

# **AMEND/CORRECT BIRTH CERTIFICATE**

# **1**

## **FOR AN ADULT**

### **Forms and Instructions**

**PETITION FOR COURT ORDER  
TO CORRECT (amend) A BIRTH CERTIFICATE  
for an ADULT**

**CHECKLIST**

***You may use these forms if . . .***

- ✓ You were born in the state of Arizona, you are 18 or older, and there is an error on your birth certificate.
- ✓ You want the Court to issue an Order to correct that error.
- ✓ You are prepared to present a certified copy of your Arizona birth certificate that contains the *incorrect* information.
- ✓ You are able to present evidence supporting what you say is the correct information, AND
- ✓ You understand that if the evidence you present with this Petition or that you bring to court with you is not enough to satisfy the Court:
  - You may be ordered to return to court with more/other supporting information, or
  - Your case may be dismissed and you will not receive a refund of any court fees.

**X You may NOT use these forms to:**

- X CHANGE THE IDENTITY OF EITHER PARENT, OR**
- X ESTABLISH PATERNITY OR ADD THE NAME OF A FATHER, OR**
- X REQUEST A LEGAL NAME CHANGE.\***

\* Separate packets for "name change" are available from the Self-Service Center.

**READ ME:** Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Law Library Resource Center website.

## PETITION FOR COURT ORDER TO AMEND (CORRECT) A BIRTH CERTIFICATE

This packet contains court forms and instructions to file (fill in reason for forms and instructions). Items in **BOLD** are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

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The documents you have received are copyrighted by the Superior Court of Arizona in Maricopa County. You have permission to use them for any lawful purpose. These forms shall not be used to engage in the unauthorized practice of law. The Court assumes no responsibility and accepts no liability for actions taken by users of these documents, including reliance on their contents. The documents are under continual revision and are current only for the day they were received. It is strongly recommended that you verify on a regular basis that you have the most current documents.

**INSTRUCTIONS: HOW TO FILL OUT ALL FORMS  
TO REQUEST A COURT ORDER TO CORRECT (AMEND) A  
BIRTH CERTIFICATE OF AN ADULT**

**WARNING!** These are NOT the proper papers to request a legal name change. This Petition and accompanying papers are ONLY to request correction of errors that appear on your Arizona birth record and birth certificate.

**IF YOUR ADDRESS OR OTHER CONTACT INFORMATION IS PROTECTED BY A COURT ORDER:**

1. **INFORM** the Clerk at the filing counter that you have a protected address when you file your papers.
2. Write any protected information on a Sensitive Data Sheet supplied by the Clerk.
3. Write "Protected" in the blanks where the protected information is requested.
4. Do **NOT** write your address or other protected information on any other form in this packet!

**FOR ALL FORMS: TYPE OR WRITE CLEARLY. USE BLACK INK.**

**FORM: CIVIL COVER SHEET**

1. **CASE NUMBER:** Leave blank. The case number will be stamped on the papers at the time of filing.
2. **ATTORNEY NAME AND BAR NUMBER:** Fill in only if an attorney represents the Petitioner.
3. **PLAINTIFF'S NAME:** Write in the name of the person needing the corrected (amended) birth certificate.
4. **DEFENDANT'S NAME:** Leave blank. Does not apply.
5. *On page 2*, check the box beside "195(b), "Amendment of Birth Certificate".
6. **RULE 26.2 DISCOVERY TIER, EMERGENCY ORDER SOUGHT, AND COMMERCIAL COURT.** Leave blank. Does not apply.

***\*\*Note that you do not need to make extra copies of this form\*\****

## **FORM: PETITION FOR ORDER TO AMEND BIRTH CERTIFICATE OF AN ADULT**

- **In the top left corner**, write in the information requested about the Person Filing the form. If you are a legal guardian filing the Petition on behalf of the person for whom the amended birth certificate is needed, write in this information as it applies to *you*.
- **In the Matter of . . .** Write in the name of the person who needs his or her birth certificate corrected. Leave "**Case Number**" blank. The Clerk of Superior Court will assign the case number at the time of filing.

### **1. INFORMATION ABOUT THE ADULT:** Write in the information requested about the person who needs the amended birth certificate, including his or her:

- Name as it appears on the current birth certificate,
- Name as currently used or as it appears on other document(s) or records such as Social Security, driver's license, etc.),
- Address.
- **MARK the box** to indicate you attached the current Arizona birth certificate that needs to be changed to the Petition.

### **2. INFORMATION about the BIRTH RECORD (CERTIFICATE):**

- A.** Place a check mark in the box IF the birth certificate has incorrect information about the Adult whose birth record needs to be changed.
- Then write what **WRONG WORDS** appear on the birth certificate.
  - Below, write the correct information in the boxes, as the words should appear on the birth certificate.
- B.** Place a check mark in the box IF the birth certificate has incorrect information about The Father/Parent.
- Then write what **WRONG WORDS** appear on the birth certificate.
  - Below, write the correct information in the boxes, as the words should appear on the birth certificate.
- C.** Place a check mark in the box IF the birth certificate has incorrect information about the Mother/Parent.
- Then write what **WRONG WORDS** appear on the birth certificate.
  - Below, write the correct information in the boxes, as the words should appear on the birth certificate.

**WAIT TO Sign the Petition** until you are in the presence of a Notary Public or a Deputy Clerk of Court at the filing counter. By signing the Petition, you are stating that the information you have provided is true and correct, under penalty of perjury.

**FORM: ORDER AMENDING BIRTH CERTIFICATE of an ADULT**

1. Fill in the case number.
2. Write in the name of the Adult Petitioner as it appears on the Petition.
3. Under "THE COURT FINDS", #4: Write in the NAME of the Petitioner as it appears on the current birth certificate. Write in the Date of Birth of the Petitioner. Write in Petitioner's Place of Birth.
4. Under "THE COURT ORDERS" section:

If there is an error in the NAME of the Adult as listed on the current birth certificate, check box #1 and write in the CORRECT NAME as it SHOULD appear on the birth certificate.

If there are errors or omissions on the current birth certificate OTHER THAN the Adult's name, mark this box and write in:

On the first few lines, the WRONG words; then

On the next set of lines, WRITE THE CORRECT INFORMATION EXACTLY AS IT SHOULD  
APPEAR ON THE BIRTH CERTIFICATE.

**NOTE: EVERY LETTER ON THIS FORM MUST BE ABSOLUTELY CLEAR AND LEGIBLE : NO CROSS-OUTS. NO WRITE-OVERS. NO ERASURES. NO CORRECTION FLUID (No "White Out", etc.).**Read part 3 (on the Order).Read part 4 (on the Order).

5. Under "OTHER ORDERS": Leave blank for the Court to fill out.

**WHEN YOU HAVE COMPLETED THESE FORMS, GO TO THE "PROCEDURES" PAGE**  
(The last document in this packet) **AND FOLLOW THE STEPS LISTED.**

Do not copy  
or file this page

**In the Superior Court of the State of Arizona**

**In and for the County of \_\_\_\_\_**

Case Number \_\_\_\_\_

**CIVIL COVER SHEET- NEW FILING ONLY**  
(Please Type or Print)

Plaintiff's Attorney \_\_\_\_\_

Attorney Bar Number \_\_\_\_\_

Is Interpreter Needed? ☐ Yes ☐ No

If yes, what language(s):

\_\_\_\_\_

\_\_\_\_\_

Plaintiff's Name(s): (List all)

Plaintiff's Address:

Phone #:

Email Address:

\_\_\_\_\_

\_\_\_\_\_

(List additional Plaintiffs on page two and/or attach a separate sheet).

Defendant's Name(s): (List All)

\_\_\_\_\_

\_\_\_\_\_

(List additional Defendants on page two and/or attach a separate sheet)

**RULE 26.2 DISCOVERY TIER OR MONETARY RELIEF CLAIMED:**

**IMPORTANT: Any case category that has an asterisk (\*) MUST have a dollar amount claimed or Tier selected.** State the monetary amount in controversy or place an "X" next to the discovery tier to which the pleadings allege the case would belong under Rule 26.2.

☐ Amount Claimed \$ \_\_\_\_\_

☐ Tier 1

☐ Tier 2

☐ Tier 3

**NATURE OF ACTION**

Place an "X" next to the **one** case category that most accurately describes your primary case. **Any case category that has an asterisk (\*) MUST have a dollar amount claimed or Tier selected as indicated above.**

**100 TORT MOTOR VEHICLE:**

**110 TORT NON-MOTOR VEHICLE:**

☐ 101 Non-Death/Personal Injury\*

☐ 102 Property Damage\*

☐ 103 Wrongful Death\*

☐ 111 Negligence\*

☐ 112 Product Liability – Asbestos\*

☐ 112 Product Liability – Tobacco\*

☐ 112 Product Liability – Toxic/Other\*

☐ 113 Intentional Tort\*

- ☐ 114 Property Damage\*
- ☐ 115 Legal Malpractice\*
- ☐ 115 Malpractice – Other professional\*
- ☐ 117 Premises Liability\*
- ☐ 118 Slander/Libel/Defamation\*
- ☐ 119 Recovery of Damages under A.R.S. §12-514\* (Please provide Plaintiff DOB  
\_\_\_\_/\_\_\_\_/\_\_\_\_)
- ☐ 116 Other (Specify) \_\_\_\_\_\*

### **120 MEDICAL MALPRACTICE:**

- ☐ 121 Physician M.D.\*      ☐ 123 Hospital\*
- ☐ 122 Physician D.O.\*      ☐ 124 Other\*

### **130 & 197 CONTRACTS:**

- ☐ 131 Account (Open or Stated)\*
- ☐ 132 Promissory Note\*
- ☐ 133 Foreclosure\*
- ☐ 138 Buyer-Plaintiff\*
- ☐ 139 Fraud\*
- ☐ 134 Other Contract (e.g., Breach of Contract)\*
- ☐ 135 Excess Proceeds-Sale\*
- ☐ Construction Defects  
(Residential/Commercial)\*
  - ☐ 136 Six to Nineteen Structures\*
  - ☐ 137 Twenty or More Structures\*
- ☐ 197 Credit Card Debt (Yuma County Filings Only)\*

### **145 & 150-199 OTHER CIVIL CASE TYPES:**

- ☐ 156 Eminent Domain/Condemnation\*
- ☐ 151 Eviction Actions (Forcible and Special Detainers)\*
- ☐ 152 Change of Name
- ☐ 153 Transcript of Judgment
- ☐ 154 Foreign Judgment

- ☐ 158 Quiet Title\*
- ☐ 160 Forfeiture\*
- ☐ 175 Election Challenge
- ☐ 179 NCC-Employer Sanction Action (A.R.S. §23-212)\*
- ☐ 180 Injunction against Workplace Harassment
- ☐ 181 Injunction against Harassment
- ☐ 182 Civil Penalty
- ☐ 186 Water Rights (Not General Stream Adjudication)\*
- ☐ 187 Real Property \*
- ☐ 145 Special Action
- ☐ 194 Immigration Enforcement Challenge  
(A.R.S. §§1-501, 1-502, 11-1051)
- ☐ 199 Expungement

### **144 & 150-199 UNCLASSIFIED CIVIL:**

- ☐ Administrative Review  
(See Lower Court Appeals cover sheet in Yuma)
- ☐ 150 Tax Appeal  
(All other tax matters must be filed in the AZ Tax Court)
- ☐ 155 Declaratory Judgment
- ☐ 157 Habeas Corpus
- ☐ 184 Landlord Tenant Dispute – Other\*
- ☐ 190 Declaration of Factual Innocence (A.R.S. §12-771)
- ☐ 191 Declaration of Factual Improper Party Status
- ☐ 193 Vulnerable Adult (A.R.S. §46-451)\*
- ☐ 165 Tribal Judgment
- ☐ 167 Structured Settlement (A.R.S. §12-2901)
- ☐ 169 Attorney Conservatorships (State Bar)
- ☐ 170 Unauthorized Practice of Law (State Bar)
- ☐ 171 Out-of-State Deposition for Foreign Jurisdiction
- ☐ 172 Secure Attendance of Prisoner
- ☐ 173 Assurance of Discontinuance



Case No: \_\_\_\_\_

- ☐ 174 In-State Deposition for Foreign Jurisdiction
- ☐ 176 Eminent Domain– Light Rail Only\*
- ☐ 177 Interpleader– Automobile Only\*
- ☐ 178 Delayed Birth Certificate (A.R.S. §36-333.03)
- ☐ 183 Employment Dispute – Discrimination\*
- ☐ 185 Employment Dispute – Other\*
- ☐ 198 Verified Rule 27(a) Petition\*
- ☐ 196 Verified Rule 45.2 Petition

- ☐ 195(a) Amendment of Marriage License (Yuma County Filings Only)
- ☐ 195(b) Amendment of Birth Certificate
- ☐ 200 Application/Motion Objecting to Foreign Subpoena
- ☐ 163 Other\* \_\_\_\_\_  
(Specify)

**EMERGENCY ORDER SOUGHT**

- ☐ Temporary Restraining Order    ☐ Provisional Remedy    ☐ OSC    ☐ Election Challenge
- ☐ Employer Sanction    ☐ Other (Specify) \_\_\_\_\_

**Additional Plaintiff(s):**

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**Additional Defendant(s):**

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Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_

For Clerk's Use Only

Representing ☐ Self, without a Lawyer or ☐ Attorney for ☐ Petitioner OR ☐ Respondent

## SUPERIOR COURT OF ARIZONA IN YUMA COUNTY

In the Matter of:

Case Number: \_\_\_\_\_

\_\_\_\_\_  
Name of Adult whose birth record needs correction

**PETITION FOR COURT ORDER  
TO AMEND BIRTH CERTIFICATE  
of an ADULT  
(A.R.S. § 36-337)**

### UNDER PENALTY OF PERJURY

#### 1. INFORMATION ABOUT THE ADULT whose birth record needs correction:

FULL NAME:

\_\_\_\_\_  
\_\_\_\_\_  
(First) (Last)

Current Legal Name (if different from above) :

\_\_\_\_\_  
\_\_\_\_\_  
(First) (Last)

Address is as listed at top left  
above or *if not*, my address is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**A CERTIFIED COPY OF MY CURRENT ARIZONA BIRTH CERTIFICATE IS ATTACHED.**

**2. INFORMATION ON THE BIRTH RECORD**

A. ☐ The birth record contains **INCORRECT** information about the above-named adult:

**MY NAME** appears *wrongly* as \_\_\_\_\_

**DATE OF BIRTH** appears *wrongly* as \_\_\_\_\_

**PLACE OF BIRTH** appears *wrongly* as \_\_\_\_\_

**Other Information** appears *wrongly* as \_\_\_\_\_

Following is the **CORRECT** information about the above-named adult:  
I ask that the birth record be ordered changed as indicated below:

**MY NAME** should appear as \_\_\_\_\_

**DATE OF BIRTH** should appear as \_\_\_\_\_

**PLACE OF BIRTH** should appear as \_\_\_\_\_

**Other Information** should appear as \_\_\_\_\_

B. ☐ The birth record contains **INCORRECT** information about *the FATHER*.

**FATHER'S NAME\*** appears *wrongly* as \_\_\_\_\_

**DATE OF BIRTH** appears *wrongly* as \_\_\_\_\_

**PLACE OF BIRTH** appears *wrongly* as \_\_\_\_\_

**RACE** appears *wrongly* as \_\_\_\_\_

Following is the **CORRECT** information about the **FATHER**.  
I ask that the birth records be ordered changed as indicated below:

**FATHER'S NAME\***      should appear as \_\_\_\_\_

**DATE OF BIRTH**      should appear as \_\_\_\_\_

**PLACE OF BIRTH**      should appear as \_\_\_\_\_

**RACE**      should appear as \_\_\_\_\_

\* to correct error in name of the father – not to change identity / paternity.

C. ☐ The birth record contains **INCORRECT** information about *the MOTHER*.

**MOTHER'S NAME\***      appears *wrongly* as \_\_\_\_\_

**DATE OF BIRTH**      appears *wrongly* as \_\_\_\_\_

**PLACE OF BIRTH**      appears *wrongly* as \_\_\_\_\_

**RACE**      appears *wrongly* as \_\_\_\_\_

**MARITAL STATUS**      appears *wrongly* as \_\_\_\_\_

**RESIDENTIAL ADDRESS** appears *wrongly* as \_\_\_\_\_

Following is the **CORRECT** information about the **MOTHER**.  
I ask that the birth records be ordered changed as indicated below:

**MOTHER'S NAME\***      should appear as \_\_\_\_\_

**DATE OF BIRTH**      should appear as \_\_\_\_\_

**PLACE OF BIRTH**      should appear as \_\_\_\_\_

**RACE**                      should appear as \_\_\_\_\_

**MARITAL STATUS**      should appear as \_\_\_\_\_

**RESIDENTIAL ADDRESS**      should appear as \_\_\_\_\_

**\* to correct error in name of the mother – not to change identity / maternity.**

**REQUEST TO THE COURT:**

I request the Arizona Office of Vital Records be ordered to remove and replace the incorrect information on the subject birth record with the correct information as indicated above.

**OATH OR AFFIRMATION OF APPLICANT**

**I affirm under penalty of perjury the information provided on this document is true and correct.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Printed Name of Petitioner

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Subscribed and sworn to or affirmed before me this: \_\_\_\_\_ by  
(date)

\_\_\_\_\_.

(notary seal)

\_\_\_\_\_  
Deputy Clerk or Notary Public

# SUPERIOR COURT OF ARIZONA IN YUMA COUNTY

For Clerk's Use Only

In the Matter of:

\_\_\_\_\_  
Petitioner (Legal Name Currently Used)

Case Number \_\_\_\_\_

## ORDER AMENDING BIRTH CERTIFICATE OF AN ADULT A.R.S. § 36-337

### THE COURT FINDS:

1. This case has come before this Court to amend the birth certificate of the Petitioner.
2. Pursuant to A.R.S. §36-337, this Court has jurisdiction to order that the Petitioner's birth certificate be amended to correct errors or omissions contained in the original birth certificate.
3. Good cause exists to grant the Petition to amend the birth certificate as requested by the Petitioner.
4. **The Petitioner's Name, Date and Place of Birth appears on his or her Arizona birth certificate as follows:**

### THE PRESENT NAME APPEARING ON THE SUBJECT BIRTH CERTIFICATE:

First	Middle	Last

Date of Birth:

\_\_\_\_\_  
Month Day Year

Place of Birth:

\_\_\_\_\_  
City State Nation

**THE COURT ORDERS:**

- ☐ 1. THE NAME APPEARING ON THE BIRTH CERTIFICATE IS CHANGED TO:

First	Middle	Last

- ☐ 2. THAT THE BIRTH CERTIFICATE RECORDS OF THE PETITIONER BE CHANGED TO CORRECT THE FOLLOWING ERRORS OR OMISSIONS:

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That the birth certificate records of the Petitioner should be changed to correct the following errors or omissions - (continued)

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3. For a person born in the State of Arizona, the Office of Vital Records is ordered to amend the birth record to reflect the new name or other corrected information as ordered above.
4. This Order does not release the Applicant from any obligations incurred or harm any rights of property or action in any previous name.
5. Other orders:

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DONE IN OPEN COURT: \_\_\_\_\_  
Date

\_\_\_\_\_  
Judicial Officer

## PROCEDURES: HOW TO FILE FOR A COURT ORDER FOR CORRECTION OF A BIRTH CERTIFICATE FOR AN ADULT

**STEP 1:** Fill out the *“Petition for Court Order to Amend a Birth Certificate for an Adult”* and make 2 copies.

**STEP 2:** Fill out the top portion of page 1 of the *“Civil Cover Sheet”*. Write in your name as “Plaintiff”. On page 2, check box **195(b)** for **“Amendment of Birth Certificate.”**

**STEP 3: FILE THE PAPERS AT THE COURT:**

**WHO:** Who can file the “Petition to Amend Birth Certificate of an Adult”?  
The adult who seeks the change, or his or her attorney or guardian.

**GO TO: GO TO THE CLERK OF COURT TO FILE YOUR PAPERS:** The Court is open from 8:00 a.m.- 5:00 p.m., Monday-Friday. You should go to the Court at least two hours before it closes. You may file your court papers at the following Superior Court locations:

Yuma County Justice Center  
Clerk of Superior Court  
250 W. 2nd Street  
Yuma, Arizona 85364

**FEES:** A list of current fees is available from the Law Library Resource Center and from the Clerk of Court’s website.

If you cannot afford the filing fee and/or the fee for having the papers served by the Sheriff or by publication, you may request a deferral (payment plan) when you file your papers with the Clerk of the Court. Deferral Applications are available at no charge from the Law Library Resource Center.

**PAPERS:** Hand all three (3) sets of your court papers to the Clerk along with the filing fee.



## STEP 4: ATTEND THE HEARING

Any adult requesting a change to his or her own birth certificate **MUST** be present at the hearing.

### BRING THESE DOCUMENTS TO YOUR HEARING:

- **2** copies of ***“Order Amending Birth Certificate for an Adult”*** for the Judge to sign. One copy will go in the Court file and the other will be prepared for certification and returned to you.
- There is a court fee for each certified copy.\*
- Photo identification.
- Copy of your Arizona Birth Certificate
- A Clerk stamped copy of all filed documents
- Prior Name Change orders (If applicable)
- Copy of Orders of Protection and/or Injunctions Against Harassment still in effect (If applicable)

**All adults seeking a change to their birth records should bring with them their passport, driver's license, or other government-issued photo identification.**

- ♦ **Adults seeking to change their birth records MUST bring a copy of their government-issued birth certificate.**
- ♦ **The Court will not change a birth certificate without first seeing a copy.**
- ♦ **Hospital-issued birth certificates are largely ceremonial and generally will not satisfy Court requirements; the Court is looking for government-issued birth certificates.**

**Always make sure that you make a copy of any documents you submit to the Court, and keep those copies for your records.**

NOTE: If the Court has ordered that the name on your Arizona birth records be changed, you will need to provide them with a Certified Copy of the Order. You may purchase a new birth certificate at the Office of Vital Records for a fee. \*

**\* To get a certified copy of your court order** you will need to present your Judge-signed copy along with payment to the Filing Counter.

The State Vital Records Office at 1818 W. Adams, Phoenix, AZ. 85007, is only available for mail-in service. Vital Records general telephone number is 602-364-1300. Please call for another walk-in location. A fee is required for a change to any birth certificate.