

ATTORNEY OR PARTY WITHOUT ATTORNEY (Print, State Bar number, and address): LANCE S. SPIEGEL (SBN 51625) KAUFMAN YOUNG, SPIEGEL, ROBINSON & KENERSON, L.L.P. 301 NORTH CANON DRIVE SUITE 300 BEVERLY HILLS, CA 90210 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): RUSSELL SIMMONS	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; opacity: 0.5;">FILED</div> LOS ANGELES SUPERIOR COURT MAY 06 2008 JOHN A. CLARKE CLERK <i>Lydia Villalba</i> BY LYDIA R. VILLALBA DEPUTY
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1. RESIDENCE (Dissolution only) Petitioner * Respondent has been a resident of this state for at least six months and of this county for at least three months immediately preceding the filing of the *Petition for Dissolution of Marriage*.

* PETITIONER CONTENDS THAT SHE HAS BEEN A RESIDENT OF THIS STATE FOR AT LEAST 6 MONTHS AND OF THIS COUNTY FOR AT LEAST 3 MONTHS

2. STATISTICAL FACTS

a. Date of marriage: **DECEMBER 20, 1998**

c. Time from date of marriage to date of separation (specify):

b. Date of separation: **TO BE DETERMINED**

Years: Months:

3. DECLARATION REGARDING MINOR CHILDREN (include children of this relationship born prior to or during the marriage or adopted during the marriage):

a. There are no minor children.

b. The minor children are:

Child's name

Birthdate

Age

Sex

MING-LEE SIMMONS

01/21/2000

8

F

AOKI LEE SIMMONS

08/18/2002

5

F

Continued on Attachment 3b.

c. If there are minor children of the Petitioner and Respondent, a completed *Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA)* (form FL-105) must be attached.

d. A completed voluntary declaration of paternity regarding minor children born to the Petitioner and Respondent prior to the marriage is attached.

4. SEPARATE PROPERTY

Respondent requests that the assets and debts listed in *Property Declaration* (form FL-160) in Attachment 4 below be confirmed as separate property.

Item

Comments

THE NATURE AND EXTENT OF THE SEPARATE PROPERTY ASSETS AND OBLIGATIONS OF THE PARTIES ARE UNKNOWN AT THIS TIME TO RESPONDENT, WHO WILL SEEK LEAVE OF THE COURT TO AMEND THIS RESPONSE WHEN SUCH INFORMATION HAS BEEN ASCERTAINED.

NOTICE: You may redact (black out) social security numbers from any written material filed with the court in this case other than a form used to collect child or spousal support.

MARRIAGE OF (last name, first name of parties): MARRIAGE OF SIMMONS, KIMORA LEE AND RUSSELL	CASE NUMBER: BD 482 747 [ASSIGNED TO DEPT. 7]
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5. DECLARATION REGARDING COMMUNITY AND QUASI-COMMUNITY ASSETS AND DEBTS AS CURRENTLY KNOWN

- a. There are no such assets or debts subject to disposition by the court in this proceeding.
- b. All such assets and debts are listed in *Property Declaration* (form FL-160) in Attachment 5b.
 below (specify):

6. Respondent contends that the parties were never legally married.

7. Respondent denies the grounds set forth in item 6 of the petition.

8. Respondent requests

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>a. <input checked="" type="checkbox"/> dissolution of the marriage based on</p> <p>(1) <input checked="" type="checkbox"/> irreconcilable differences. (Fam. Code, § 2310(a).)</p> <p>(2) <input type="checkbox"/> incurable insanity. (Fam. Code, § 2310(b).)</p> <p>b. <input type="checkbox"/> legal separation of the parties based on</p> <p>(1) <input type="checkbox"/> irreconcilable differences. (Fam. Code, § 2310(a).)</p> <p>(2) <input type="checkbox"/> incurable insanity. (Fam. Code, § 2310(b).)</p> <p>c. <input type="checkbox"/> nullity of void marriage based on</p> <p>(1) <input type="checkbox"/> incestuous marriage. (Fam. Code, § 2200.)</p> <p>(2) <input type="checkbox"/> bigamous marriage. (Fam. Code, § 2201.)</p> | <p>d. <input type="checkbox"/> nullity of voidable marriage based on</p> <p>(1) <input type="checkbox"/> respondent's age at time of marriage. (Fam. Code, § 2210(a).)</p> <p>(2) <input type="checkbox"/> prior existing marriage. (Fam. Code, § 2210(b).)</p> <p>(3) <input type="checkbox"/> unsound mind. (Fam. Code, § 2210(c).)</p> <p>(4) <input type="checkbox"/> fraud. (Fam. Code, § 2210(d).)</p> <p>(5) <input type="checkbox"/> force. (Fam. Code, § 2210(e).)</p> <p>(6) <input type="checkbox"/> physical incapacity. (Fam. Code, § 2210(f).)</p> |
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9. Respondent requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

	Petitioner	Respondent	Joint	Other
a. Legal custody of children to	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Physical custody of children to	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Child visitation be granted to	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E) <input type="checkbox"/> Attachment 8c.				
d. <input type="checkbox"/> Determination of parentage of any children born to the Petitioner and Respondent prior to the marriage.	<input type="checkbox"/>	<input type="checkbox"/>		
e. Attorney fees and costs payable by	<input type="checkbox"/>	<input type="checkbox"/>		
f. Spousal support payable to (wage assignment will be issued)	<input type="checkbox"/>	<input type="checkbox"/>		
g. <input checked="" type="checkbox"/> Terminate the court's jurisdiction (ability) to award spousal support to Petitioner.				
h. <input type="checkbox"/> Property rights be determined.				
i. <input type="checkbox"/> Respondent's former name be restored to (specify):				
j. <input checked="" type="checkbox"/> Other (specify):				


Continued on Attachment 9j.

10. Child support— If there are minor children born to or adopted by the Petitioner and Respondent before or during this marriage, the court will make orders for the support of the children upon request and submission of financial forms by the requesting party. An earnings assignment may be issued without further notice. Any party required to pay support must pay interest on overdue amounts at the "legal" rate, which is currently 10 percent.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.


Date: MAY 5, 2008

RUSSELL SIMMONS
(TYPE OR PRINT NAME)


(SIGNATURE OF RESPONDENT)

Date: MAY 5, 2008

LANCE S. SPIEGEL
(TYPE OR PRINT NAME)


(SIGNATURE OF ATTORNEY FOR RESPONDENT)

The original response must be filed in the court with proof of service of a copy on Petitioner.

ATTACHMENT "9.J." TO RESPONSE

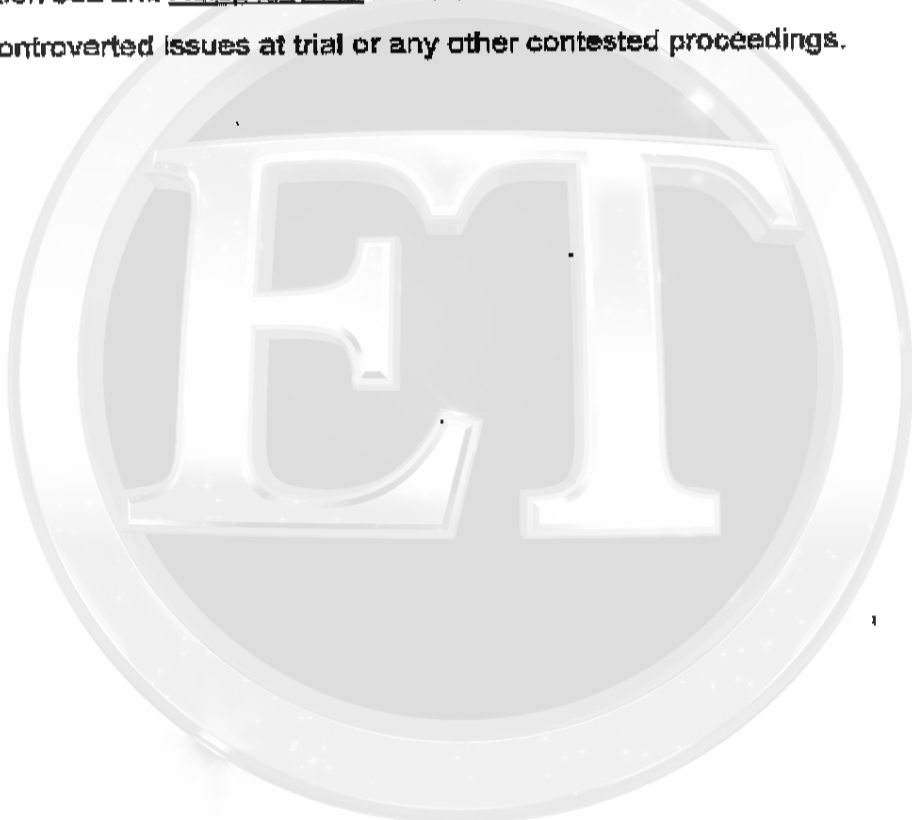
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9. Respondent requests that the court grant the above relief and make injunctive (including restraining) and other orders as follows:

j. Other:

That a statement of decision, pursuant to Code of Civil Procedure Section 632 and Rules of Court Sections 3.1590 and 3.1591, be issued regarding any and all controverted issues at trial or any other contested proceedings.

KAUFMAN, YOUNG,
STIGEL, ROBINSON & KEMERSON, L.L.P.
301 NORTH CANNON DRIVE, SUITE 206
BEVERLY HILLS, CALIFORNIA 90210-1721
Telephone: (310) 557-5100



FL-105/OC-120

FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
LANCE S. SPIEGEL (SBN 51825)
KAUFMAN YOUNG, SPIEGEL, ROBINSON & KENERSON, L.L.P.
301 NORTH CANON DRIVE
SUITE 300
BEVERLY HILLS, CA 90210

EMAIL ADDRESS (Optional):
ATTORNEY FOR (Name): RUSSELL SIMMONS
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
STREET ADDRESS: 111 NORTH HILL STREET
MAILING ADDRESS: SAME
CITY AND ZIP CODE: LOS ANGELES, CA 90012
BRANCH NAME: CENTRAL DISTRICT

PETITIONER: KIMORA LEE SIMMONS
RESPONDENT: RUSSELL SIMMONS

DECLARATION UNDER UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)

FILED
LOS ANGELES SUPERIOR COURT
MAY 05 2008
JOHN A. CLARKE CLERK
BY LYDIA WILLIAMS DEPUTY

CASE NUMBER:
BD 482 747
[ASSIGNED TO DEPT. 7]

- 1. I am a party to this proceeding to determine custody of a child.
- 2. My present address is not disclosed. It is confidential under Family Code section 5429. I have listed the address of the children presently residing with me as confidential.
- 3. (Number): 2 minor children are subject to this proceeding as follows:
(Insert the information requested below. The residence information must be given for the last FIVE years.)

a. Child's name	Place of birth	Date of birth	Sex
MING LEE SIMMONS	NEW YORK	01/21/2000	F
Period of residence	Address		Person child lived with (name and present address)
INTERMITTENTLY	[REDACTED]		MOTHER
01/2007 to present	[REDACTED]		MOTHER
INTERMITTENTLY	[REDACTED]		MOTHER AND FATHER
01/2005 to 01/2007	[REDACTED]		
INTERMITTENTLY	[REDACTED]		
04/2000 to PRESENT	[REDACTED]		
to			
to			
b. Child's name	Place of birth	Date of birth	Sex
AOKI LEE SIMMONS	NEW YORK	08/16/2002	F
<input checked="" type="checkbox"/> Residence information is the same as given above for child a. (If NOT the same, provide the information below.)			
Period of residence	Address		Person child lived with (name and present address)
to present	<input type="checkbox"/> Confidential		
to			
to			
to			

c. Additional children are listed on Attachment 3c. (Provide all requested information for additional children.)

SHORT TITLE: MARRIAGE OF SIMMONS, KIMORA LEE AND RUSSELL	CASE NUMBER: [ASSIGNED TO DEPT. 7] BD 482 747
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4. Have you participated as a party or a witness or in some other capacity in another litigation or custody proceeding, in California or elsewhere, concerning custody of a child subject to this proceeding?

No Yes (If yes, provide the following information):

- a. Name of each child:
- b. I was a: party witness other (specify):
- c. Court (specify name, state, location):
- d. Court order or judgment (date):

5. Do you have information about a custody proceeding pending in a California court or any other court concerning a child in this case, other than that stated in item 4?

No Yes (If yes, provide the following information):

- a. Name of each child:
- b. Nature of proceeding: dissolution or divorce guardianship adoption other (specify):
- c. Court (specify name, state, location):
- d. Status of proceeding:

6. One or more domestic violence restraining/protective orders are now in effect. (Attach a copy of the orders if you have one.) The orders are from the following court or courts (specify county and state):

- | | |
|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| a. <input type="checkbox"/> Criminal: County/state: _____
Case No. (if known): _____ | c. <input type="checkbox"/> Juvenile: County/state: _____
Case No. (if known): _____ |
| b. <input type="checkbox"/> Family: County/state: _____
Case No. (if known): _____ | d. <input type="checkbox"/> Other: County/state: _____
Case No. (if known): _____ |

7. Do you know of any person who is not a party to this proceeding who has physical custody or claims to have custody of or visitation rights with any child in this case?

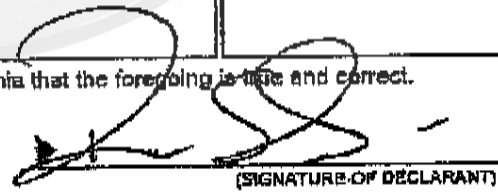
No Yes (If yes, provide the following information):

a. Name and address of person	b. Name and address of person	c. Name and address of person
<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights	<input type="checkbox"/> Has physical custody <input type="checkbox"/> Claims custody rights <input type="checkbox"/> Claims visitation rights
Name of each child	Name of each child	Name of each child

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: MAY 5, 2008

RUSSELL SIMMONS
(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

B. Number of pages attached after this page: _____

NOTICE TO DECLARANT: You have a continuing duty to inform this court if you obtain any information about a custody proceeding in a California court or any other court concerning a child subject to this proceeding.