

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Alexa Nikolas 1551 [REDACTED] Los Angeles, CA 90026 TELEPHONE NO.: [REDACTED] FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Petitioner, In Pro Per		FOR COURT USE ONLY RECEIVED MAY 09 2019 Superior Court of California County of Los Angeles MAY 17 2019 Sherrill R. Carter, Executive Officer/Clerk By <u>Adglae Davila</u> , Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

1. ☐ This judgment ☐ contains personal conduct restraining orders ☐ modifies existing restraining orders.
 The restraining orders are contained on page(s) _____ of the attachment. They expire on (date): _____
2. This proceeding was heard as follows: ☒ Default or uncontested ☒ By declaration under Family Code section 2336
☐ Contested ☐ Agreement in court
- a. Date: **MAY 17 2019** Dept.: **2** Room: **215**
 b. Judicial officer (name): **LAURA HYMOWITZ** ☐ Temporary judge
 c. ☐ Petitioner present in court ☐ Attorney present in court (name):
 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
 (1) ☒ on (specify date): **MAY 17 2019**
 (2) ☐ on a date to be determined by noticed motion of either party or on stipulation.
 b. ☐ Judgment of legal separation is entered.
 c. ☐ Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify): _____
 d. ☐ This judgment will be entered nunc pro tunc as of (date): _____
 e. ☐ Judgment on reserved issues.
 f. The ☐ petitioner's ☐ respondent's former name is restored to (specify): _____
 g. ☐ Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.
 h. ☐ This judgment contains provisions for child support or family support. Each party must complete and file with the court a *Child Support Case Registry Form* (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The *Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order* (form FL-192) is attached.

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 a. ☐ The respondent was served with process.
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3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
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THE COURT ORDERS, GOOD CAUSE APPEARING

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 h. ☐ This judgment contains provisions for child support or family support. Each party must complete and file with the court a *Child Support Case Registry Form* (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The *Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order* (form FL-192) is attached.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Alexa Nikolas 1551 [REDACTED] Los Angeles, CA 90026 TELEPHONE NO.: [REDACTED] FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Petitioner, In Pro Per		FOR COURT USE ONLY RECEIVED MAY 09 2019 Superior Court of California County of Los Angeles MAY 17 2019 Sherrill R. Carter, Executive Officer/Clerk By <u>Adglae Davila</u> , Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

1. ☐ This judgment ☐ contains personal conduct restraining orders ☐ modifies existing restraining orders.
 The restraining orders are contained on page(s) _____ of the attachment. They expire on (date): _____
2. This proceeding was heard as follows: ☒ Default or uncontested ☒ By declaration under Family Code section 2336
☐ Contested ☐ Agreement in court
- a. Date: **MAY 17 2019** Dept.: **2** Room: **215**
 b. Judicial officer (name): **LAURA HYMOWITZ** ☐ Temporary judge
 c. ☐ Petitioner present in court ☐ Attorney present in court (name):
 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
 (1) ☒ on (specify date): **MAY 17 2019**
 (2) ☐ on a date to be determined by notice to either party or on stipulation.
 b. ☐ Judgment of legal separation is entered.
 c. ☐ Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify): _____
- d. ☐ This judgment will be entered nunc pro tunc as of (date): _____
 e. ☐ Judgment on reserved issues.
 f. The ☐ petitioner's ☐ respondent's former name is restored to (specify): _____
 g. ☐ Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.
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05/23/19

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Alexa Nikolas 1551 [REDACTED] Los Angeles, CA 90026 TELEPHONE NO.: [REDACTED] FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Petitioner, In Pro Per		FOR COURT USE ONLY RECEIVED MAY 09 2019 Superior Court of California County of Los Angeles MAY 17 2019 Sherrill R. Carter, Executive Officer/Clerk By <u>Adglae Davila</u> , Deputy
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MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
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THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
 (1) ☒ on (specify date): **MAY 17 2019**
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Alexa Nikolas 1551 [REDACTED] Los Angeles, CA 90026 TELEPHONE NO.: [REDACTED] FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Petitioner, In Pro Per		FOR COURT USE ONLY RECEIVED MAY 09 2019 Superior Court of California County of Los Angeles MAY 17 2019 Sherrill R. Carter, Executive Officer/Clerk By <u>Adglae Davila</u> , Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 c. ☐ Petitioner present in court ☐ Attorney present in court (name):
 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: Same CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: CENTRAL		
MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

4. a. ☒ Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
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MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 d. ☐ Respondent present in court ☐ Attorney present in court (name):
 e. ☐ Claimant present in court (name): ☐ Attorney present in court (name):
 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
 b. ☒ The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

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JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
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THE COURT ORDERS, GOOD CAUSE APPEARING

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MARRIAGE OR PARTNERSHIP OF PETITIONER: Alexa Nikolas RESPONDENT: Michael Milosh		CASE NUMBER: 18STFL05937
JUDGMENT <input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues Date marital or domestic partnership status ends: MAY 17 2019		

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 f. ☐ Other (specify name): _____
3. The court acquired jurisdiction of the respondent on (date): **May 16, 2018**
 a. ☐ The respondent was served with process.
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THE COURT ORDERS, GOOD CAUSE APPEARING

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- a. Date: **MAY 17 2019** Dept.: **2** Room: **215**
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 c. ☐ Petitioner present in court ☐ Attorney present in court (name):
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 a. ☐ The respondent was served with process.
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THE COURT ORDERS, GOOD CAUSE APPEARING

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05/29/19

CASE NAME (Last name, first name of each party):

Nikolas, Alexa v. Milosh, Michael

CASE NUMBER:

18STFL05937

4. i. ☐ The children of this marriage or domestic partnership are:(1) ☐ Name Birthdate(2) ☐ Parentage is established for children of this relationship born prior to the marriage or domestic partnershipj. ☐ Child custody and visitation (parenting time) are ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).(2) ☐ Child Custody and Visitation Order Attachment (form FL-341).(3) ☐ Stipulation and Order for Custody and/or Visitation of Children (form FL-355).(4) ☐ Previously established in another case. Case number: Court:k. ☐ Child support is ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).(2) ☐ Child Support Information and Order Attachment (form FL-342).(3) ☐ Stipulation to Establish or Modify Child Support and Order (form FL-350).(4) ☐ Previously established in another case. Case number: Court:l. ☒ Spousal, domestic partner, or family support is ordered:(1) ☐ Reserved for future determination as relates to ☐ petitioner ☐ respondent(2) ☐ Jurisdiction terminated to order spousal or partner support to ☐ petitioner ☐ respondent(3) ☐ As set forth in the attached Spousal, Partner, or Family Support Order Attachment (form FL-343).(4) ☒ As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.(5) ☐ Other (specify):m. ☒ Property division is ordered as set forth in the attached(1) ☒ Settlement agreement, stipulation for judgment, or other written agreement.(2) ☐ Property Order Attachment to Judgment (form FL-345).(3) ☐ Other (specify):n. ☐ Attorney fees and costs are ordered as set forth in the attached(1) ☐ Settlement agreement, stipulation for judgment, or other written agreement.(2) ☐ Attorney Fees and Costs Order (form FL-346).(3) ☐ Other (specify):o. ☒ Other (specify):

As set forth in the attached Stipulated Judgment.

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date:

5. Number of pages attached: 20

JUDICIAL OFFICER
SIGNATURE FOLLOWS LAST ATTACHMENT**NOTICE**

Dissolution or legal separation may automatically cancel the rights of a spouse or domestic partner under the other spouse's or domestic partner's will, trust, retirement plan, power of attorney, pay-on-death bank account, transfer-on-death vehicle registration, survivorship rights to any property owned in joint tenancy, and any other similar property interest. It does not automatically cancel the rights of a spouse or domestic partner as beneficiary of the other spouse's or domestic partner's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports, to determine whether they should be changed or whether you should take any other actions.

A debt or obligation may be assigned to one party as part of the dissolution of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment may be issued without additional proof if child, family, partner, or spousal support is ordered.

Any party required to pay support must pay interest on overdue amounts at the "legal rate," which is currently 10 percent.

CONTINUATION OF JUDGMENT (Form FL-180)

This Stipulated Judgment is consented to by Petitioner, Alexa Nikolas, and Respondent, Michael Milosh. This Stipulated Judgment is granted based upon the following facts, to which the parties have agreed:

A. Petitioner and Respondent were married on March 16, 2012. They separated on March 26, 2016. They have no minor children.

B. On May 14, 2018, Petitioner caused the Petition for Dissolution to be filed in this action. Respondent was served said Petition by executing a Notice and Acknowledgement of Receipt on May 21, 2018. Prior thereto, Respondent filed his Response and Request for Dissolution on May 16, 2018. The Superior Court has exclusive jurisdiction over the parties and over the subject matter of the Petition for Dissolution. The parties have represented that irreconcilable differences have arisen between Petitioner and Respondent, as a result of which they have permanently separated.

C. The parties chose to resolve this matter through mediation with The Law and Mediation Offices of T. Scott with T. Scott as the mediator. Petitioner and Respondent acknowledge that they have had the right to an independent family law attorney of their choice at any time during the mediation process, including, without limitation, prior to the commencement of the mediation, during the mediation (including having the attorney attend mediation sessions) and after reaching (but before signing) any written agreement(s), including this Stipulated Judgment. Each party chose not to have an attorney represent her/him in this proceeding, and each party made such decision freely, voluntarily, and without any pressure or duress from anyone. Each party acknowledges the mediator is not a tax expert, that there are certain tax consequences that may follow from this Stipulated Judgment, and that each party has had an opportunity to seek independent tax counsel to advise them of the tax consequences, and that the mediator cannot make representations or render advice with respect to the tax consequences to either party as a result of the terms of this Stipulated Judgment.

D. Petitioner and Respondent have each represented that the concept behind this Stipulated Judgment is that each party is to receive exactly what is provided in this Stipulated

1 Judgment, no more and no less.

2 E. The parties have had an opportunity to conduct discovery in their dissolution
3 proceeding but have chosen not to do so. Each party acknowledges that she/he is satisfied with the
4 information she/he has at this time and that she/he does not desire, nor has she/he requested, any
5 discovery or further documents from the other. Neither party has promised or threatened anything
6 to persuade or dissuade the other from inquiry or investigation.

7 F. Petitioner served her Preliminary Declaration of Disclosure documents on
8 Respondent on November 29, 2018 via email. Respondent served his Preliminary Declaration of
9 Disclosure documents on Petitioner on September 12, 2018 via email. Each party hereby agrees
10 that she/he is willing to proceed with this Stipulated Judgment with the information received from
11 the other, and does not seek further information. The parties have agreed to waive service of Final
12 Declarations of Disclosure and have executed a separate stipulation acknowledging this agreement.

13 G. Each party acknowledges that by entering into this negotiated Stipulated Judgment,
14 she/he knowingly waived her/his right to a full evidentiary hearing on the merits with respect to
15 issues pertaining to assets and liabilities, the valuation of assets and liabilities, spousal support or
16 any other issue arising from, or relating to, the parties' marriage.

17 H. Each party acknowledges for herself/himself that, in entering into this Stipulated
18 Judgment, she/he has relied solely on her/his own personal judgment as to the matters encompassed
19 by this Stipulated Judgment, and she/he did not rely on any statement, warranty or representation of
20 any other person. Each party acknowledges for herself/himself that she/he has consulted with, or
21 has had the opportunity to consult with, an independent family lawyer of her/his own choice. Each
22 party has approved the terms and provisions of this Stipulated Judgment based on her/his own
23 understanding of her/his respective positions and the facts, and each is satisfied to rely on her/his
24 own understanding of her/his respective positions and the facts.

25 I. Each party has acknowledged and agreed that there may be certain tax consequences
26 as a result of the provisions of this Stipulated Judgment, including, but not limited to state and
27 federal income tax consequences. Each party has further acknowledged and agreed that she/he has
28 consulted with, or has had the opportunity to consult with, her/his own tax advisors, tax attorneys

1 and/or accountants regarding any tax consequences to her/him resulting from this Stipulated
2 Judgment. Each party acknowledges that she/he has sought and obtained all of the tax, business-
3 related or other advice that she/he deems necessary in order to enter this Stipulated Judgment.

4 J. Each party has consented to the terms of this Stipulated Judgment voluntarily and
5 free of any fraud, duress or undue influence.

6 K. Each party has acknowledged, for herself/himself, that she/he is aware that California
7 Family Code Sections 721 and 1100 provide that fiduciary and confidential relationships exist
8 between spouses which "impose a duty of the highest good faith and fair dealing on each spouse
9 and that neither shall take any unfair advantage of the other"; that this obligation shall continue
10 "until the assets of the parties have been divided"; that said "duty includes the obligation to make
11 full disclosure to the other spouse of all material facts and information regarding the existence,
12 characterization and valuation of all assets in which the community has or may have an interest and
13 debts for which the community is or may be liable, and to provide equal access to all information,
14 records and books that pertain to the value and character of those assets and debts, upon request."
15 Each party is satisfied that this Stipulated Judgment provides mutual advantages to them and
16 separate advantages to each of them. The parties have negotiated the terms of this agreement at
17 arms' length and each party is satisfied that neither of them has obtained any advantage over the
18 other that would invalidate this agreement.

19 L. It is the intention of the parties that this Stipulated Judgment be effective on the last
20 date when signed by both parties (hereafter the "Effective Date"), although the parties acknowledge
21 that the Stipulated Judgment must be signed by the Court and filed to be legally effective as a
22 Stipulated Judgment. Upon this Stipulated Judgment being executed by both parties, this Stipulated
23 Judgment shall become immediately effective between the parties as a valid and binding Marital
24 Settlement Agreement. The Court reserves jurisdiction to enforce the contractual obligations
25 contained herein as of the Effective Date. The provisions of this Stipulated Judgment, except as to
26 termination of marital status, shall be effective as of the last day of signature by the parties (the
27 "Effective Date"), unless otherwise expressly provided herein.

28 ///

1 M. The purpose of this Stipulated Judgment is to settle and to determine all presently
2 existing personal and property rights of the parties with respect to each other, and to satisfy such
3 obligations, claims and rights which she/he may have against the other as of the date hereof, in the
4 manner set forth in this Stipulated Judgment. It is the mutual intention and desire of Petitioner and
5 Respondent to immediately effect, by way of this Stipulated Judgment, a full, complete and final
6 settlement of all of her/his respective property rights, present and future, and to irrevocably adjust
7 and determine all legal obligations of any nature which may exist with respect to each party and by
8 reason of their marriage and to fully and completely resolve and settle any and all issues arising out
9 of or in connection with the marital relationship of the parties. This Stipulated Judgment shall be
10 binding on and determinative of the rights and obligations of Petitioner and Respondent as those
11 rights exist or could have been asserted as of the Effective Date hereof.

12 By reason of the foregoing, and based upon agreement of the parties, as evidenced by their
13 signatures affixed hereto, THE COURT ORDERS AS FOLLOWS:

14 1. **INCORPORATION OF RECITALS**

15 The parties have agreed that the foregoing recitals are incorporated into this Stipulated
16 Judgment as though fully set forth herein.

17 2. **CONFIRMATION/DIVISION OF ASSETS AND LIABILITIES**

18 A. The parties acknowledge that the characterization and valuation of the assets
19 set forth in this Stipulated Judgment are as a result of negotiation and compromise between the
20 parties. The parties have agreed upon the division of property as set forth in this Stipulated Judgment
21 and accept the same as a final and equitable compromise and division of any and all property rights
22 of any kind and nature in order to avoid further litigation and expense.

23 B. **Property Awarded/Confirmed to Petitioner**

24 The following assets are awarded and/or confirmed to Petitioner as her sole and separate
25 property, with the right of immediate sole possession, free and clear of any claim, right, title or
26 interest of Respondent. Petitioner solely assumes and shall pay and hold Respondent free and
27 harmless from any and all encumbrances, obligations, liabilities, including tax liabilities, liens and
28 debts regarding the assets awarded and/or confirmed to Petitioner.

- 1 (1) All of Petitioner's own clothing, jewelry, and personal effects.
- 2 (2) All furniture, home décor, and art in Petitioner's possession.
- 3 (3) The 2011 Volkswagen Jetta, VIN# [REDACTED] free and
- 4 clear of any encumbrances.
- 5 (4) Any cash in Petitioner's possession, which she represents is nominal.
- 6 (5) All rights and interest in and to the contents of the [REDACTED] checking
- 7 account, account number ending [REDACTED]
- 8 (6) All rights and interest in and to the contents of the SAG-AFTRA
- 9 Pension Plan held in Petitioner's name.
- 10 (7) All rights and interest in all residuals received by Petitioner for work
- 11 done by her at any time regardless if said time was during the parties' marriage. The parties
- 12 acknowledge and understand that although residuals earned post-separation on work done during
- 13 the marriage would otherwise be community property, the parties have agreed that Petitioner shall
- 14 keep all residuals earned for her work as her separate property so that there will be no community
- 15 property residuals.

16 **C. Property Awarded/Confirmed to Respondent**

17 The following assets are awarded and/or confirmed to Respondent as his sole and separate
18 property, with the right of immediate sole possession, free and clear of any claim, right, title or
19 interest of Petitioner. Respondent solely assumes and shall pay and hold Petitioner free and
20 harmless from any and all encumbrances, obligations, liabilities, including tax liabilities, liens and
21 debts regarding the assets awarded and/or confirmed to Respondent.

- 22 (1) All of Respondent's own clothing, jewelry, and personal effects.
- 23 (2) All furniture, home décor, and art in Respondent's possession.
- 24 (3) The 2015 BMW 320, VIN# [REDACTED], subject to the
- 25 existing loan on the vehicle for which Respondent shall be solely responsible for all liability of said
- 26 loan, and shall indemnify and hold Petitioner harmless therefrom.
- 27 (4) Any cash in Respondent's possession, which he represents is nominal.

28 ///

1 (5) All rights and interest in and to the contents of [REDACTED] Bank
2 checking account, account number ending [REDACTED]

3 (6) All rights and interest in and to the contents of [REDACTED] Bank
4 checking account, account number ending [REDACTED]

5 (7) All rights and interest in and to the contents of [REDACTED] checking account,
6 account number ending [REDACTED]

7 (8) All rights and interest in and to the contents of [REDACTED] checking account,
8 account number ending [REDACTED]

9 (9) All rights and interest in and to the contents of [REDACTED]
10 checking account, account number ending [REDACTED]

11 (10) All rights and interest in and to the contents of [REDACTED]
12 business account, account number ending [REDACTED]

13 (11) All right, title, and interest in the business interest known as "Rhye
14 LLC" including all assets and debts associated with said business.

15 **D. Debts**

16 (1) The parties acknowledge that there are no community debts.
17 Petitioner shall be solely responsible for payment of any credit cards held in her name and shall
18 indemnify and hold Respondent harmless therefrom. Respondent shall be solely responsible for
19 payment of any credit cards held in his name and shall indemnify and hold Petitioner harmless
20 therefrom, including but not limited to the [REDACTED] credit card account, account number ending [REDACTED]

21 (2) Petitioner shall be solely responsible for the entirety of the liabilities
22 owed to the gas company (in the approximate amount of \$300) and for her miscellaneous medical
23 bills (in the approximate amount of \$2,500), including any penalties or interest that accumulate
24 thereon. Petitioner shall indemnify and hold Respondent free and harmless from any liability
25 associated with these debts.

26 (3) Petitioner shall be solely responsible for the entirety of the liabilities
27 owed to the federal government for taxes owed for tax years 2013 (in the approximate amount of
28 \$12,173) and 2014 (in the approximate amount of \$22,250), including any penalties or interest that

1 accumulate thereon. Petitioner shall indemnify and hold Respondent free and harmless from any
2 liability associated with these debts.

3 (4) Each party warrants and represents that she/he has not created or
4 permitted to be created any debt or obligation chargeable to the other, or to any of the property
5 transferred, assigned, awarded or confirmed to the other pursuant to this Stipulated Judgment. In
6 the event that it is determined that a party created or permitted to be created any such debt or
7 obligation, that party shall indemnify, hold the other party free and harmless therefrom, and shall
8 pay it, forthwith upon demand.

9 (5) Each party is enjoined from incurring any indebtedness chargeable
10 against the other, and each party is enjoined from contracting any debt or obligation in the name of
11 the other.

12 (6) All hold-harmless and indemnity provisions of this Stipulated
13 Judgment (no matter where they are located herein) include, but are not limited to, the requirement
14 that the indemnifying party provide a defense to the other party in the event any proceedings are
15 instituted, including all attorneys' fees, accounting fees, and any other costs reasonably incurred in
16 connection therewith.

17 (7) All property and obligations divided pursuant to this Stipulated
18 Judgment shall become the separate property and/or obligation of the party designated to receive
19 such property immediately upon execution of this Stipulated Judgment. Each party forthwith shall
20 provide to the party receiving property pursuant to this Stipulated Judgment any and all documents
21 and instruments necessary to effectuate transfer of title of the property to the receiving party, if not
22 yet completed.

23 **3. CREDITORS' CLAIMS AND RELEASE**

24 A. Except as otherwise specifically provided in this Stipulated Judgment, each
25 party shall be solely liable for and shall indemnify and hold the other party free and harmless from
26 and against all liabilities, claims, and debts, arising heretofore or hereafter from all assets being
27 awarded and/or confirmed to that party as her or his sole and separate property.

28 ///

1 B. Petitioner and Respondent acknowledge that she and he are aware as follows:

2 (1) Although an obligation based upon a contract is assigned to one party
3 as part of the division of the community, in the event that the party to whom the obligation was
4 assigned defaults on the contract, the creditor may have a cause of action against the other party.

5 (2) The parties' obligations to each other, and to third party creditors, are
6 subject to possible discharge in bankruptcy.

7 (3) This Stipulated Judgment is not binding upon third parties. Except as
8 otherwise provided in this Stipulated Judgment, in the event any third party seeks to hold one party
9 liable for the debts or obligations that the other has assumed by this Stipulated Judgment, then the
10 indebted party herein shall defend and/or compromise and settle any lawsuits, claims, demands or
11 actions brought at her or his own expense and, further shall pay, indemnify and hold the other non-
12 indebted party harmless from any and all such claims, demands, liabilities, obligations or other debts
13 that the non-indebted party may incur to defend herself or himself, including but not limited to
14 reasonable attorneys', accountants' or other expert fees and costs incurred by the non-indebted party.

15 (4) Except for the claims, demands and rights in this Stipulated Judgment
16 created against or reserved in favor of either of the parties hereto, which claims, demands and rights
17 are expressly reserved from the operation of this paragraph, each of the parties hereto, for herself
18 and himself, and their respective heirs, executors, administrators and assigns, hereby releases and
19 discharges the other party and her or his respective heirs, executors, attorneys, accountants, and
20 assigns of and from any and all known claims, liabilities, debts, and demands of every kind, nature
21 and description, including, but not limited to costs, attorneys' fees, accountants' fees, other expert
22 fees, expenses, credits, reimbursements, set-offs, actions, causes of action, suits, contentions,
23 accountings, promises, claims of ownership, and losses of any other kind or liability whatsoever,
24 whether due or owing in the past, present or future, whether based upon contract (oral or written),
25 tort, statute, breach of contract, or any other legal or equitable theory of recovery (including, but not
26 limited to claims for assault and battery or other so-called intentional torts), whether known or
27 suspected, fixed or contingent, based upon or arising out of or in connection with any matters, acts,
28 omissions, events, conduct, or occurrences occurring by and between the parties or any of their

1 representatives prior to the date of this Stipulated Judgment which exist by virtue of their marital
2 relationship, or otherwise, including any claims for support that either of said parties might
3 otherwise have or claims to have against the other party, or her or his estate, whether from a time
4 period before, during or after marriage.

5 4. **AFTER DISCOVERED PROPERTY/OMITTED ASSETS**

6 Petitioner and Respondent warrant, one to the other, that neither of them knows of any
7 community property of any kind or description of the parties, except that which is set forth in this
8 Stipulated Judgment. Respondent warrants to Petitioner and Petitioner warrants to Respondent that,
9 since separation, warrantor has not concealed, withheld, or made without the knowledge or consent
10 of the other, any gift, transfer, conveyance, or assignment of any property in which the other party
11 has an interest. Nothing contained herein shall abrogate or limit the Court's continuing jurisdiction
12 to adjudicate or divide after-discovered or omitted community property assets and obligations.

13 5. **SPOUSAL SUPPORT**

14 A. Commencing June 1, 2018, Respondent shall pay Petitioner as and for
15 spousal support the sum of \$2,300 per month and continuing on the first (1st) of each month
16 thereafter until Petitioner's remarriage, death of either party, further order of the court, or through
17 the payment made on August 1, 2019, whichever first occurs.

18 B. All spousal support payments set forth above in provision 5.A., shall be non-
19 taxable to Petitioner and shall be non-deductible to Respondent.

20 C. No spousal support shall be paid by Respondent to Petitioner after the
21 payment made on August 1, 2019, for any reason whatsoever and the Court shall forever terminate
22 its jurisdiction to order spousal support payable by Respondent to Petitioner on August 2, 2019 in
23 accordance with the paragraphs hereinbelow.

24 D. Petitioner forever waives her right to receive spousal support from
25 Respondent at any time after August 1, 2019, and acknowledges that she understands that she will
26 never be able to seek spousal support from Respondent, regardless of any change in circumstances
27 as to her condition of health, income, assets, debts, expenses or any other circumstance. Under no
28 circumstances, nor for any reason, shall said spousal support waiver be modified by the Court. Any

1 right Petitioner has to receive spousal support from Respondent is hereby irrevocably terminated as
2 of August 2, 2019 and the Court shall have no jurisdiction to extend its jurisdiction over spousal
3 support beyond August 1, 2019 for any reason. Petitioner has knowledgeably and voluntarily agreed
4 to the spousal support waiver and termination set forth herein.

5 E. Respondent forever waives his right to receive spousal support from
6 Petitioner at any time after both parties sign this Stipulated Judgment and acknowledges that he
7 understands that he will never be able to seek spousal support from Petitioner, regardless of any
8 change in circumstances as to his condition of health, income, assets, debts, expenses or any other
9 circumstance. Under no circumstances, nor for any reason, shall said spousal support waiver be
10 modified by the Court. Any right Respondent has to receive spousal support from Petitioner is
11 hereby irrevocably terminated as of the date both parties sign this Stipulated Judgment and the Court
12 shall have no jurisdiction to extend its jurisdiction over spousal support beyond this date for any
13 reason. Respondent has knowledgeably and voluntarily agreed to the spousal support waiver and
14 termination set forth herein.

15 F. The parties have acknowledged that the termination of each party's right to
16 receive support from the other as set forth herein may be substantially different than what the Court
17 would have ordered in the absence of the agreement of the parties.

18 G. Iberty Provision: Petitioner and Respondent have carefully bargained in this
19 Stipulated Judgment concerning all issues relating to spousal support, and whether it should be
20 waived, terminated, modifiable or extendable. Both Petitioner and Respondent are aware that the
21 provisions hereof terminating spousal support may create unexpected hardship, and have considered
22 that possibility in negotiating the overall settlement documented in this Stipulated Judgment and in
23 electing to fix a specific date after which no spousal support will be payable by one party to the
24 other. Accordingly, the provisions of this paragraph are intended to comply with the requirements
25 of *In re Marriage of Vomacka*, 36 Cal.3d 459 (1984) and *In re Marriage of Brown*, 35 Cal.App.4th
26 785 (1995), to make clear that no court shall have authority to award spousal support from
27 Respondent to Petitioner as of August 2, 2019 and from Petitioner to Respondent as of the Effective
28 Date of this Stipulated Judgment.

1 H. Petitioner and Respondent understand that absent their agreement and this
2 Stipulated Judgment, the Court might have confirmed, ordered, or awarded spousal support to either
3 party in some other amount or fashion beyond the termination dates set forth herein.

4 I. Petitioner and Respondent acknowledge that they have had the opportunity
5 to confer with counsel, specifically with respect to these provisions and their effect, and Petitioner
6 and Respondent each acknowledge that she/he fully understands these provisions and their effect.
7 Each party acknowledges that the foregoing language concerning termination of spousal support is
8 clear, explicit and unequivocal within the meaning of *In re Marriage of Iberti*, 55 Cal.App.4th 1434
9 (1997).

10 **6. FEDERAL AND STATE INCOME TAX RETURNS**

11 (1) The parties acknowledge that they filed federal and state income tax
12 returns Married Filing Separate for the calendar years 2016 and 2017, and shall file Married Filing
13 Separate for calendar year 2018. Respondent shall be solely responsible for payment of any taxes
14 determined to be due and owing on said tax returns for either party, including any interest and
15 penalties assessed thereon. The parties shall equally receive one-half (1/2) of any
16 overpayment/refund determined to be due to either party pursuant to said returns.

17 B. With respect to any joint tax returns filed by the parties during their marriage,
18 Respondent shall be solely responsible for payment of any taxes later determined to be due and
19 owing on said tax returns, including any interest and penalties assessed thereon. The parties shall
20 equally receive one-half (1/2) of any overpayment/refund determined to be due to either party
21 pursuant to said returns.

22 C. The Court shall retain jurisdiction regarding any unpaid taxes, penalties,
23 interest, attorney's fees or accounting fees in connection with any tax returns filed by the parties
24 which affect the other party.

25 D. Each party is ordered to send to the other party, by certified mail and within
26 fifteen (15) days of receipt, a copy of any deficiency notice or other correspondence received from
27 the Internal Revenue Service, the California Franchise Tax Board, or any other taxing agency
28 concerning any tax years which affect the other party.

1 E. Each party shall indemnify and hold the other harmless from and against any
2 and all liability for taxes, penalties, interest, and other assessments, including attorneys',
3 accountants', and other experts' fees and costs of defense, resulting from income of or the over
4 reporting of deductions by that party, as determined without reference to community property laws,
5 which should have been but was not reported on any state or federal income tax return filed by the
6 parties jointly.

7 7. **MUTUAL RELEASE.**

8 A. Except as set forth herein, Petitioner and Respondent each hereby forever
9 release, relinquish, renounce and waive any right or claim in and to any income and property of the
10 other. Petitioner and Respondent each also hereby forever release, relinquish, renounce and waive
11 any right or claim in and to any income hereafter accruing to or being earned by property which is
12 received by or confirmed to either party under this Stipulated Judgment, including property that
13 formerly was community property as well as that which is separate property.

14 B. Except as otherwise expressly provided in this Stipulated Judgment,
15 Petitioner and Respondent release each other from any and all liabilities, debts, or obligations of
16 every kind or character that have been or will be incurred and from any and all claims and demands,
17 including without limitation: (i) all claims based on claimed present or future property rights relating
18 to community property or separate property, wherever located; (ii) Petitioner's rights, interest in, or
19 claim to any post-separation income of Respondent, from any source whatsoever; and (iii)
20 Respondent's right, interest in, or claim to any post-separation income of Petitioner, from any source
21 whatsoever. Petitioner and Respondent each shall execute such assignments or other documents as
22 may reasonably be necessary to give full force and effect to this Stipulated Judgment, said
23 documents to be executed in a form acceptable to the requesting party. Petitioner and Respondent
24 shall indemnify each other and hold each other harmless as to any and all claims, liabilities, debts,
25 obligations and demands herein released.

26 C. Petitioner and Respondent each warrant and represent to the other that she or
27 he has not heretofore assigned any claims against the other to any third person or entity.

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1 D. Except for the rights and duties expressly provided for herein below and
2 without in any way limiting the releases contained in this Stipulated Judgment, Petitioner and
3 Respondent, for themselves, and their respective assigns and agents, shall forthwith release and
4 absolutely and forever discharge each other, for themselves, and their respective assigns and agents,
5 of and from all claims, demands, liabilities, obligations, and causes of action of every kind, nature
6 and description whatsoever, whether known or unknown, by reason of any matter, cause of thing
7 done, omitted, or suffered to be done prior to the date of this Stipulated Judgment, which either
8 Petitioner or Respondent now have, own, or hold, or have at any time heretofore had, owned, or
9 held against each other so that upon execution of this Stipulated Judgment, except for the obligations
10 and rights expressly provided for herein, Petitioner shall have no further claim against Respondent
11 and Respondent shall have no further claim against Petitioner.

12 **8. REIMBURSEMENT WAIVERS**

13 A. Except as otherwise provided in this Stipulated Judgment, each party waives
14 any and all claims against the other through the Effective Date, including each of the following:

15 (1) Epstein credits (In re Marriage of Epstein (1979) 24 Cal.3d 76) and
16 all rights to reimbursement to which a party may be entitled to as a result of the payment of
17 community obligations since the separation date.

18 (2) Watts credits (In re Marriage of Watts (1985) 171 Cal.App.3d 366)
19 and all rights to reimbursement to which a party may be entitled to as a result of one party's use of
20 community assets since the separation date.

21 (3) All rights to reimbursement under Family Code §2640, or otherwise,
22 for separate property contributed to the acquisition or maintenance of community property.

23 (4) All rights to reimbursement under Family Code §2641, or otherwise,
24 due the community or a party for contributions made by the community or either party to the
25 education or training of a party.

26 (5) Any claims of spousal support arrearages owed to one party by the
27 other.

28 ///

1 (6) Any claims of either party against the other for breach of fiduciary
2 duty to date.

3 (7) Any claims of either party against the other for misappropriation.

4 (8) Each party releases and relinquishes any and all claims she or he may
5 have to reimbursement from the other party and/or the community estate regarding payments made
6 to, or on behalf of, the parties and/or the community estate prior or subsequent to the date of
7 separation through the Effective Date of this Stipulated Judgment. The relinquishment and waiver
8 herein provided is made as part of and in consideration for the division of assets provided for in this
9 Stipulated Judgment.

10 **9. REVIEW OF INSURANCE POLICIES AND RETIREMENT PLANS**

11 Each party acknowledges that she/he is aware of Family Code §2024 advising parties to a
12 dissolution action to review their wills, insurance policies, retirement benefit plans, credit cards,
13 credit accounts, credit reports, and other matters that they may wish to change. Each party
14 acknowledges that she/he intends to review all property rights and employment benefits that have
15 survivorship or inheritance factors (including, without limitation, life insurance, pensions, trusts,
16 jointly held real and personal property, and bank accounts) to ensure that each expresses her/his
17 present intent, particularly with respect to title and beneficiary designations.

18 **10. RELEASE OF ESTATES AND SURVIVOR BENEFITS**

19 Petitioner and Respondent each waive any and all right to inherit from the estate of the other
20 at her/his death, or to take property from the other by devise or bequest, unless under a Will executed
21 subsequent to the Effective Date, or to claim any family allowance or probate homestead, or to act
22 as administrator or administratrix of the estate of the other, except as the nominee of another person
23 legally entitled to said right, or to act as the executor or executrix under the Will of the other, unless
24 under a Will executed subsequent to the Effective Date.

25 **11. EXECUTION OF OTHER DOCUMENTS**

26 A. Each party shall promptly, upon request of the other or counsel of the other
27 party, execute, acknowledge and deliver to the other party hereto, her or his heirs, executors,
28 administrators or other representatives, all deeds, tax returns, amendments to tax returns, amended

1 returns, leases, contracts, releases, certificates of partnerships, escrow agreements, partnership
2 agreements, loan agreements, refinancing agreements, loan applications, bills of sale, insurance
3 documents, designations of beneficiaries or other instruments and documents which may hereafter
4 be necessary or desirable to enable either of the parties to sell, transfer, redesignate beneficiaries or
5 own any real or personal property confirmed or awarded to her/him pursuant to this Stipulated
6 Judgment, or to carry out the terms of this Stipulated Judgment.

7 B. Should a party required to execute and deliver such documents fail to do so
8 within five (5) days after demand has been made therefor, by the party entitled thereto, then, and in
9 that event, the other party may make *ex parte* application to the court in order to carry out such
10 orders as may be necessary to obtain the execution of said documents and to obtain delivery of same
11 to the party entitled thereto; and the Clerk of the Court or the Assistant Clerk of the Court may sign
12 in place of the other party pursuant to the request of the party making the application. The Court
13 retains jurisdiction to make such other and further orders as may be necessary, convenient or
14 required with respect to the form of any documents which are or may be necessary to effectuate the
15 purpose of this Stipulated Judgment, and any aggrieved party may make application to the Court for
16 such purposes upon *ex parte* application.

17 C. Notwithstanding the failure or refusal of either party to execute any such
18 document or instrument, this Stipulated Judgment shall constitute a full and complete transfer and
19 conveyance of the property herein designated as being transferred, conveyed or assigned to each
20 party.

21 **12. RESERVATION OF JURISDICTION**

22 The Court shall retain jurisdiction to make further orders to enforce the provisions of this
23 Stipulated Judgment, including:

- 24 A. To supervise or otherwise enforce the division and confirmation of property;
25 B. To enforce the tax provisions;
26 C. To enforce all other executory provisions hereto; and

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28 ///

1 D. To enforce the provisions contained herein pertaining to claims pursuant to
2 Family Code §2556, and all other reserved claims which may otherwise be provided in this
3 Stipulated Judgment.

4 **13. RECONCILIATION**

5 Any reconciliation between the parties following the Effective Date of this Stipulated
6 Judgment shall not cancel, terminate, modify, or waive any provisions of this Judgment, unless the
7 parties so agree in writing. However, nothing in this subsection shall be construed to waive either
8 party's right in community property accrued after a reconciliation.

9 **14. GOVERNING LAW**

10 This Stipulated Judgment shall be governed by and construed in accordance with the internal
11 law of the State of California.

12 **15. MISCELLANEOUS PROVISIONS**

13 A. Each party shall have the right, and the other party shall cooperate by doing
14 all reasonable acts and supplying all appropriate documents, to confirm, if reasonably necessary,
15 compliance with all provisions of this Stipulated Judgment.

16 B. The party receiving specific property under this Stipulated Judgment shall be
17 entitled to, and the other party shall transfer and assign to her or him, all rights, titles, and interest
18 in the property, and such party also shall be entitled to existing insurance in the property, and the
19 benefits, if any, of premiums previously paid on that insurance and each party shall be solely
20 responsible for the payment of all premiums due thereafter under the insurance policy terms if the
21 party decides, in her or his sole discretion, to maintain said policy in force.

22 C. The party receiving specific property under this Stipulated Judgment shall
23 pay, from and after the Effective Date of this Stipulated Judgment, all taxes assessed against such
24 property including, but not limited to, property taxes and federal and state taxes upon sale, and all
25 costs of maintenance thereof, except as otherwise specifically ordered in this Stipulated Judgment.

26 **16. SEVERABILITY**

27 The parties have agreed, if any portion of this Stipulated Judgment shall be held illegal,
28 unenforceable, void or voidable by any court, each of the remaining terms hereof shall nevertheless

1 remain in full force and effect as separate orders.

2 **17. SUBMISSION TO COURT**

3 The parties waive notice of trial, notice of intended decision, motion for reconsideration or
4 new trial, statement of decision and the right to appeal, as to each and every issue resolved by this
5 Stipulated Judgment. The parties further acknowledge and understand that this Stipulated Judgment
6 has resolved all issues between them, except as specifically provided herein. ///

7 **18. MEDIATION CONFIDENTIALITY**

8 A. This Agreement has been negotiated between the parties and prepared by the
9 Law and Mediation Offices of ~~T~~ Scott, which firm has been retained by neither party as its
10 attorney in regards to this Judgment in an action for Dissolution of Marriage. Both parties
11 acknowledge that ~~T~~ Scott had a fiduciary duty to neither party in the mediation and drafting of
12 this Judgment. Both parties have been advised to retain separate counsel to represent them and
13 review this Judgment in light of each party's respective individual interests.

14 B. The parties acknowledge her/his awareness that Section 721 of the California
15 Family Code specifies that a husband and wife are in a fiduciary relationship that imposes a duty of
16 the highest good faith and fair dealing on each of them and that prohibits either of them from taking
17 unfair advantage of the other. The parties further acknowledge her/his awareness that Section 1100
18 of the California Family Code specifies that the management and control of community property
19 are subject to the rules governing fiduciary relationships until such time as the parties' community
20 property has been divided by the parties or by a Court, and that each party has an obligation to make
21 full disclosure to the other of all material facts and information regarding the existence,
22 characterization, and valuation of all assets in which the community has or may have an interest and
23 all debts for which the community is or may be liable, and to provide equal access to all information
24 and records that pertain to the value and character of those assets and debts, upon request.

25 C. The mediator was not requested to investigate or confirm the nature, extent,
26 or value of the parties' community, quasi-community, or separate property (including, without
27 limitation, assets *and* liabilities). The mediator relied solely upon the parties' representations
28 regarding the nature and extent of their assets and liabilities, and the mediator had no obligation to

1 determine the value of any asset or the amount of any liability.

2 D. The mediator was not requested to investigate or confirm the nature or extent
3 of the parties' income and expenses. The mediator relied solely upon the parties' representations
4 regarding the nature and extent of their income and expenses, and the mediator had no obligation to
5 determine the nature and extent of their income and expenses.

6 E. The parties acknowledge that any investigation or confirmation of the facts
7 upon which this Stipulated Judgment was based was beyond the scope of the services the mediator
8 was retained to render, that the parties had no expectation, intention, or understanding that the
9 mediator would conduct any such investigation or confirmation, that no such investigation or
10 confirmation was authorized or approved by either party, and that the mediator in fact conducted no
11 such investigation or confirmation.

12 F. The parties acknowledge that mediation proceedings require a high degree of
13 mutual respect and honesty. However, this does not mean that either party has to accept everything
14 that the other party says, particularly concerning an opinion as to the value or character of property.
15 As part of the mediation proceedings, each party acknowledges that she and he must make a full
16 disclosure to the other party and to the mediator of all property, obligations and income in which
17 each party has an interest and any information each party may have that would have a bearing on
18 the extent or value of their property, obligations and income.

19 G. The parties acknowledge that the mediation proceedings are confidential and
20 subject to California Evidence Code, Sections 1115-1128 and 703.5. However, confidentiality shall
21 not apply to any written agreement signed by both parties incorporating settlement of any, or all,
22 issues and/or the Preliminary and Final Declarations of Disclosure.

23 H. The parties acknowledge that Section 703.5 of the California Evidence Code
24 provides as follows: "No... mediator, shall be competent to testify, in any subsequent civil
25 proceeding, as to any statement, conduct, decision, or ruling, occurring at or in conjunction with the
26 prior proceeding [i.e. the mediation]." The parties agree and acknowledge that neither party may
27 testify or compel the other party or the mediator to testify with respect to any written or oral

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1 communications during the course of the mediation in any civil judicial, administrative, or other
2 proceeding.

3


4

THE FOREGOING IS AGREED TO BY:

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6

Dated: 3/19/19


ALEXIA NIKOLAS

7

Petitioner

8

SEE ATTACHED
SIGNATURE

9

Dated: _____

MICHAEL MILOSH

10

Respondent

11

IT IS SO ORDERED.

12

Dated: _____

JUDGE/JUDGE PRO TEM OF THE SUPERIOR COURT

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05/20/19

1 communications during the course of the mediation in any civil judicial, administrative, or other
2 proceeding.
3

4 **THE FOREGOING IS AGREED TO BY:**

5
6 Dated: _____

ALEXA NIKOLAS
Petitioner

7
8
9 Dated: March 26, 2019

Michael Milosh
MICHAEL MILOSH
Respondent

10
11 IT IS SO ORDERED.

12 Dated: MAY 17 2019

13 JUDGE/JUDGE PRO TEM OF THE SUPERIOR COURT

Laura Hymanowitz
LAURA HYMANOWITZ