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PROCEDURE FOR A LEGAL NAME CHANGE

DE KALB COUNTY CIRCUIT COURT

Sycamore, Illinois

PROVIDED BY THE OFFICE OF

MAUREEN A. JOSH

CLERK OF THE CIRCUIT COURT

PROCEDURE FOR A NAME CHANGE

The following instructions will assist you in changing your name or your child's name in DeKalb County. The samples provided are to be used only as a guide in creating your own forms. The New Case Information Sheet may be obtained at the time of filing at the DeKalb County Circuit Clerk's Office, DeKalb County Courthouse, Room 202, Sycamore, Illinois 60178. A copy of Chapter 96 of the Illinois Revised Statutes is included for your information.

- 1. A notice of publication (see sample) must be published in a newspaper located in the town where you reside. This is done to show publicly your intent to apply for a name change. This notice will be published in the paper for a period of three (3) weeks and will be published at least six (6) weeks prior to your court date.
- 2. On the court date you have selected, you will file with the Circuit Clerk's Office your Petition for Change of Name, a New Case Information Sheet, and a Certificate of Publication (provided by the publisher after publication). A filing fee of \$80.00 must be paid at the time of filing. The court hearing will be at 9:30 a.m. on a Monday, Tuesday or Thursday.
- 3. In Court your Petition for Change of Name and the proposed Decree for Change of Name is presented to the Judge. If the Judge approves, the order will be signed.
- 4. If the change of name involves a minor, notice provisions of 735 ILCS 5/21-103 and 735 ILCS 56/21-104 must be met. (not attached)
- 5. The Court may require the identification of all interest persons in the case of a minor.

Change of Name

Act of February 25, 1874

Proceedings – Parties. Change of Name.

If any person, being a resident of this State, and having resided therein 6 months desires to change his/her name, and to assume another name by which to be afterwards called and known, such person may file a petition in the circuit court of the county wherein he or she resides praying for such relief, and upon its appearing to the court that the conditions hereinafter mentioned have been compiled with, and there appearing no reason why the prayer should not be granted, the court, by an order to be entered of record, may direct and provide that the name of such person shall be changed in accordance with the prayer should not be granted, the court, by an order to be entered of record, may direct and provide that the name of such person shall be changed in accordance with the prayer in the petition. The filing of a petition in accordance with this Section shall be the sole and exclusive means by which any person committed under the laws of this State to a penal institution may change his/her name and assume another name. A petitioner may include his or her spouse and his or her adult unmarried children with their consent, and his or her minor children where it appears to the court that same is for their best interest, in his or her petition and prayer and the court's order shall then include such spouse and children. Whenever any minor has resided in the family or any person for the space of 3 years, and has been recognized and known as an adopted child in the family of such person, the application herein provided for may be made by the person having such minor in his or her family.

Such an order shall only be entered as to a minor if the court finds by clear and convincing evidence that the change is necessary to serve the best interest of the child. In determining the best interest of a minor child under this Section, the Court shall consider all relevant factors including:

- 1. The wishes of the child's parents, and any person acting as a parent who has physical custody of the child.
- 2. The wishes of the child and the reasons therefore. The Court may interview the child in chambers to ascertain the child's wishes with respect to the change in name. Counsel shall be present at the interview unless otherwise agreed upon by the parties. The Court shall cause a court reporter to be present who shall make a complete record of the interview instantaneously to be part of the record in the case.
- 3. The interaction and interrelationship of the child with his or her parents or persons acting as parents who have physical custody of the child, stepparents, siblings and step-siblings or any other person who may significantly affect the child's best interest.
 - 4. The child's adjustment to his or her home, school and community.

LEGAL NOTICE

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT

DE KALB COUNTY, ILLINOIS

IN THE MATTER OF THE PETITION OF:
John Doe,
FOR CHANGE OF NAME
PUBLIC NOTICE is hereby given that onMarch 15, 2014, at 9:30 A.M., at the DeKalb County Courthouse, 133 West State Street, Sycamore, Illinois, 60178 in the courtroom occupied by the presiding judge,John Doe will file his/her petition requesting that his/her name be changed from _John Doe toJane Doe pursuant to the statute in such case made and provided. Any persons interested in said request for change of name may appear at said time and place, if they so desire.
John Doe
1234 East Street,
Dekalb IL 60115

John Doe)		
PETITION FOR CHANGE OF NAME			
Your petitioner _ that he/she is a resident of State, for more than six r his/her name, according to	of the State of Illinois, and ha months prior to the filing of t to the provisions of the Statu	COURT: respectfully shows resided in the County of DeKalb in this petition; that he/she desires to charte in such case made and provided, as we bears the name of:John Door	said inge nd
and is known and called	by this name; that he/she des	ires to assume the name of:	
Jane Doe	by which h	ne/she may be hereafter known and ca	alled.
River Forest II. Age 20	lace of nativity and age is as	That he/she has resided in the	State
of Illinois for20; application by publicatio	years last past. That he/she n in Daily Chronicle ,	has given notice of this, his/her inten a newspaper published in DeKalb Co opy of which published notice, with t	ded ounty
certificate of the published WHEREFORE, your Pet changed from its present he/she hereafter be know	er thereon, is hereto annexed itioner prays, the premises beform toJane D on and called by the last afore	and made a part of this petition. eing considered, that his/her name be oe as provided by Statute, and esaid name, and that he/she has such our shall seem meet, according to law.	that
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certificate of the published WHEREFORE, your Pet changed from its present he/she hereafter be known or future relief in the present Attorney for Petitioner Attorney Number Address STATE OF ILLINOIS)	er thereon, is hereto annexed itioner prays, the premises be form to	and made a part of this petition. eing considered, that his/her name be oe as provided by Statute, and esaid name, and that he/she has such of rt shall seem meet, according to law. John Doe 1234 East street Dekalb, IL, 60115 815-123-4567	l that other

Deputy Clerk Notary Public

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT DEKALB COUNTY ILLINOIS

IN THE MATTER OF THE PETITION OF	1) No. 123456789
John Doe))
DECREE FOL	R CHANGE OF NAME
petitioner's attorney, and the Court having read thereto, and the certificate of publication filed h application for a change of name was given by paid a newspaper of general circulation paid publication having been made for three corsix weeks prior to March 15, 2014 the set by the said petitioner and setting forth the return	upon the petition filed herein and upon motion of the said petition, together with the affidavit appended herein, and it appearing that previous notice of the intended publishing a notice thereof inDaily Chronicle bublished in the county therein the said petitioner resides, herecutive weeks, the first insertion of which was at least said petition being signed in day of the Court at which the said petition was to be med, and the Court, being fully advised in the premises,
the State of Illinois and has resided therein cont March 15, 2014 that the conditions me of the State of Illinois, entitled "An Act to Revis 1874, and in force July 1, 1874, and as amended	id petition are true; that the said petitioner is a resident of tinuously for a period of at least six months next preceding entioned and specified in an Act of the General Assembly se the Law in Relation to Names," approved February 25, d, have been complied with; that this Court has jurisdiction and that no reason appears why the prayer in said petition
	UDGED AND DECREED that the said petitioner's name John Doe toJane Doe reafter known and called.
ENTE	ER: Judy Judge
DATE	E: <u>March 15 2014</u>
John Doe	
Name	
N/A	
Attorney for petitioner – Attorney number	
1234 East Street	
Address	
Dekalb, IL, 60115	
City/State/Zip	
815-123-4567	
Telephone	