



MINOR: Petition for Recognition of Change of Gender and For Issuance of New Birth Certificate

The Petition for a Court Order for the issuance of a new birth certificate reflecting a change in gender may be filed in the superior court of any county in California. The information and instructions in this packet apply to any person **under the age of 18** seeking to obtain a court order recognizing a change of gender and for issuance of a new birth certificate. ***A separate information and instructions packet is available for adults.*

REQUIRED FORMS:

- **NC-500** – Petition for Recognition of Minor’s Change of Gender and Issuance of New Birth Certificate
- **NC-520** – Order to Show Cause for Recognition of Minor’s Change of Gender and Issuance Of New Birth Certificate.
- **NC-330** – Order Recognizing Change of Gender and for Issuance of New Birth Certificate

PETITION NOT SIGNED BY ALL LIVING PARENTS:

If any of your parents now living **HAS NOT** signed the petition then that parent must be served with a filed copy of the completed Order to Show Cause showing the time and place of the hearing and you must file a Proof of Service with the Court (see form POS-040). **If a nonsigning parent lives in California, the form must be served on the parent in person. If a nonsigning parent lives outside California the form may be served either in person or by first-class mail requiring return receipt.**

PETITION SIGNED BY ALL LIVING PARENTS OR NONE OF YOUR PARENTS ARE LIVING:

If all your parents now living have signed the petition, or if neither of your parents is alive and another adult signed then you do not need to file the Order to Show Cause and request a hearing.

- If the court receives timely objections to the Petition, a hearing date may be set by the court and you will be sent notice of the date and time of the hearing.
- If no written objection is timely filed the court will review the petition without a hearing.

FILING FEE:

A Petition for a decree of change of name or gender is \$435.00, unless you qualify for a fee waiver. The filing fee amounts can be found at: <http://saccourt.ca.gov/indexes/fees-forms.aspx>

COPIES: One (1) original and two (2) copies of all documents are required at the time of filing. The court cannot make copies for you at the filing window. A public copy machine is available in the filing lobby. Copies cost 0.25 cents per page.

WHERE TO FILE: Present your completed forms to:

Civil Law & Motion Filing Counter
813 6th Street, Rm. 212
Sacramento, CA 95814

Name Change Window Hours:
Tuesday – Friday
8:30 a.m. – 12:00 p.m.

FILINGS BY MAIL: Civil Filings may be mailed to the Sacramento Superior Court, 720 9th Street, Rm. 102, Sacramento, CA 95814

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	STATE BAR NUMBER: CASE NUMBER:
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of each petitioner):	
PETITION FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND ISSUANCE OF NEW BIRTH CERTIFICATE <input type="checkbox"/> and CHANGE OF NAME	
<p>Use this form only for a petition relating to a minor. (Petitioners 18 years or older must use form NC-200 or NC-300.) Before you complete this petition, read the <i>Instructions for Filing</i> (form NC-500-INFO). Everyone must complete items 1 through 5 and the affidavit on the back. If you are seeking a name change in addition to recognition of gender change, you must also complete items 6, 7, and 8, and form NC-110. If the petition is being brought by a guardian or a dependency attorney appointed as guardian ad litem, also complete form NC-510G.</p>	

1. This request is being made by (minor's present name): _____ and (check one of the following)
 - a. two parents (names):
 - b. one parent (name):
 - c. near relative (name and relationship):
 - d. guardian or dependency attorney appointed as guardian ad litem (name):
 - e. other (specify):

2. Petitioners request a decree recognizing that minor's gender is changed to:
 - a. female.
 - b. male.
 - c. nonbinary.

3. Petitioners request the court to order that a new birth certificate be issued reflecting the gender change sought by this petition.

4. a. Petitioners request that the court issue an order directing any living parent who did not sign this petition to file written objections and appear to show cause why the petition for recognition of gender change should not be granted.
- b. (Check if parents are deceased or cannot be located.) Petitioners request that the court issue an order directing any living grandparent to file written objections and appear to show cause why the petition for recognition of gender change should not be granted.

5. Living parents of petitioning minor who did not sign this petition are (specify names and addresses, or check a box below):

The minor has no living parent. The minor has no living parent other than the parent or parents who signed this petition.

6. Petitioners request that the court decree that the minor's name is changed to conform to minor's gender identity to (proposed name):

(If petitioner has already obtained a decree of change of name for the minor, attach a certified copy of the decree to this petition. If no name change is requested, skip items 6, 7, and 8, and go to Affidavit.)

PETITION OF <i>(name of each petitioner)</i> :	CASE NUMBER:
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7. Petitioners provide the following information in support of this petition:

a. The affidavit on page 2 of this form.

b-f. The information contained in the attachment. *(If seeking a name change, you must attach a completed copy of the attachment Name and Information About the Person Whose Name Is to Be Changed (form NC-110).)*

8. The minor named in item 1 is a resident of this county. *(This must be checked if a name change is requested.)*

DECLARATION

I *(minor's present name)*: _____ declare under penalty of perjury under the laws of the state of California that the request for a change in gender to *(check one)*: **female** **male** **nonbinary** is to conform my legal gender to my gender identity and is not for any fraudulent purpose.

Date:

(TYPE OR PRINT NAME OF MINOR)



(SIGNATURE OF MINOR)

Date:

(TYPE OR PRINT NAME OF PETITIONING PARENT/GUARDIAN)



(SIGNATURE OF PETITIONING PARENT/GUARDIAN)

Date:

(TYPE OR PRINT NAME OF PETITIONING PARENT/GUARDIAN)



(SIGNATURE OF PETITIONING PARENT/GUARDIAN)

Date:

(TYPE OR PRINT NAME OF PETITIONING PARENT/GUARDIAN)



(SIGNATURE OF PETITIONING PARENT/GUARDIAN)

Date:

(TYPE OR PRINT NAME OF PETITIONING PARENT/GUARDIAN)



(SIGNATURE OF PETITIONING PARENT/GUARDIAN)

INSTRUCTIONS FOR FILING PETITION FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND ISSUANCE OF NEW BIRTH CERTIFICATE AND CHANGE OF NAME

1. Where to File

You may file a petition for a court order for recognition of a change of gender for a minor and issuance of a new birth certificate reflecting that change in the superior court of any county in California. (If the minor was born in California, you may file the order with the State Registrar and obtain a new birth certificate.) If your petition **includes a request to change the minor's name**, you must file in the superior court of the county where the minor whose name is to be changed presently resides.

2. What Forms Are Required

You need an original and two copies of each of the following forms.

- a. *Petition for Recognition of Minor's Change of Gender and Issuance of New Birth Certificate* (form NC-500)
- b. *Order to Show Cause for Recognition of Minor's Change of Gender and Issuance of New Birth Certificate* (form NC-520) (see item 5 below to determine if needed)
- c. *Order Recognizing Change of Gender and for Issuance of New Birth Certificate* (form NC-330 or form NC-530G if petitioner is a guardian)
- d. *Civil Case Cover Sheet* (form CM-010)
- e. *Declaration of Guardian or Dependency Attorney* (form NC-510G) (if petition being filed by one of those individuals)

If you are also seeking a name change for the minor, you also need an original and two copies of the forms listed at f, g, and possibly h below.

- f. *Name and Information About the Person Whose Name Is to Be Changed (Attachment to Petition for Change of Name)* (form NC-110)
- g. *Order to Show Cause for Change of Name to Conform to Gender Identity* (form NC-125/NC-225) (see item 5 below)
- h. *Decree Changing Name and Order Recognizing Change of Gender and for Issuance of New Birth Certificate* (form NC-230) (not needed if petitioner is the minor's guardian or dependency attorney)

3. Completing the Petition

Use form NC-500 only for a person under 18. (Adults seeking an order recognizing change of gender must use form NC-200 or NC-300.)

- Fill out the top left side of the form with your name, address, phone, and e-mail address (or your attorney's, if you have one) and the name and address of the court in which you are filing the form.
- In item 1, put the name of the minor and the name and relationship of the adult who is signing the petition. One or both parents or a guardian should sign. If neither parent is alive, and there is no guardian, a near relative or friend can sign. Check one of the boxes to show whether the person signing is a parent, guardian, near relative, or other (and describe what the "other" relationship is).
- Item 2 asks the court for a decree reflecting the minor's new gender. Check the box to indicate what gender the minor has changed to.
- Item 3 asks the court for an order that a new birth certificate be issued to reflect the change of gender.
- Item 4 asks the court to issue an order that will give notice to any living parent who did not sign the petition that any objections must be filed with the court. (This order is required by Health & Saf. Code, § 103435(e).) If parents are deceased or cannot be located and the petition is brought by a guardian or dependency attorney appointed as a guardian ad litem, check the box next to 4b to ask the court to issue an order that will give notice to any living grandparent. **(A guardian or dependency attorney must also complete form NC-510G.)**
- In item 5, put the name and address of any living parent of the minor who is not signing the petition. If there are no parents living, or none other than the person or persons signing the petition, check the appropriate box in item 5.
- If **not asking to change the name of the minor**, you can skip items 6, 7, and 8 on the form and go to the Declaration and signatures required at the end of the form. (See Declaration and Signatures instructions below.)
- If asking the court to **change the name of the minor** in this petition, complete the following items also:
 - Check the box in the title of the form, in front of "and CHANGE OF NAME."
 - Check item 6, and put the proposed new name in that item. (If you have already obtained a name change decree from a court that you want to have reflected in the new birth certificate, you do not need to get another decree or to check this box, but must attach a certified copy of that name change decree to this form.)
 - Check the box in item 7 and complete an additional form, form NC-110. If guardian or dependency attorney appointed as a guardian ad litem is the adult signing the petition, complete form NC-510G also. That form must be signed by the same adult signing this petition.
 - Check item 8, stating that the minor whose name is to be changed is a resident of the county in which you are filing.
- *Declaration and Signatures.* The minor may complete (check the box identifying the new gender) and sign the Declaration on the second page of the petition. Be sure the minor reads it carefully, because it is signed under penalty of perjury. The adult named in item 1 must also sign the form, and any living parent may also sign.

4. Filing and Filing Fee

Prepare an original *Civil Case Cover Sheet* (form CM-010). File the original petition with any attachments required on page one of this information sheet and any order to show cause required below along with the *Civil Case Cover Sheet* with the clerk of the court and obtain two filed-endorsed copies of the petition and any order to show cause. A filing fee will be charged unless you qualify for a fee waiver. If you want to apply for a fee waiver, see *Request to Waive Court Fees* (form FW-001) and *Information Sheet on Waiver of Court Fees and Costs* (form FW-001-INFO).

5. Requesting a Court Hearing Date and Serving the Order to Show Cause

A. Petition Requiring a Hearing.

You must request a hearing in the following situations:

- (1) One or more living parents of the minor has not signed the petition. That parent must be given notice and the right to object to the petition.
- (2) Petition is brought by a guardian or a dependency attorney appointed as a guardian ad litem and parents are deceased or cannot be located. In this case, any living grandparents known to petitioners must be given notice and the right to object to the petition.

If a hearing is required, you should request a date for a hearing on the *Order to Show Cause for Recognition of Minor's Change of Gender and Issuance of New Birth Certificate (and Change of Name)* (form NC-520) at least six weeks in the future. Take the completed form to the clerk's office. The clerk will provide the hearing date and location, obtain the judicial officer's signature, file the original, and give you a copy. You must have a copy of the completed *Order to Show Cause* showing the time and place of the hearing served on the nonsigning parent or grandparent at least 30 days before the hearing date, and you must file a Proof of Service with the court (you may use form NC-121). **If a nonsigning parent or grandparent lives in California, the form must be served on the parent in person. If a nonsigning parent or grandparent lives outside California, the form may be served either in person or by first-class mail requiring return receipt. If such service is not possible or if a nonsigning person lives outside the United States, then you may ask the court that service be done in another way.**

B. Petitions Not Requiring a Hearing.

If all parents of the minor now living have signed the petition, or if there are no living parents and the petition is brought by another adult who is not a guardian or a dependency attorney appointed as a guardian ad litem, then you need not request a hearing date and one of the following will apply:

- **If you are not requesting a name change**, you need not do anything further unless the court asks you to. The court will make the decision based on the petition you filed.
- **If you are requesting a name change in this petition**, you must complete the *Order to Show Cause for Change of Name to Conform to Gender Identity* (form NC-125/NC-225), take it to the clerk's office to obtain the judicial officer's signature, and file the original. You do not need to serve this form on anyone. If objections are filed within six weeks of the issuance of that form, the court will set a hearing date and send you and the objectors notice of the date, time, and place. If no objections are filed, the court will make the decision based on the petition you filed.

6. Court Hearing

If a hearing date was set, but no written objection is filed at least two court days before the hearing, the court may grant the petition without a hearing. Check with the court to find out if a hearing will be held. If a hearing is held, bring copies of all documents to the hearing. If the judge grants the petition, the judge will sign the original order: form NC-230 if your petition included a request for a name change and form NC-330 if it did not ask for a name change.

7. Domestic Violence Confidentiality Program

In cases where the petitioner is a participant in the state address confidentiality program (Safe at Home), the petition, the order to show cause, and the name change portion of the petition should, instead of giving the proposed name, indicate that the new name is confidential and on file with the Secretary of State. See *Information Sheet for Name Change Proceedings Under Address Confidentiality Program (Safe at Home)* (form NC-400-INFO).

8. Birth Certificate

If you were born in California, to obtain a new birth certificate reflecting the change of gender or name, file a certified copy of the order within 30 days with the Secretary of State and the State Registrar and pay the applicable fees. You may write or contact the State Registrar at:

California Department of Public Health

Vital Records – MS 5103

P.O. Box 997410

Sacramento, CA 95899-7410

Phone: 916-445-2684

Website: www.cdph.ca.gov

Local courts may supplement these instructions. Check with the court to determine whether supplemental information is available. For instance, the court may provide you with additional written information identifying the department that handles name and gender change petitions, and the times when petitions are heard.

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PETITION OF (name of each petitioner): <p style="text-align: center;">FOR CHANGE OF GENDER (Minor)</p>	
ORDER TO SHOW CAUSE FOR RECOGNITION OF MINOR'S CHANGE OF GENDER AND ISSUANCE OF NEW BIRTH CERTIFICATE and CHANGE OF NAME <input type="checkbox"/>	CASE NUMBER:

(check all boxes that apply:)

- TO ALL LIVING PARENTS OF MINOR:
- (If petition brought by guardian or dependency attorney appointed as guardian ad litem) TO ALL LIVING GRANDPARENTS OF THE MINOR:

- Petitioner (name of petitioning adult): _____ filed a petition for an order recognizing change of gender and issuance of a new birth certificate for (name of minor): _____
- THE COURT ORDERS that any living parent or, if parents are deceased, grandparent interested in this matter appear before this court at the hearing indicated below to show cause, if any, why the petition should not be granted. Any person objecting to the recognition of gender change described above must file a written objection that includes the reasons for the objection **at least two court days before the matter is scheduled** to be heard, and must appear at the hearing to show cause why the petition should not be granted. If no written objection is timely filed or, even if filed timely, the objector does not appear on the hearing date, the court may grant the petition without a hearing.

NOTICE OF HEARING

a. Date:	Time:	<input type="checkbox"/> Dept.:	<input type="checkbox"/> Room:
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b. The address of the court is same as noted above other (specify): _____

TO ALL INTERESTED PERSONS:

- A petition has been filed seeking change of name from (minor's current name): _____ to (proposed name): _____
- THE COURT ORDERS that any person objecting to the name change described above must file a written objection that includes the reasons for the objection **within six weeks of the date this order is issued**. If no written objection is timely filed, the court will grant the petition without a hearing.

A hearing date may be set only if an objection is timely filed and shows good cause for opposing the name change. Objections based solely on concerns over the petitioner's actual gender identity or gender assigned at birth do not constitute good cause. (See Code Civ. Proc., § 1277.5 (c).)

Date: _____ JUDGE OF THE SUPERIOR COURT

ATTORNEY OR PARTY WITHOUT 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:	
PETITION OF (name):	
ORDER RECOGNIZING CHANGE OF GENDER AND FOR ISSUANCE OF NEW BIRTH CERTIFICATE	CASE NUMBER:

1. The petition was duly considered:
- a. at the hearing on (date): _____ in Courtroom: _____ of the above-entitled court.
 - b. without hearing.

THE COURT FINDS

2. a. It appears to the satisfaction of the court that all the allegations in the petition are true and sufficient and that the petition should be granted.
- b. Other findings (if any): _____

THE COURT ORDERS

3. The gender of the petitioner has been changed to:
- a. female.
 - b. male.
 - c. nonbinary.

THE COURT FURTHER ORDERS

4. A new birth certificate reflecting the change of gender described in item 3 shall be issued.
5. If petitioner was born in California, a certified copy of this order shall be filed by the petitioner within 30 days with the State Registrar. When the State Registrar receives a certified copy of this order and payment of the applicable fees, the State Registrar shall establish for the petitioner a new birth certificate reflecting the gender of the petitioner as it has been altered.

Date: _____

JUDICIAL OFFICER