

**IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA**

**In re (Child(ren)):**

_____	)	
_____	)	
_____,	)	<b>CIVIL ACTION FILE</b>
<b>Petitioner,</b>	)	<b>NO. _____</b>
	)	
<b>v.</b>	)	
	)	
_____,	)	
<b>Respondent.</b>	)	

**SETTLEMENT AGREEMENT**

This agreement (also referred to here as “Agreement” or “Settlement Agreement”) is between [name] \_\_\_\_\_ (also referred to in this Agreement as “Petitioner” or “Father”) and [name] \_\_\_\_\_ (also referred to in this Agreement as “Respondent” or “Mother”). Together, the Petitioner and Respondent are “the Parties”.

The Parties want to settle between themselves all issues, as applicable in this action, of legitimation, custody, visitation and/or parenting time, child support and/or insurance, relating to the minor child(ren) named below.

THEREFORE, in consideration of the mutual promises and declarations in this Agreement, the Parties agree on a full and final basis as follows:

**I. LEGITIMATION**

The Parties agree that the following child(ren) involved in this action:

<u>Name</u>	<u>Male/Female</u>	<u>Birth Year</u>
_____	_____	_____;
_____	_____	_____;
_____	_____	_____ and

shall be declared the legitimate child(ren) of Petitioner, \_\_\_\_\_, and capable of inheriting from him.

**II. STATE OFFICE OF VITAL RECORDS PROVISIONS**

*[Check and complete any options both Parties agree apply.]*

- The Parties agree the Georgia State Office of Vital Records should be ordered and directed to amend and reissue the birth certificate of the child(ren) named above to indicate that Petitioner, \_\_\_\_\_, is the father of said child(ren).

Mother’s initials \_\_\_\_\_

Father’s initials \_\_\_\_\_

- The Parties agree the surname(s) of the child(ren) should be changed to \_\_\_\_\_. The Georgia State Office of Vital Records should be ordered and directed to amend and reissue the birth certificate of the child(ren) listed below to reflect the change of the child(ren)'s name(s) as follows:

<u>Current Full Name</u>	<u>New Full Name</u>
From: _____	to _____
From: _____	to _____
From: _____	to _____

### III. CHILD CUSTODY, VISITATION AND/OR PARENTING TIME

*[Check and complete only one of these options, (a) through (d).]*

- (a) The Parties agree they do not wish to address issues of custody, visitation and/or parenting at this time.
- (b) As the Parties live together with the minor child(ren) named in this Agreement, the Parties agree that both Mother and Father shall have joint physical custody of the child(ren), as if the child(ren) was/were born to the Parties in lawful wedlock, and that legal custody (decision-making authority) shall be as follows: *[Check and complete only one of the following options.]*
  - (i) Mother and Father shall have joint legal custody of the child(ren) with equal rights regarding decision-making, as if the child(ren) was/were born to the Parties in lawful wedlock.
  - (ii) Mother and Father shall have joint legal custody of the child(ren) with *[Mother / Father]* \_\_\_\_\_ to make the final decision in the event the Parties cannot agree on a particular issue.
- (c) Mother and Father shall have the custody, visitation and/or parenting time arrangement set forth in the *Parenting Plan* attached to this Agreement as Exhibit "\_\_\_\_\_". It is hereby incorporated by reference. ***[MAKE SURE TO COMPLETE AND ATTACH THE PARENTING PLAN.]***
- (d) The minor child(ren) shall be in the full (sole) custody of Father/Petitioner and Respondent shall have no visitation with the minor child(ren).

### IV. CHILD SUPPORT, HEALTH, DENTAL AND VISION INSURANCE, AND UNINSURED HEALTH CARE EXPENSES

*[Check and complete only one of the below options, (a), (b) or (c).]*

- (a) The Parties have completed the *Child Support Addendum, Child Support Worksheet* and appropriate schedules attached to this Agreement as Exhibit "\_\_\_\_\_". The Parties agree to the terms contained within these forms and hereby incorporate them by reference into this Agreement. ***[MAKE SURE TO COMPLETE AND ATTACH THE REQUIRED FORMS.]***
- (b) As the Parties live together with the minor child(ren) named in this Agreement, the Parties are not asking the Court to address issues of child support, health, dental and vision insurance and uninsured health care expenses for the minor child(ren) at this time. The Parties acknowledge and agree it is the joint and several duty of each parent to provide for the maintenance, protection, and education of his or her child(ren) until each child reaches the age of majority, dies, marries, or becomes emancipated, whichever first occurs.

Mother's initials \_\_\_\_\_

Father's initials \_\_\_\_\_

(c) As the Parties are satisfied with the terms of a child support order currently in effect that applies to the minor child(ren) named in this Agreement (a copy of which is attached as Exhibit “\_\_\_\_\_”), the Parties are not asking the Court to address issues of child support, health, dental and vision insurance and uninsured health care expenses for the minor child(ren) at this time. [**MAKE SURE TO ATTACH A COPY OF THE ORDER.**]

**V. VOLUNTARINESS OF THE AGREEMENT**

The Parties acknowledge they have entered into this Agreement freely and voluntarily and it is not the result of any duress or any undue influence. We understand we do not have to enter into this Agreement, and we have the right to trial before a judge or jury on all issues that could be raised in this action. After considering these rights, we have decided to enter into this Agreement freely and voluntarily.

**VI. COMPLETENESS OF THE AGREEMENT**

This Agreement constitutes the entire understanding of the Parties. There are no representations or promises other than those statements expressly included in this Agreement. Each party hereby states under oath the information provided in this Agreement is accurate and complete, to the best of that party’s information, knowledge and belief.

Signed this \_\_\_ day of \_\_\_\_\_,  
20\_\_.

Signed this \_\_\_ day of \_\_\_\_\_,  
20\_\_.

\_\_\_\_\_  
(signature)  
Petitioner/Father

\_\_\_\_\_  
(signature)  
Respondent/Mother

\_\_\_\_\_ appeared  
before me on \_\_\_\_\_, 20\_\_,  
and said under oath he had read this agreement,  
understood it, and was signing it voluntarily in  
my presence.

\_\_\_\_\_ appeared  
before me on \_\_\_\_\_, 20\_\_, and  
said under oath she had read this agreement,  
understood it, and was signing it voluntarily in  
my presence.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

My commission expires: \_\_\_\_\_