

2.0 JURISDICTION AND VENUE

2.1 The parents agree to the following facts as of the execution of this agreement:

2.1.1 They are the parents of:

2.1.1.1 [Begin the list of the children]

2.1.2 This agreement is a decree in conformance with and complies with 9 Uniform Laws Annotated (ULA) Sections 1-28 [Division Four, Part Five, Title Nine, Sections 5150-5174 of the California Civil Code], the Uniform Child Custody Jurisdiction Act (UCCJA).

2.1.3 This agreement is a custody determination made consistently with the provisions of 28 U.S.C. Sec. 1738A: Parental Kidnaping Prevention Act (PKPA).

2.1.4 This order is a right of custody within the meaning of Article 3 of the Convention on the Civil Aspects of International Child Abduction (Hague Convention).

2.1.5 The parents specifically acknowledge that this agreement is binding on them and that the agreement is conclusive as to all issue of law and fact decided (whether litigated or not) and as to the determination made unless and until that determination is modified pursuant to law, including provisions of the UCCJA and/or PKPA.

2.1.6 The parents are residents and domiciliaries of the State of California.

2.1.7 The home state of the children is the State of California, per 9 ULA 2(5) [C. C. Sec. 5151(5)] and/or 28 U.S.C. 1738A Sec.(b)(4).

2.1.8 The children have established significant connections with California and there is available in this State substantial evidence concerning present or future care, protection, training and personal relationships of the children per 9 ULA 3(a)(2) [C.C. Sec. 5152(1)(b)] and/or 28 U.S.C. 1738A (c)(2)(B).

2.1.8.1 Such significant connections and relationships

include, but are not limited to:

2.1.8.1.1 Peer relationships of the children;

2.1.8.1.2 School and education systems;

2.1.8.1.3 Contact with family and friends of the parents.

2.1.8.1.4 Established medical and dental routines.

2.1.9 California is the convenient forum for any litigation concerning the children per 9 ULA 7 [C.C. Sec. 5156] and/or 28 U.S.C.1738A(c)(2)(D).

2.1.10 No other state has significant contacts with the

children.

2.1.11 The children are living in a stable, healthy and wholesome environment. The children do not have any significant physical or emotional problems.

2.1.11.1 The home environment of the children does not expose the children to physical or psychological harm or otherwise place the children in an intolerable situation within the meaning of Article 13 of the Hague Convention.

2.1.12 California is the habitual residence of the children within the meaning of Article 4 of the Hague Convention.

2.2 Any modifications of this agreement shall be in accordance with 9 ULA 14 [C.C. Sec. 5163(1)] and 28 U.S.C.1738A(f).

2.3 Any absence from the State of California of the children shall be a "temporary absence" within the meaning of 9 ULA 2(5) [C.C. 5151(5)] and/or 28 U.S.C. 1738A(b)(4).

2.4 The Court retains jurisdiction to make orders and determinations which are necessary and/or appropriate to do any of the following:

2.4.1 To resolve any dispute which may arise concerning any of the terms and provisions of this agreement.

2.4.2 To enforce any of the terms and provisions of this agreement.

2.4.3 To resolve any matter subject to the jurisdiction of the Court which has not otherwise been resolved by the terms of this agreement.

2.5 The parents agree that any future litigation concerning this agreement shall be governed by applicable California and Federal law and shall take place in the county where the proceeding for dissolution of marriage is filed. Any change in the choice of California law or venue shall be in writing and signed by both parents. Should either of us bring any action to change the choice of venue or California law without the written consent of the other, the parent initiating the action shall be liable to the other for reasonable attorney fees, Court costs and travel expenses incurred as result of that action, whether successful or not.

2.5.1 Except for the choice of California law as to the law of this agreement, this paragraph shall only be effective so long as California remains the residence of the child or of either parent.

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