

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF _____

_____ JUDICIAL CIRCUIT

<p>In the Matter of the Petition of</p> <p>_____</p> <p>(Current Name)</p> <p>For a Change of Name to</p> <p>_____</p> <p>(Proposed Name)</p>	<p>FILE NO: _____</p> <p>ORDER FOR ADULT NAME CHANGE</p>
---	---

The above-entitled matter having come before this Court, on this _____ day of _____, 20____; the Petitioner, _____, appearing personally and no one appearing in opposition to said Verified Petition for Adult Name Change; now, upon the testimony, evidence, and the entire record, it is by the Court

FOUND AND DETERMINED that the Court has full and complete jurisdiction of the subject matter hereof pursuant to SDCL Chapter 21-37, and it is further

FOUND AND DETERMINED that at the time of filing the Verified Petition for Adult Name Change herein, the Petitioner is a resident of _____ County, South Dakota and has been a bona fide resident of _____ County for more than six months prior to filing of the petition; and it is further

FOUND AND DETERMINED that notice of the proposed name change (*check one*):

☐ was given by publication of the same once each week for four successive weeks, as required by SDCL 21-37-4, as shown by the Affidavit of Publication of _____ (name of legal county newspaper) on file herein; OR

☐ was not published and a hearing in open court on the Verified Petition for Adult Name Change did not occur, and that both are lawful as all conditions in SDCL 21-37-5.2 are met in this matter and the Petitioner is a victim of human trafficking meeting the requirements of SDCL 21-37-5.2(a); OR

☐ was not published and a hearing in open court on the Verified Petition for Adult Name Change did not occur, and that both are lawful as all conditions in SDCL 21-37-5.2 are met in this matter and the Petitioner is a victim of domestic violence meeting the requirements of SDCL 21-37-5.2(b).

FOUND AND DETERMINED that:

1. Petitioner's full name on Petitioner's birth certificate is: _____;
2. Petitioner's date of birth is: _____ (*mm/dd/yyyy*);
3. Petitioner was born in _____;
4. Petitioner's mother's full maiden name on petitioner's birth certificate is: _____; and
5. Petitioner's full current name is: _____; and it is further

FOUND AND DETERMINED that the current name of the Petitioner appears on Petitioner's current, valid form of identification, _____ (*description of valid form of identification or birth certificate*); and it is further

FOUND AND DETERMINED that the allegations set forth in the Verified Petition for Adult Name Change are true and there is reasonable and proper cause for changing the name of the Petitioner; and (*if checked below*) it is further

☐ **FOUND AND DETERMINED** that the rationale set forth in the Verified Petition for amending the Petitioner's birth certificate is reasonable and proper, and verified by documentary evidence where necessary pursuant to ARSD chapter 44:09:05.

☐ **FOUND AND DETERMINED** that pursuant to SDCL 34-25-51 the Petitioner's birth certificate reflects incorrect information of their name and should be amended by the Department of Health.

NOW, THEREFORE, IT IS

ORDERED, ADJUDGED, AND DECREED, that the current name of the Petitioner, as it appears on Petitioner's current valid form of identification, _____, shall be changed to _____, and this Order shall be entered by the clerk; and (*if checked below*) it is further

☐ **ORDERED, ADJUDGED AND DECREED** that, under SDCL 21-37-5.2, good cause exists for all records regarding this proceeding to be and they are hereby sealed; and it is further

☐ **ORDERED, ADJUDGED AND DECREED** that the Petitioner may provide the Department of Health Office of Vital Records or equivalent agency in the state where the Petitioner was born with a certified copy of this "Order for Adult Name Change" and pay any applicable fee for amending the birth certificate; that the Department of Health Office of Vital Records, or equivalent agency in the

state where the Petitioner was born and where permitted by the foreign state's law, locate the Petitioner's birth certificate using the identifying information above and verify that information within the state's vital records registration system; and that the Department of Health Office of Vital Records, or equivalent agency in the state where the Petitioner was born and where permitted by the foreign state's law, within a reasonable time after receiving both the certified copy of this "Order for Adult Name Change" and the applicable fee from Petitioner, amend the Petitioner's birth certificate by correcting the name from _____, currently on the Petitioner's birth certificate, to the name of _____; and it is further

☐ **ORDERED, ADJUDGED AND DECREED** that, as authorized by SDCL 21-37-5.2, if a new certificate of birth is obtained under SDCL 34-25-16.8, the original certificate, and any other evidence upon which the new certificate is made, are to be and they are hereby sealed.

Dated this _____ day of _____, 20_____.

BY THE COURT:

ATTEST:

Circuit Court Judge

Clerk of Court

By: _____
Clerk/Deputy Clerk
(SEAL)