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2 4. The court finds that:

3 **The date of marriage is: (date)**

4 The [Respondent or Petitioner] (member name) became a member of
5 CalSTRS on: (date)

6 **The date of separation is: (date)**

7 5. Pursuant to the Judgment of Dissolution of Marriage filed herein
8 on (date) in which the Court reserved personal jurisdiction over
9 both parties to this action and reserved jurisdiction as to the
10 subject matter of this action relating to the amount and
11 distribution of the community property interests in the pension
12 benefits, [Respondent or Petitioner] (nonmember spouse) is
13 entitled to receive from the [Respondent or Petitioner] (member)
14 California State Teachers' Retirement System account, and pursuant
15 to the Request for Joinder of the California State Teachers'
16 Retirement System filed on or about (date) the parties hereto are
17 awarded interests in the CalSTRS member's Defined Benefit Account,
18 Defined Benefit Supplement Account and Cash Balance Account
19 through the California State Teachers' Retirement System.

20 6. The purpose of the Stipulation and Order is to define said
21 interests. This Stipulation and Order shall supersede said
22 Judgment of Dissolution of Marriage and shall be controlling
23 regarding the definition and payment of the parties interests in
24 said accounts held by CalSTRS member.

25 **DIVISION OF ACCOUNT:**

26 A. Once CalSTRS has been served with a court-certified copy
of this Stipulation and Order, CalSTRS shall divide the community
portion of the member's CalSTRS Defined Benefit Account, Defined
Benefit Supplement Account and Cash Balance Account into two
separate accounts. Nonmember spouse shall receive (percentage
must be affirmed) of the community portions of these accounts.
The non-community portion of these accounts is awarded to the
member as his or her sole and separate property.

1 **B.** The community portion of the pension to be segregated is that
2 portion of accumulated retirement service credits and
3 contributions attributable to the period of service from
4 (date) through (date).

5 **C.** Nonmember spouse shall have the right, through the separate
6 account, to designate a beneficiary or beneficiaries to
7 receive the accumulated retirement contributions remaining in the
8 separate account of nonmember spouse on the date of death and any
9 accrued allowance attributable to the separate account which is
10 unpaid on the date of death.

11 **D.** Nonmember spouse shall have the right to a refund of
12 accumulated retirement contributions on the separate account.

13 **E.** Nonmember spouse shall have the right to elect to receive
14 retirement payments at the earliest date allowed under the
15 terms of the CalSTRS plan provided that all CalSTRS
16 requirements are met for commencement of payments.

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18 Nonmember spouse shall have the right to redeposit accumulated
19 retirement contributions previously refunded to member and in
20 which the court has determined to be community property.
21 Nonmember must notify CalSTRS within 180 days after the entry of
22 judgment or court order.

23 **F.** Nothing contained in this Stipulation and Order shall be construed
24 to require CalSTRS to provide to the Nonmember spouse any other
25 benefit not otherwise available to a Nonmember spouse awarded a
26 separate account under the CalSTRS plan.

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G. Jurisdiction is reserved to the court to enforce this order.

It is so stipulated:

DATED: _____ [NAME OF PETITIONER]

DATED: _____ [PETITIONER'S ATTORNEY]

DATED: _____ [NAME OF RESPONDENT]

DATED: _____ [RESPONDENT'S ATTORNEY]

IT IS SO ORDERED:

DATED: _____ [JUDGE OF THE SUPERIOR COURT]