

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)<sup>1</sup> 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

<sup>1</sup> Contact Health Analytics and Vital Records for a copy of the *Affidavit of Paternity* form by email at [BVSSpecialServices@alaska.gov](mailto: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.