my	
curre	nt mailing address is: {Street}	
{City	-}, {State}, {Zip}	
{Tele	ephone No.}{Fax No.}	
I desi	gnate as my current e-mail address(es) (up to 3 different email address):	
1.	I understand that in order to receive court orders from participating judicial divisions in the Fifteenth Judicial Circuit/Palm Beach County, I must register my email address with Court Administration by going to <a href="https://www.15thcircuit.com/html/onlineservices.">www.15thcircuit.com/html/onlineservices.</a>	
2.	I further understand that simply listing an email address on this form will NOT inform the judge or case manager of my email address and that I MUST register on line with the Court's online eregistration system.	
3.	Once registered, I agree to accept email service of court orders or documents sent by the court.	
4.	By completing this form I am authorizing participating Judicial Divisions and the Court of the Clerk, of the Fifteenth Judicial Circuit Court of Florida to send copies of orders/judgment, notice or other written communications to me by e-mail and not through regular U.S. Mail.	
5.	I understand that I must keep the clerk's office and the opposing party or parties notified of my current mailing and e-mail address(es) and that all future papers in this lawsuit will be served at	

the address(es) on record at the clerk's office. Designation of Current Mailing and E-Mail Address and Directions to Provide E-mail Address to Court Administration (04/13)

<ol> <li>I will ensure the software filters have been with my ability to receive any of the above</li> </ol>	en removed from my computer, so it does not interfe e documents.
I certify that a copy of this document was {check a ( ) hand-delivered to the person(s) listed below o	all used}: ( ) e-mailed ( ) mailed ( ) faxed n {date}
Other party or his/her attorney Name:	
Address:	
City, State, Zip:	
Fax Number:E-Mail Address(es):	<del>-</del> 
Dated:	Signature of Party
STATE OF FLORIDA	
COUNTY OF PALM BEACH	
Sworn to or affirmed and signed before me on	by
	[Print, type, or stamp commissioned name
	of notary or clerk]
Personally Known Produced Identification Type of identification produced	
BLANKS BELOW:	TT THIS FORM, HE/SHE MUST FILL IN THE c: {choose only one} ( ) Petitioner ( )Respondent
This form was completed with the assistance of:	
{name of individual}	
{name of business}	
{street}	
	state} {telephone number}
Designation of Current Mailing and E-Mail Address and Directions	

### INSTRUCTIONS FOR NOTICE OF CHANGE OF ADDRESS

#### When should this form be used?

This form should be used when you make any changes to your mailing/e-mailing address at anytime during the course of the case.

This form should be typed or printed in black ink. You should <u>file</u> the original with the <u>clerk of the circuit</u> <u>court</u> in the county where the petition was filed and keep a copy for your records.

#### What should I do next?

A copy of this form must be mailed or hand delivered to the other party in your case.

#### Where can I look for more information?

Before proceeding, you should read "General Information for Self-Represented Litigants" found at the beginning of these forms. The words that are in "bold underline" in these instructions are defined there. For further information, see chapter 742, Florida Statutes.

#### Special notes...

It is the party's responsibility to timely update their address. If you do not update your address timely, you may not receive documents filed in your case.

# IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA

	Case No.:
	Division:
Plaintiff/Petitioner,	
V.	
Defendant/Respondent.	
NOTICE (	OF CHANGE ADDRESS
Please be advised that the undersigned	has changed their mailing address to:
Address:	
State:	
Zip code:	
Phone Number:	
Please be advised that the undersigned Email Address:	has changed his/her email address to the following:
	Signature
	Printed Name
CERTIFICATE OF SERVICE I certify that a copy of this document we following date:	as mailed to the person listed below by U.S. Mail on the
Other party or his/her attorney:	
Name:Address:	
City, State, Zip:	
E-Mail:	
	Signature

Self Service Packet #23 Page - 13 -