

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
CENTRAL DIVISION**

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**WITHDRAWING FUNDS OF A MINOR BY THE MINOR'S GUARDIAN OR PARENT  
BEFORE MINOR REACHES AGE OF MAJORITY**

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A MINOR'S FUNDS ARE NOT INTENDED TO AVOID OR DIMINISH THE RESPONSIBILITY OF THE PARENTS TO CLOTHE, CARE FOR AND EDUCATE THE MINOR. THE COURT WILL NOT GRANT A WITHDRAWAL TO PAY FOR ITEMS NORMALLY PROVIDED BY THE PARENTS.

ORDINARY EXPENSES RELATING TO THE MINOR'S HOUSING, FOOD, CLOTHING, EDUCATION, MEDICAL AND DENTAL CARE, AS WELL AS TRANSPORTATION, ARE THE RESPONSIBILITY OF THE PARENTS. THESE EXPENSES CANNOT BE PAID FROM THE MINOR'S BLOCKED ACCOUNT.

HOWEVER, THE COURT MAY GRANT A WITHDRAWAL TO MEET A FINANCIAL EMERGENCY OR AN EXTRAORDINARY NEED RELATING TO THE MINOR.

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Supporting documentation is required when submitting a request for withdrawal of funds.

- MINOR'S MEDICAL AND DENTAL EMERGENCIES OR PROBLEMS: you will need to submit all bills and proof of payment, less any insurance reimbursement.
- MINOR'S EDUCATIONAL EXPENDITURES: you will need proof of acceptance to school and proof of tuition.
- INCOME TAX RELATED EXPENSES that are directly related to the minor's care: you will need quarterly estimated tax payments (Federal and State) which will need to be substantiated by a statement from the Accountant or Tax Preparer.
- TRANSPORTATION (PURCHASE OF VEHICLE) directly related to the care of the minor: you will need a copy of the Contract to Purchase, a valid driver's license, and proof of insurance coverage for one year.

**Note: Since Court approval is required for withdrawal of funds from a blocked account, please remember that expenditures made in anticipation of future action by the Court may not be approved by the Court for reimbursement or repayment from the minor's account and you may be responsible for such obligations.**

FORMS REQUIRED:

MC-357 – PETITION FOR WITHDRAWAL OF FUNDS FROM BLOCKED ACCOUNT  
MC-358 – ORDER FOR WITHDRAWAL OF FUNDS FROM BLOCKED ACCOUNT

FILING FEE – \$60.00

*Note:* Fee waivers are available for those who qualify. Applications can be obtained from the clerk.

INSTRUCTIONS FOR COMPLETING FORMS:

Complete BOTH FORMS using BLACK INK ONLY; forms may be completed by hand or on a typewriter or computer.

- Both forms should be completed in their entirety with the exception of the Judge's signature and date line.
  - Guardian Ad Litem must be the petitioner
  - Petitioner should sign in the clerk's presence or have signature notarized.
- Include the COURT CASE NUMBER on the petition and order. You can obtain the court case number from your court documents or from your attorney. Otherwise, an index search can be made. To do an index search you will need to provide the names under which the original lawsuit was filed.
- List the names of each individual company, store, or office and the amount you will need for each on the order for withdrawal. This is required so the bank can issue a check for each amount. (See sample attached)

*SEE NEXT PAGE FOR INFORMATION ON APPEARING IN COURT*

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**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
CENTRAL CIVIL DIVISION**

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WITHDRAWING FUNDS OF A MINOR BY THE MINOR'S TRUSTEE  
**BEFORE** MINOR REACHES AGE OF MAJORITY *continued*

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HEARINGS ON REQUESTS TO WITHDRAW FUNDS ARE HELD IN DEPT 74:

- After filing your application and order, YOU MUST **RESERVE** A HEARING DATE.
- Call the clerk in Dept 74 at **(619) 450-7074** to reserve a hearing date.  
Hearings on Petitions to Withdraw Funds will be scheduled for a Friday at 10:30 am.
- On the date of your hearing, report directly to the Dept 74, the courtroom is located on the 6<sup>th</sup> floor in the Hall of Justice at 330 W. Broadway, San Diego, CA 92101.

**If you have any questions, please call the Civil Business Office at (619) 450-7275**

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IF YOU LIVE OUTSIDE SAN DIEGO COUNTY:

Your Petition and Order can be sent by mail, if you live OUTSIDE San Diego County. If submitted by mail, the Guardian Ad Litem's (Petitioner) signature on the Petition MUST BE NOTARIZED. Return the completed Petition and Order and any backup paper work along with a self-addressed stamped envelope to:

SAN DIEGO SUPERIOR COURT, HALL OF JUSTICE  
ATTN: CIVIL BUSINESS OFFICE  
330 WEST BROADWAY, ROOM 225  
SAN DIEGO, CA 92101

**If you have any questions, please call the Civil Business Office at (619) 450-7275.**