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_____ [Petitioner name(s)]

_____ [Petitioner's Address]

IN THE PROBATE/ SUPERIOR COURT OF
_____ COUNTY, GEORGIA

IN RE: _____) Case No.: _____

_____,) **PETITION TO CORRECT A BIRTH**
) **CERTIFICATE**

Minor Child)

(if this is about a child))

_____)

Petitioner

[Check only one, either (a) or (b), but not both]

(a) I am filing this petition to ask the Court for an order to correct an error on my own birth certificate. In support of this petition, I state as follows:

(b) My name is _____, and I am the minor child's parent listed on the child's birth certificate, or his or her legal guardian. I am filing this petition on behalf of the minor child named _____ [Print child's name exactly as it appears on the birth certificate], asking for an order to correct his/her birth certificate. In support of this petition, I state as follows:

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1.

My name is _____, and I live in
_____ County, Georgia. I am filing in the county where I live.
Therefore, jurisdiction and venue are proper in this court.

[If you are filing this petition on behalf of a minor child,
You must also check either (a) or (b), but not both.]

(a) The minor child lives with me in _____
County.

(b) The minor child does not live with me. The minor
child lives with _____ in
_____ County, Georgia.

2.

[Check only one, either (a), (b), or (c) but not both]

(a) I am over the age of eighteen and I wish to amend my own birth
certificate.

(b) I am a parent listed on the minor child's birth certificate. I am the
 mother father.

(c) I am the minor child's legal guardian.

3.

This petition is being served upon the State Registrar of Vital Records at
1600 Skyland Dr. N.E., Atlanta, GA 30319, and upon the Commissioner for the
Georgia Department of Human Resources at Suite 29-250, 2 Peachtree St. N.W.,
Atlanta, GA 30303-3142.

*[If you are filing this petition on behalf of a minor child,
you must also check & complete one or both of the following, (a) or (b),
to list which people who will be served by the sheriff*

and which ones have signed an acknowledgment of service.)

[Note: if you do not know where the parent or guardian lives, you will need to consult with an attorney about how to proceed.]

(a) In addition, the petition is also being served by the sheriff on the minor child's:

(i) Legal guardian, whose name is _____ at the following address(es):

(ii) Mother, whose name is _____, at the following address:

(iii) Father, whose name is _____, at the following address:

(b) The minor child's guardian/mother/father (circle all that apply) has/have acknowledged service of process and consented to the jurisdiction and venue of this Court. Their acknowledgement is filed with this Petition.

4.

I ask this Court to enter an Order to correct the birth certificate because:

[Check and complete all that apply in (a) through (g) of this paragraph]

(a) The Department of Vital Records has informed me that I cannot change a given name after one year from the date of birth without a Court order.

(b) The Department of Vital Records has informed me that I cannot amend an item on a birth certificate if it was previously amended without a Court order. [Note: Paternity & Legitimation affidavits are considered to be amendments to a birth certificate if they have been filed with the Vital Records Office.]

1 (c) the Department of Vital Records has informed me that I cannot correct
2 the year of birth by more than one year on a birth certificate without a
3 court order.

4 (d) The minor child was born at _____ [Name of
5 hospital], and the child's mother was admitted to the hospital under her
6 maiden name of _____ rather than her married name of _____.

7 The hospital did not ask about her marital status or the name of the father.
8 When Petitioner contacted the Department of vital records to straighten out
9 the matter, Petitioner was told that a court order was needed to correct the
10 child's birth certificate.

11 Because the parents were married before the child's birth and are still
12 married, this child is automatically presumed to be a child of the marriage,
13 and, but for the error on the part of the hospital, the child would have the
14 father's surname and his name would be listed on the birth certificate. See
15 Affidavit of _____ [Name of parent signing the
16 affidavit]

17 (e) The minor child is over one year old.

18 (f) I do not speak English. I provided the correct information to the
19 staff at the hospital where the minor child was born, but the hospital staff
20 failed to correctly write down the information I provided to them.

21 (g) The Department of Vital Records told me that a court order is needed
22 for the following reasons: _____
23 _____
24 _____

25 *[Note: If the Department of Vital Records has informed you that you must obtain a*
26 *court order for a reason other than one listed above, you should consult a lawyer to*
27 *see whether or not this form can assist you in filing your petition.]*

1 5.

2 [You must check and file copies of at least one of the following
3 documents (a) through (h), to support your Petition.]

4 I have checked below to show the documents I am filing with my petition
5 to support the facts I have stated in my request:

6 (a) Certified copy of the birth certificate that needs to be corrected

7 (b) Birth certificate(s) of minor child's parent(s) who are listed on the
8 birth certificate

9 (c) Copy of court document showing I am the adoptive parent or legal
10 guardian of the minor child

11 (d) Original or certified copies of church, school, census, or hospital
12 records

13 (e) Copy of marriage certificate showing that I was already married to the
14 minor child's other parent at the time the minor child was born.

15 (f) Affidavit of _____ (Name of person signing
16 Affidavit)

17 (g) Other (describe): _____

18 (h) Other (describe): _____

19 6.

20 [Check and complete all that apply in this paragraph.]

21 I am requesting that the birth certificate be corrected as follows:

22 (a) Field #__, which currently reads _____,
23 should read: _____.

24 (b) Field #__, which currently reads _____,
25 should read: _____.

26 (c) Field #__, which currently reads _____,
27 should read: _____.

1 (d) Field #__, which currently reads _____,
2 should read:_____.

3 (e) Field #__, which currently reads _____,
4 should read:_____.

5 7.

6 To the best of my knowledge, the error(s) on the birth certificate occurred
7 because: _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 8.

17 I do not intend to defraud or cheat anyone by this request.

18 THEREFORE, I ask that this court enter an order to direct that this birth
19 certificate be corrected.

20

21 Dated this ____ of _____, [year]

22

23 _____
24 Petitioner, *Pro Se* (Signature)

25 Name [print] _____

26 Address: _____

27 Phone (daytime) _____