

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Kathryn Anne Sanchez</b>  100 Ochre Point Avenue Newport, RI 02840-4192 TELEPHONE NO.: 949 584 0587 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Self Represented (In pro per)	FOR COURT USE ONLY  <div style="text-align: center;"> <b>FILED</b>          SUPERIOR COURT OF CALIFORNIA          COUNTY OF ORANGE          LAMOREAUX JUSTICE CENTER  <b>MAY 13 2010</b>          ALAN CARLSON, Clerk of the Court          BY: <u>K. LOGAN</u> DEPUTY       </div>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Orange STREET ADDRESS: 341 The City Drive MAILING ADDRESS: 341 The City Drive CITY AND ZIP CODE: Orange, CA 92868-3205 BRANCH NAME: Lamoreaux	
PETITIONER: Kathryn Anne Sanchez  RESPONDENT: Walter Orlando Pinto	CASE NUMBER: 09D010130
<div style="display: flex; justify-content: space-between;"> <div> <b>DECLARATION FOR DEFAULT OR UNCONTESTED</b>  <input checked="" type="checkbox"/> <b>DISSOLUTION</b>    <input type="checkbox"/> <b>LEGAL SEPARATION</b> </div> </div>	

(NOTE: Items 1 through 16 apply to both dissolution and legal separation proceedings.)

1. I declare that if I appeared in court and were sworn, I would testify to the truth of the facts in this declaration.
2. I agree that my case will be proven by this declaration and that I will not appear before the court unless I am ordered by the court to do so.
3. All the information in the ☒ *Petition* ☐ *Response* is true and correct.
4. **Default or uncontested** (Check a or b.)
  - a. ☒ The default of the respondent was entered or is being requested, and I am not seeking any relief not requested in the petition. **OR**
  - b. ☐ The parties have agreed that the matter may proceed as an uncontested matter without notice, and the agreement is attached or is incorporated in the attached settlement agreement or stipulated judgment.
5. **Settlement agreement** (Check a or b.)
  - a. ☐ The parties have entered into ☐ **an agreement** ☐ **a stipulated judgment** regarding their property their marriage or domestic partnership rights, including support, the original of which is or has been submitted to the court. I request that the court approve the agreement. **OR**
  - b. ☒ **There is no agreement or stipulated judgment**, and the following statements are true (check at least one, including item (2) if a community estate exists):
    - (1) ☒ There are no community or quasi-community assets or community debts to be disposed of by the court.
    - (2) ☐ The community and quasi-community assets and debts are listed on the attached **completed** current *Property Declaration* (form FL-160), which includes an estimate of the value of the assets and debts that I propose to be distributed to each party. The division in the proposed *Judgment (Family Law)* (form FL-180) is a fair and equal division of the property and debts, or if there is a negative estate, the debts are assigned fairly and equitably.
6. **Declaration of disclosure** (Check a, b, or c.)
  - a. ☐ Both the petitioner and respondent have filed, or are filing concurrently, a *Declaration Regarding Service of Declaration of Disclosure* (form FL-141) and an *Income and Expense Declaration* (form FL-150).
  - b. ☒ This matter is proceeding by default. I am the petitioner in this action and have filed a proof of service of the preliminary *Declaration of Disclosure* (form FL-140) with the court. I hereby waive receipt of the final *Declaration of Disclosure* (form FL-140) from the respondent.
  - c. ☐ This matter is proceeding as an uncontested action. Service of the final *Declaration of Disclosure* (form FL-140) is mutually waived by both parties. A waiver provision executed by both parties under penalty of perjury is contained in the settlement agreement or proposed judgment or another, separate stipulation.
7. ☐ **Child custody** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
8. ☐ **Child visitation** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
9. **Spousal, partner, and family support** (If a support order or attorney fees are requested, submit a completed *Income and Expense Declaration* (form FL-150) unless a current form is on file. Include your best estimate of the other party's income. Check at least one of the following.)
  - a. ☒ I knowingly give up forever any right to receive spousal or partner support.
  - b. ☐ I ask the court to reserve jurisdiction to award spousal or partner support in the future to (name):
  - c. ☐ Spousal support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
  - d. ☐ Family support should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).

PETITIONER: Kathryn Anne Sanchez

CASE NUMBER:

RESPONDENT: Walter Orlando Pinto

09D010130

10. ☐ **Child support** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
11. a. I ☐ am receiving ☐ am not receiving ☐ intend to apply for public assistance for the child or children listed in the proposed order.
- b. To the best of my knowledge, the other party ☐ is ☐ is not receiving public assistance.
12. ☐ The petitioner ☐ respondent is presently receiving public assistance, and all support should be made payable to the local child support agency at the address set forth in the proposed judgment. A representative of the local child support agency has signed the proposed judgment.
13. If there are minor children, check and complete item a and item b or c:
- a. My gross (before taxes) monthly income is (specify): \$
- b. ☐ The estimated gross monthly income of the other party is (specify): \$
- c. ☐ I have no knowledge of the estimated monthly income of the other party for the following reasons (specify):
- d. ☐ I request that this order be based on the ☐ petitioner's ☐ respondent's earning ability. The facts in support of my estimate of earning ability are (specify):
- ☐ Continued on Attachment 13d.
14. ☐ **Parentage** of the children of the petitioner and respondent born prior to their marriage or domestic partnership should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180). A declaration regarding parentage is attached.
15. ☐ **Attorney fees** should be ordered as set forth in the proposed *Judgment (Family Law)* (form FL-180).
16. ☐ The petitioner ☐ respondent requests restoration of his or her former name as set forth in the proposed *Judgment (Family Law)* (form FL-180).
17. There are irreconcilable differences that have led to the irremediable breakdown of the marriage or domestic partnership, and there is no possibility of saving the marriage or domestic partnership through counseling or other means.
18. This declaration may be reviewed by a commissioner sitting as a temporary judge, who may determine whether to grant this request or require my appearance under Family Code section 2336.

**STATEMENTS IN THIS BOX APPLY ONLY TO DISSOLUTIONS—Items 19 through 21**

19. If this is a dissolution of marriage or of a domestic partnership created in another state, the petitioner and/or the respondent has been a resident of this county for at least three months and of the state of California for at least six months continuously and immediately preceding the date of the filing of the petition for dissolution of marriage or domestic partnership.
20. I ask that the court grant the request for a judgment for dissolution of marriage or domestic partnership based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (form FL-180) submitted with this declaration.
21. ☐ This declaration is for the termination of **marital or domestic partner status only**. I ask the court to reserve jurisdiction over all issues whose determination is not requested in this declaration.

**THIS STATEMENT APPLIES ONLY TO LEGAL SEPARATIONS**

22. I ask that the court grant the request for a judgment for legal separation based upon irreconcilable differences and that the court make the orders set forth in the proposed *Judgment (Family Law)* (form FL-180) submitted with this declaration.
- I understand that a judgment of legal separation does not terminate a marriage or domestic partnership and that I am still married or a partner in a domestic partnership.**

23. ☐ Other (specify):

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

Date:

5/8/10

Kathryn Anne Sanchez

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

Missouri  
STATE OF ~~Kansas~~  
COUNTY OF ~~Johnson~~ Jackson

**AFFIDAVIT RESPONSE TO RESPONDENT'S SIGNATURE REQUEST**

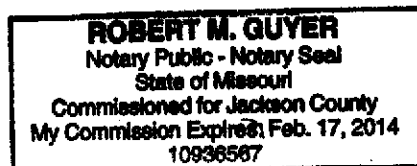
The undersigned, having been duly sworn and under oath, hereby states that in the matter of Sanchez V Pinto (Case #09D010130) the Petitioner, Kathryn Anne Sanchez, is unable to comply with the Default/Judgment Return Sheet request (see attached copy), dated April 26, 2010, to obtain the signature of the Respondent, Walter Orlando Pinto. The Respondent did not reply within the required thirty days of receipt of the Summons (Family Law FL-110) filed with the Court on November 4, 2009, and Petitioner is subsequently unable to obtain Respondent's signature as requested on the Default/Judgment Return Sheet. Furthermore, a Request to Enter Default (FL-165) has been filed and recorded with the Superior Court of California, County of Orange Family Court as of April 2, 2010.

  
Kathryn Anne Sanchez

Subscribed and sworn to before me a notary public on this 8 day of May, 2010.

In witness hereof, I hereunto set my hand and official seal.

  
Notary Public

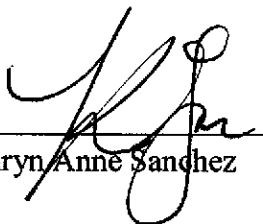


My Commission expires: 2-17-14

Missouri  
STATE OF ~~Kansas~~  
Jackson  
COUNTY OF ~~Johnson~~

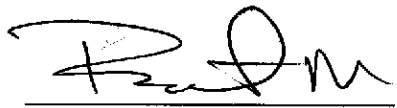
**SIGNATURE AFFIDAVIT**

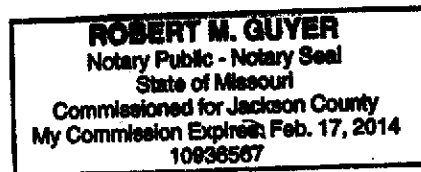
The undersigned, having been duly sworn and under oath, hereby states that the statements set forth on Exhibit A entitled Declaration of the Facts Supporting Request for the Annulment of Marriage between Kathryn Anne Sanchez (Petitioner) and Walter Oscar Pinto (Respondent) on the Grounds of Unsound Mind of Petitioner, attached hereto and incorporated herein by reference, is true and correct and accurately describes the grounds for which I am seeking an annulment of my marriage based on unsound mind.

  
Kathryn Anne Sanchez

Subscribed and sworn to before me a notary public on this 8 day of May, 2010.

In witness hereof, I hereunto set my hand and official seal.

  
Notary Public



My Commission expires: 2-17-14

KATHRYN ANNE SANCHEZ (PETITIONER)  
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**EXHIBIT A**

**Declaration of the Facts Supporting Request for the Annulment of Marriage between Kathryn Anne Sanchez (Petitioner) and Walter Orlando Pinto (Respondent) on the Grounds of Unsound Mind of Petitioner**

Approximately a year before I met the man who was to become my husband, Walter Pinto, my once amazing and close relationship with my parents became very strained. I went from being an honors student at a Private Catholic High School in Rancho Santa Margarita who was actively involved in a myriad of community and church activities to someone who was angry, hostile, depressed, defiant, combative and disrespectful. I graduated from high school in 2007 and was put on the waiting list for admission to the University of Notre Dame, a school I had always dreamed of attending. I decided to attend a local community college the first semester of my freshman year instead of going away as I planned on applying to Notre Dame for the spring terms as a transfer student. As I look back, it was during my first semester of community college while still living at home with my parents that things started to spiral out of control. I suddenly and with no understanding as to why abandoned my close friends from high school and took up with a crowd of people who, as I look back, did nothing but feed my bitterness and promote conflict with my parents. It was soon after that I met Walter Pinto. I had never had a boyfriend before so Walter was my first relationship.

Six months ago in April 2009, I was diagnosed with Bipolar Disorder and Cluster C Personality Disorders (see attached) by Dr. Lawrence Greenberg, a Psychiatrist practicing in Newport Beach, California. The irrational decisions I made and self destructive behaviors I exhibited over roughly the last two years were during the throes of my undiagnosed and untreated mental illness, my marriage to Walter Pinto being the most destructive repercussion of my mental state.

Walter is a citizen of Columbia who entered the United States illegally about 10 years ago at the age of 15. At the time I met him, he became a person of refuge for me from the strained and tumultuous relationship I had at home with my parents. The first time they met him, my parents insisted that I stopped seeing him which made me rebel even more. Then in April 2008 at the age of 19, I did the unthinkable and eloped with Walter for the sole purpose being to assist him in gaining US citizenship. As I look back, I was manipulated by someone who saw me as his ticket to legalization. In my mind, this was not a marriage as I defined one based on my faith and the values which my parents taught me but simply an act of friendship to help someone who needed my assistance. It wasn't about love but simply a contractual agreement. I now realize how distorted and destructive my thinking was.

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In July 2008, I informed my parents that I had gotten married three months earlier. As you can imagine, they were mortified, angry, hurt, bewildered, scared, in disbelief but, despite that, immediately offered whatever help and support I needed to annul the marriage. That is not something I wanted to hear as my defiance had become, unbeknownst to me at the time, a source of strength for me in battling my demons. I then, regretfully, chose to remove my parents, my brothers and my extended family from my life and had virtually no contact with them for a year

despite my parents' efforts to keep the lines of communication open which I rejected at every attempt. It turned out to be the worst year of my life. In the back of my mind and in my heart I knew that I had done something very wrong but my moments of clarity about this were seldom and fleeting. My depression continued to worsen and my life continued to spiral out of control.

I lived with Walter, his Aunt and Uncle and other relatives in a tiny home in Mission Viejo confined to a very tiny bedroom. In my heart I didn't want to be there and clearly Walter's family didn't want me there either which made the environment all the more distressing. For weeks on end, I was so depressed I stayed in bed the majority of the time. I began flunking many of the courses I was taking at the community college which, for someone who has always excelled in school, pushed me even deeper into my depression and mental illness.

Last April, my Mother encouraged me to see a Psychiatrist as it occurred to her that, given that my father's sister has suffered with Bipolar Disorder for decades, I might have inherited it. Dr. Lawrence Greenberg, on my first visit, immediately diagnosed me with Bipolar Disorder and Cluster C Personality Disorders and started me on a myriad of medications. Dr. Greenberg also recommended that I supplement my medications with therapy which I did and continue to do today. Finding the right level and combination of medication can take up to a year of trial and error but I was one of the lucky ones. After the first couple of months on medication I could feel the "cloud" lifting, but there remained vestiges of my defiance and irrational thinking especially in not wanting my parents to "get their way". Again, this was a very distorted and destructive perspective. As I look back – and as my Therapist informed my parents - I was in an abusive and controlling relationship that I did not know how to handle. I was in no mental state to see things for what they truly were and how they would impact my future nor was I stable or strong enough to extract myself from the relationship. On one hand I started acknowledging just to myself that I might have made a mistake but on the other hand, as an abused woman, Walter had isolated me from all of my family and friends who could have influenced me to leave him. Walter exerted complete control over me in order to ensure that I stayed with him long enough for him to obtain his US citizenship. I see that now. I didn't see it then and no one could have convinced me otherwise.

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Both my Psychiatrist and Therapist have offered to write to the court on my behalf how my mental illness impeded my ability to think rationally and understand the consequences of my actions.

At the beginning of the summer, my Mother's Sister, my Aunt Julie, reached out to me. Despite the closeness between the two of them, my mother didn't share with Aunt Julie what she and my father had been going through with me for almost two years. My Mother felt it was simply too painful and heartbreaking for her. Aunt Julie encouraged me to go away to school knowing that leaving California was the only chance of my being free from Walter's control but I rejected that suggestion right away. Fortunately, my Mother and Aunt Julie didn't give up and I finally relented to visiting a school that was recommended to me while in high school by one of my high school guidance counselors. The school was Salve Regina University, a small Catholic school in Newport, RI. I visited Salve Regina in June with my Mother and Aunt Julie and knew instantly that this was where I needed to be. Looking back, this was the first time I had been away from Walter and on my own which allowed me to gain some perspective on my situation. I returned to California enthused about going to Salve Regina in the fall term but that was quickly diminished by the control that Walter had over me and the guilt he instilled in me about the possibility of putting his legalization efforts at risk.

As the summer progressed, my medications were becoming more effective and allowing me to see my situation with more clarity. I came to realize that I had made a huge mistake but simply didn't know how to get out of it without breaking my promise to Walter. Nonetheless, I somehow found the strength to leave Walter in California in September to continue my studies at Salve Regina, much of the reason being to appease my Mother and Aunt Julie. Being at Salve Regina was the turning point for me. I will be eternally grateful to my parents and Aunt Julie for pushing me so hard despite my objections and for not giving up on me.

I now know that had I been of sound mind, I would never have married Walter. It was a stupid and insane thing to do but, at the time, I was being controlled by a disease process which rendered me incapable of making rational decisions. I am riddled with guilt and shame over my actions despite the fact that I was under the control of both my mental illness and Walter. This is and has never been a marriage. I regret my actions and want to move on with my life. As each day passes, I get healthier and stronger. I've caused a tremendous amount of pain for myself and the people I love so dearly. I want this regrettable chapter in my life to be behind me so I can resume my life where I left off before this horrible disease got control of me.

Why then has it taken me so long to seek the annulment? I started the process in November 2009 and have no money to hire an attorney to help me through this process and didn't want to get my parents involved. They have been through enough and I didn't want to drag them through this even though they offered. Graciously, my Aunt Julie, who lives in Kansas City,

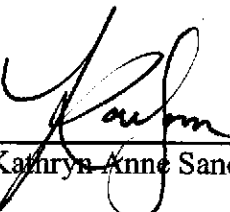
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offered to help me work through the process and maintain my privacy by agreeing to not burden my parents with the details or the process. The initial filing was filed with the court on November 4, 2009 and she has worked feverishly with me to fill out and submit all the required forms involved in the process. Unfortunately, various forms have been returned to me numerous times to correct errors. Had everything gone as I had hoped, I'd be finished with all my filings by now and be awaiting the court's decision. My need to save money has caused months of delays but I had no other choice.

I respectfully petition the court to grant me an annulment on the grounds that, at the time I entered into the marriage, I was of unsound mind.

  
\_\_\_\_\_  
Kathryn Anne Sanchez

5/27/10  
\_\_\_\_\_  
Date



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## **Cluster C Personality Disorders**

### **Avoidant Personality Disorder**

This disorder is characterized by a long-standing and complex pattern of feelings of inadequacy, extreme sensitivity to what other people think about them, and social inhibition. It typically manifests itself by early adulthood and includes a majority of the following symptoms:

- avoids occupational activities that involve significant interpersonal contact, because of fears of criticism, disapproval, or rejection
- is unwilling to get involved with people unless certain of being liked
- shows restraint within intimate relationships because of the fear of being shamed or ridiculed
- is preoccupied with being criticized or rejected in social situations
- is inhibited in new interpersonal situations because of feelings of inadequacy
- views self as socially inept, personally unappealing, or inferior to others
- is unusually reluctant to take personal risks or to engage in any new activities because they may prove embarrassing

### **Dependent Personality Disorder**

This personality disorder is characterized by a long-standing need for the person to be taken care of and a fear of being abandoned or separated from important individuals in his or her life. This pervasive fear leads to "clinging behavior" and usually manifests itself by early adulthood. It includes a majority of the following symptoms:

- has difficulty making everyday decisions without an excessive amount of advice and reassurance from others
- needs others to assume responsibility for most major areas of his or her life
- has difficulty expressing disagreement with others because of fear of loss of support or approval.
- has difficulty initiating projects or doing things on his or her own (because of a lack of self-confidence in judgment or abilities rather than a lack of motivation or energy)
- goes to excessive lengths to obtain nurturance and support from others, to the point of volunteering to do things that are unpleasant

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- feels uncomfortable or helpless when alone because of exaggerated fears of being unable to care for himself or herself
- urgently seeks another relationship as a source of care and support when a close relationship ends
- is unrealistically preoccupied with fears of being left to take care of himself or herself

### **Obsessive-Compulsive Personality Disorder**

Obsessive-compulsive personality disorder is characterized by a person who has

- a decreased ability to show warm and tender emotions
- a perfectionism that decreases the ability to see the larger picture
- difficulty in doing things any way but their own
- and an excessive devotion to work, as well as indecisiveness

Essentially, everything must be just right, and nothing can be left to chance. Obsessive-compulsive personality disorder is different from obsessive-compulsive disorder.