

**IN THE SUPERIOR COURT OF COBB COUNTY
STATE OF GEORGIA**

Petitioner: _____

and

Respondent: _____

Civil Action File No.: _____

SUMMONS

TO THE ABOVE NAMED RESPONDENT:

You are hereby summoned and required to file with the Clerk of said Court and serve upon the Petitioner, whose name and address is:

an Answer to the Complaint which is herewith served upon you, within 30 days after service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

If a hearing has already been scheduled in this case, you must appear at that scheduled hearing, regardless of whether the 30 days for filing an answer has elapsed.

This _____ day of _____, 20_____.

CONNIE TAYLOR,
Clerk of Superior Court

By _____
Clerk

To Respondent:

This Complaint and Summons was served upon you, _____, 20_____.

**IN THE SUPERIOR COURT OF COBB COUNTY
STATE OF GEORGIA**

Petitioner: _____

and

Respondent: _____

Civil Action File No.: _____

PETITION FOR LEGITIMATION

The Petitioner files this action, and states the following in support of his *Petition*:

1

I believe I am the father of the following minor children, born out of wedlock:

Child's Name	Date of Birth

2

Jurisdiction and venue are proper in this Court because:

[Check and complete only one (1) of the following choices.]

- (a) the Respondent resides in Cobb County, Georgia.
- (b) the Respondent resides in Georgia outside of Cobb County, but the children or I reside in Cobb County, and the mother has consented to venue here.
- (c) the Respondent resides outside the State of Georgia, and the children or I reside in Cobb County, Georgia.
- (d) the whereabouts of the Respondent are unknown, and the children or I reside in Cobb County, Georgia.
- (e) the mother of the children is deceased, and the children or I reside in Cobb County, Georgia.

3

The Respondent, _____, is the children's mother.

[Check and complete only one (1) of the following choices.]

- (a) The Respondent's address is _____.
- (b) The Respondent is deceased.

4

No other man is shown as the father on the birth certificate, and the mother was not married to any other man at the time of the children's conception or birth.

5

[Check and complete all that apply.]

The children live with the following person who takes care of the children

- (a) The Respondent/ mother
- (b) The Petitioner/ father
- (c) Neither the children's mother nor the Petitioner. Instead, the children live with _____, whose relationship to the children is _____. They reside at the following address: _____ in _____ County, in the State of _____.

6

My paternity of the children has been established by a Court or by operation of law or, if paternity has not been legally established, I state that I am the children's natural father. I want to legitimate my relationship with the children, as provided in O.C.G.A. § 19-7-22, so that the children will have full rights as my children, and I will have full rights as the father of the children. I believe that legitimation would be in the children's best interests.

7

[Check and complete all that apply.]

I want the birth records of the children to be changed as follows:

- (a) I want the children's last name to be changed on the birth certificate to my last name.
- (b) I want my name to be entered as the father on the birth certificate.
- (c) No changes are necessary on the birth certificate concerning either the father's name or the children's last name.

8

[Check and complete only one (1) of the following.]

- (a) There is already a child support order concerning the children. The current Order was issued by the _____ Court/Agency in the court case number _____. It requires me to pay \$ _____ per _____.

- (b) There is currently no child support order concerning the children.

THEREFORE, the Petitioner asks:

[Check and complete only those that apply.]

- (a) That process issue and the Respondent be served with a copy of this *Petition for Legitimation*;
- (b) That the Court order service by publication for the Respondent, whose address is unknown. I am filing my *Affidavit(s) of Diligent Search* with this *Petition*, and incorporate it here by reference.
- (c) I ask that the Court enter an *Order* legitimating my relationship with the children, so that the children will be recognized as my legitimate children, capable of inheriting in the same manner as if born in lawful wedlock;
- (d) That the last name of the children be changed to my last name;
- (e) That the Department of Vital Statistics be ordered and directed to amend the children’s birth record and to reissue the birth certificate as follows:
 - (1) entering my name as the father on the birth record.
 - (2) change the children’s last name to my last name.
- (f) I ask that the Court enter an *Order* providing for specific, liberal visitation privileges for me with the minor children.
- (g) I ask that the Court enter an *Order* granting the following custody:
 - (1) The Respondent and I should share joint legal custody of the children and I should have primary physical custody of the children with the Respondent having reasonable visitation rights.
 - (2) I should have sole legal custody and primary physical custody of the children with the Respondent having reasonable visitation rights.
 - (3) I should have sole legal custody and primary physical custody with the Respondent having limited, supervised visitation rights with the children for the following reasons:

 - (4) I should have sole legal custody and physical custody with the Respondent having no visitation rights with the children for the following reasons:

 - (5) Other:

