

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF _____

_____ JUDICIAL CIRCUIT

IN THE MATTER OF THE PETITION
REGARDING:

(Birth Certificate Name), A Minor Child

FOR A CHANGE OF NAME TO:

(Proposed Name)

FILE NO: _____

**ORDER FOR NAME CHANGE
OF A MINOR CHILD
(UNCONTESTED)**

This above-entitled matter having come before this Court, on this _____ day of _____,
20____; the Petitioner, _____, appearing personally on behalf of
the Minor Child and no one appearing in opposition to said Verified Petition for Name Change of a
Minor Child, 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 at the time of filing the Verified Petition for Name Change of a
Minor Child herein, the Petitioner and the Minor Child are residents of _____
County, South Dakota and have been bona fide residents of _____ County, South
Dakota for more than six months prior to the 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 Name Change
did not occur, and that both are lawful as all conditions in SDCL 21-37-5.1 are met here; OR

☐ was not published and a hearing in open court on the Verified Petition for Name Change did not occur, and that both are lawful as all conditions in SDCL 21-37-5.2 are met here and that the Minor Child is a victim of human trafficking under SDCL 21-37-5.2(a); and it is further

FOUND AND DETERMINED that:

1. The Minor Child's full name on the Minor Child's birth certificate is _____
_____;
2. The Minor Child's date of birth is _____;
3. The Minor Child was born in _____,
(City, County, State, Country);
4. The Minor Child's mother's full maiden name on the Minor Child's birth certificate is _____; and
5. The Minor Child's father's full name on the Minor Child's birth certificate is (*if he is not listed, enter "N/A"*) _____; and it is further

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

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

NOW, THEREFORE, IT IS

ORDERED, ADJUDGED AND DECREED that the current name of the Minor Child, as it appears on the Minor Child's birth certificate, _____, 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, 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 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 Minor Child was born with a certified copy of this "Order for Name Change of a Minor Child" 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 Child was born and where permitted by the foreign state's law, locate the Child'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 Child 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 Name Change of a Minor Child" and the applicable fee from Petitioner, amend the Child's birth certificate by changing the name of _____, currently on the Child's birth certificate, to the name of _____.

Dated this _____ day of _____, 20_____.

BY THE COURT:

Circuit Court Judge

ATTEST:

Clerk of Court

By: _____
Deputy