

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA AT _____

Spouse A (Plaintiff)

Spouse B (Defendant)

CASE NO: _____

ORDER TO BIFURCATE DIVORCE AND DECIDE PATERNITY AFTER BIRTH

1. The court finds good cause and no harm in deciding all aspects of the divorce except the paternity determination of the unborn child.
2. The parties **must** return to court to disestablish paternity after the child's birth, because
 Spouse A Spouse B will be considered the legal father of any child conceived during this marriage. A hearing will be set no longer than 60 days after the child's due date.
3. A hearing on determining paternity is scheduled for:

Date and Time: _____

Location: _____

At this hearing, the court must have proof by clear and convincing evidence that
 Spouse A Spouse B is not the biological father. The parties must bring this evidence to the hearing. Some examples are:

- The birth certificate with the biological father's name on it (this may occur if the biological father acknowledged paternity at the hospital or used an *Affidavit of Paternity* (form VS 06-5376)¹ from Health Analytics & Vital Records)
- Original DNA testing results
- [Three-Way Affidavit to Disestablish and Establish Paternity, DR-521](#)

Date

Superior Court Judge

Print or Type Name

Certificate of Distribution:
I certify that on _____, a copy of this order was distributed to: Spouse A Spouse B
 Other: _____
Clerk/JA: _____

Recommended for approval:	
_____ Superior Court Master	_____ Date

¹ Contact Health Analytics and Vital Records for a copy of the *Affidavit of Paternity* form by email at BVSSpecialServices@alaska.gov or by phone at (907) 465-3162. There may also be a supply of paper copies available at the hospital when you are filling out the birth certificate.