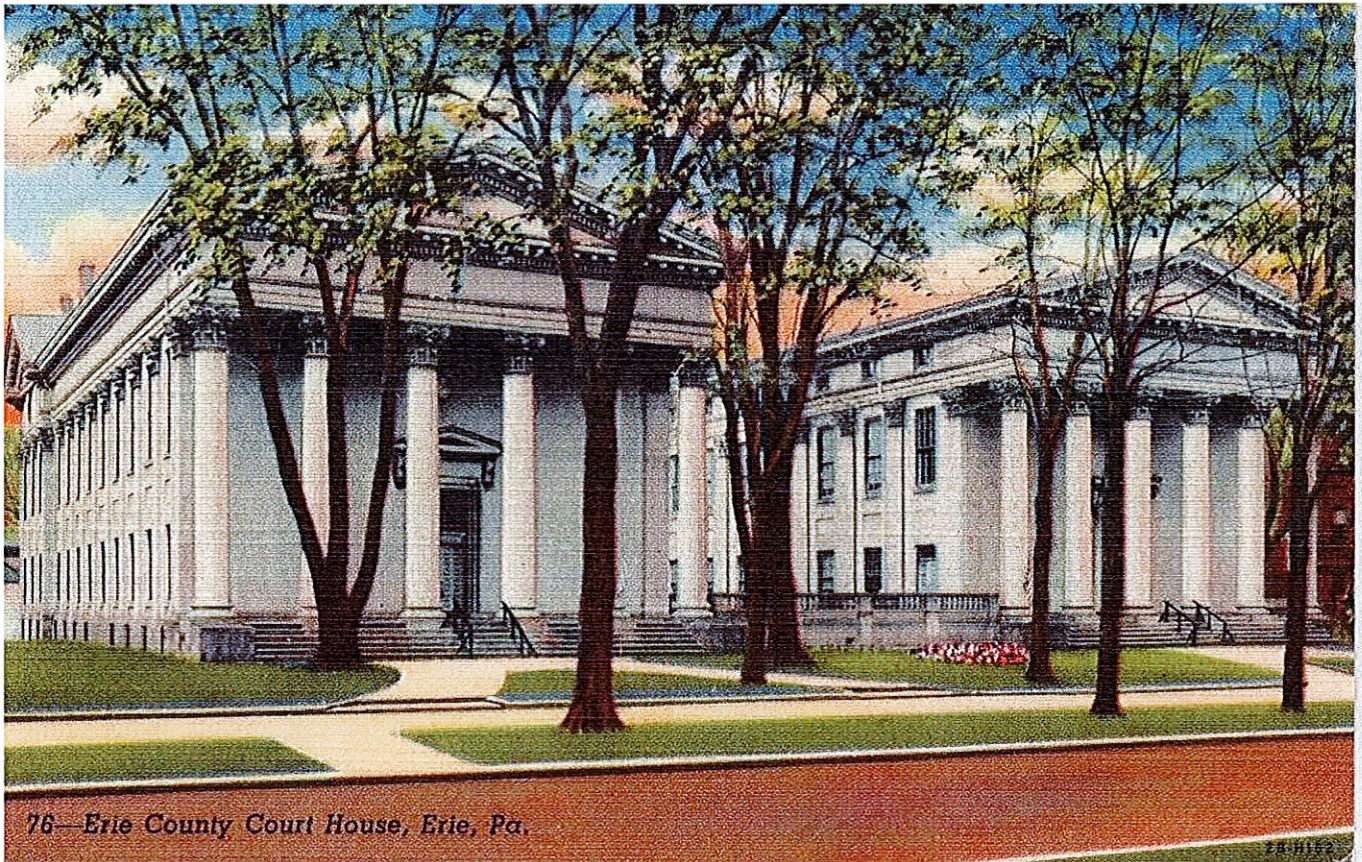


NAME CHANGE PROCEDURE

ERIE COUNTY, PENNSYLVANIA
COURT OF COMMON PLEAS

SELF HELP GUIDE



Revised 8/16/2022

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Examples only: *Proofs of Publication in the Erie Legal Journal and Erie Times News and of the Fingerprint Card*

UNDERSTANDING THE NAME CHANGE PROCESS

A. INTRODUCTION

An adult may seek to have the court enter a decree changing his/her name by following certain procedures set forth by Pennsylvania law. In general, a court will grant such a request if the reason for the change is lawful and proper procedures had been completed.

A parent may also seek to have a child's name changed in a manner that is similar, but not the same, as the procedure for an adult.

B. PETITION

The filing of a petition starts the name change process. The petition must be in a form as provided by the Pennsylvania Rules of Civil Procedure, Rule 204.1, concerning format and Rule 206.1, regarding the content and form of petitions. The petition must include the following information:

1. name of petitioner;
2. address of the petitioner's current residence;
3. addresses of the places where the petitioner has resided during the past five (5) years;
4. statement indicating the petitioner's desire for change of name;
5. statement of the reasons for the request;
6. statement indicating whether the petitioner has a prior record of criminal convictions;
7. statement indicating whether there are any judgments or liens of record filed against the petitioner;
8. if the petitioner is seeking a name change for a minor, a statement indicating why such a change is in the best interest of the child; and
9. the name which the petitioner would like to adopt.

C. NOTICE

Once a petition is filed, the court will enter an order requiring that notice of a hearing be provided by publication in one newspaper of general circulation in Erie County and in one edition of the *Erie County Legal Journal*. The notice will be in the form designated by the court.

If a parent is seeking to change the name of a minor, it is necessary to serve a copy of the petition and notice of hearing on a parent who is not joining in the name change request. Other potential parties such as the Office of Children and Youth may also need to be served.

D. PRIOR TO DATE OF HEARING

Before a hearing is conducted, the petitioner must do the following:

1. cause a search to be conducted by the Clerk of Records to determine if there are any judgments or like decrees of record listed against the petitioner on the official records of the county; and
2. request that the Pennsylvania State Police verify the petitioner's criminal record. This is accomplished by providing the Pennsylvania State Police with a set of fingerprints in the manner required by law. (Note: This process is likely to require several weeks to be completed.)

E. HEARING

A hearing will be conducted at the time and place designated by the court and as set forth in the notice. At the time of the hearing, the court will do the following:

1. Determine if the petitioner has complied with all notice requirements;
2. Receive testimony from the petitioner with regard to those matters set forth in the petition and any other matters that may be relevant to the determination of the request;
3. Review the certificate of the Clerk of Records to determine if any liens or judgments appear of record;
4. Review the report from the Pennsylvania State Police to determine if the petitioner has a criminal record;
5. Consider the testimony of any person who is objecting to the name change; and
6. Decide whether the petitioner's request should be granted.

F. DECREE / ORDER

If the petitioner's request is granted, the court will enter an order specifying the petitioner's new name. This document must be filed with the Prothonotary Office of the Clerk of Records.

G. HOW TO FILE A NAME CHANGE PETITION FOR AN ADULT

THESE ARE IMPORTANT DOCUMENTS - PLEASE PRINT OR WRITE LEGIBLY

1. Fill out the Name Change Petition (pg 1), along with a signed and dated Verification (pg 2).
2. Take the completed forms with the Notice of Hearing Order (pg 3), to the Senior Judge's Chambers, Room 215, on the 2nd Floor of the Erie County Courthouse where you will get a hearing date.
3. Once the hearing date is scheduled take your forms to Court Administration, Room 205 and ask the secretary for the Judge's stamp/signature.
4. Make 3 extra copies, one for yourself to keep and the other two to use for publication. (See below for publication instructions). The law library on the ground floor has a copy machine for public use.

5. Take your completed forms to the Prothonotary Office in Room 120 on the 1st floor of the Erie County Courthouse, you will pay a filing fee and be given a docket number.
6. While at the Prothonotary office ask for a fingerprint card (an example of one is attached to your packet).
 - a. Take that card to the Pennsylvania State Police for your fingerprints to be taken.
 - b. Bring the fingerprint card back to the Prothonotary office, and they will request a criminal records check from the Pennsylvania State Police.
 - c. After the records check is complete in approximately two to three weeks, a report is sent back to the Prothonotary office and your file will be prepared for the rest of the name change procedure;
7. As soon as possible after filing your petition take a copy of your Name Change Petition to two newspapers of general circulation such as the **Times Publishing Company** at 205 W 12th St or your local newspaper and one to the **Erie County Bar Association**, 429 West 6th Street, and ask to have your petition published. **Notice must be received at the Erie County Bar Association/Erie County Legal Journal office by 3:00 p.m. the Friday preceding the desired publication date. (The Erie County Legal Journal only published on Fridays.)** You will pay a fee for this service.
 - a. Your petition will be published and you should receive a copy of the proofs of publication from each of these businesses within a few weeks.
 - b. Take these proofs of publication to the Prothonotary office for filing.
8. On the day that your hearing is scheduled the court will obtain your completed file from the Prothonotary office, which will include an up to the minute "lien search" which determines if you have any liens filed against you. This will be made a part of the record and a fee will be charged for this following the final hearing.
9. **Your day in court:** You will appear in court at the scheduled time and provide testimony as required. The Judge will determine whether your name change request will be granted. If it is granted the Judge will sign the Order
10. You must then take all of your paperwork, along with the Signed Name Change Order to the Prothonotary for filing. You will pay the fee for the "lien search" and this process is complete.

PLEASE NOTE: You may want to make a few extra copies of the **signed Order** for yourself because you will need to file a **certified copy** with assorted agencies such as Social Security Office, Bureau of Vital Statistics, Penndot, etc.

H. LEGAL ADVICE

If you have any questions regarding legal issues about the name change process you are encouraged to seek the advice of an attorney.

Erie County court employees are not allowed to give legal advice.

IN RE: THE NAME : IN THE COURT OF COMMON PLEAS
CHANGE PETITION OF: : OF ERIE COUNTY PENNSYLVANIA
:
_____: DOCKET NO:
(your name here)

PETITION FOR CHANGE OF NAME

The Petitioner _____ hereby files this Petition for Change
your name here
pursuant to 54 Pa.C.S section 701 et seq, and in support thereof represents as follows:

1. I _____ an adult individual and resident of Erie County,
your name here
Pennsylvania with a current address of _____. I have lived at
the following addresses for the past five years:

2. The Petitioner's date of birth is_____.

3. The Petitioner seeks to change his/her name from _____
to _____.

4. The reason the Petitioner seeks to change his/her name is:

5. Are there any judgments or liens filed against the Petitioner? If yes, please list:

6. Have you ever been convicted of a criminal offense? (not including summary
offenses).If yes, please list:

Wherefore the Petitioner requests this Honorable Court to enter a Decree changing
the name of the Petitioner from: _____

your current name here

to: _____
print your new name here

Respectfully Submitted by

your current name here

IN RE: THE NAME
CHANGE PETITION OF:

(your name here)

: IN THE COURT OF COMMON PLEAS
: OF ERIE COUNTY PENNSYLVANIA
: DOCKET NO.

VERIFICATION

I, _____, verify that the statements made in this
(your name here)

petition are true and correct to the best of my knowledge, information and belief. I
understand that the statements herein are made subject to the penalties of 18 Pa. C.S.
section 4904 relating to unsworn falsification to authorities.

Signature of Petitioner

Date: _____

IN RE: THE NAME : IN THE COURT OF COMMON PLEAS
CHANGE PETITION OF: : OF ERIE COUNTY PENNSYLVANIA
:

(your name here) : DOCKET NO.

NOTICE OF HEARING ORDER

AND NOW, this ____ day of _____, 20____, a hearing on the
Petition for Change of Name is scheduled for the ____ day of
_____, 20____, at _____ o'clock __.M. in Courtroom No. ____ on
the 2nd floor at Erie County Courthouse, 140 W. 6th St., Erie, Pa. 16501

Petitioner is directed to give notice of the filing of the Petition for
Change of Name and the date and time set for the hearing by publication
once in the **Erie Times News** and once in the **Erie County Legal Journal** (Erie
County Bar Association), and submit proof of publication to this court.

BY THE COURT

J.

IN RE: THE NAME CHANGE OF

: IN THE COURT OF COMMON PLEAS

: ERIE COUNTY, PENNSYLVANIA

:

your name here

:

:

: DOCKET NO. _____

ORDER OF NAME CHANGE

AND NOW, this _____ day of _____, 20____, upon consideration of the
within Petition for Change of Name, and upon presentation of proof of publication of
notice as required by law, together with proof that there are no judgment or decrees of
record or any other

matter of like character against _____.
your name here

And it appearing that there is no lawful objection to the request of the
Petitioner, it is hereby **ORDERED, ADJUDGED and DECREED** that the name of

_____ is hereby changed to
your current name here

your new name here

BY THE COURT,

J

IN RE: THE NAME CHANGE PETITION

IN THE COURT OF COMMON PLEAS OF

OF:

ERIE COUNTY, PENNSYLVANIA

DOCKET NO:

AFFIDAVIT OF RESIDENCY

I, _____, The Petitioner in the above-captioned matter do depose and say that, for the past five (5) years prior to filing the Petition for Change of Name in the above-captioned matter, I have lived at the following residences (City/Town, County, and State):

Date

Petitioner

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

Date

Petitioner

THOSE FILING PETITIONS FOR NAME CHANGE
MUST GET FINGERPRINTED AT STATE POLICE
AND FILE THEIR FINGERPRINT CARDS HERE.

LEAVE BLANK		TYPE OR PRINT ALL INFORMATION IN BLACK			FBI LEAVE BLANK	
		LAST NAME NAM	FIRST NAME	MIDDLE NAME		
SIGNATURE OF PERSON FINGERPRINTED		ALIASES AKA	PA0251600 ERIE CO PROTHONOTARY			
RESIDENCE OF PERSON FINGERPRINTED		ERIE PA			AGE	DATE OF BIRTH DOB Month Day Year
DATE	SIGNATURE OF OFFICIAL TAKING FINGERPRINTS	SEX	RACE	HGT.	WGT.	EYES
EMPLOYER AND ADDRESS		HAIR	PLACE OF BIRTH POB			
REASON FINGERPRINTED		LEAVE BLANK <div style="text-align: center; font-size: 2em; transform: rotate(-15deg); opacity: 0.5;">EXAMPLE</div>				
		APPLICANT SOCIAL SECURITY NO. SOC MISCELLANEOUS NO. MNU				
1. R. THUMB	2. R. INDEX	3. R. MIDDLE	4. R. RING	5. R. LITTLE		
6. L. THUMB	7. L. INDEX	8. L. MIDDLE	9. L. RING	10. L. LITTLE		
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY		L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY		

Erie County Legal Journal.
Proof of Publication of Notice

STATE OF PENNSYLVANIA }
COUNTY OF ERIE } SS:

Paula J. Gregory, Associate Editor of the Erie County Legal Journal, being duly sworn according to law, deposes and says that the Erie County Legal Journal is the duly designated legal newspaper for Erie County, Pennsylvania, which legal newspaper was established in 1945, and is published by the Erie County Bar Association, 302 West 9th Street, Erie, Erie County, Pennsylvania 16502 and that a copy of the printed notice of publication is attached hereto exactly as printed or published in the issue or issues of said legal newspaper on the following date or dates:

COPY OF NOTICE

CHANGE OF NAME NOTICE
In the Court of Common Pleas of
Erie County, Pennsylvania. In re:
Change of Name of [REDACTED]
[REDACTED] to [REDACTED]
Notice is hereby given that on
[REDACTED] the Petition of [REDACTED]
[REDACTED] was filed with the above
identified court, requesting the order
authorizing Petitioner to change the
name of [REDACTED] to
[REDACTED]. The court has
fixed [REDACTED]
before the [REDACTED]
Courtroom [REDACTED] of the Erie County
Courthouse, Erie, Pennsylvania, as
the time and place for hearing on said
Petition, when and where all persons
interested may appear and show cause,
if any, why the prayer of relief of the
said Petition should not be granted.
[REDACTED] Esquire
Renaissance Centre
Erie, PA 16501

Mar. 17

Friday, [REDACTED], 2006

The affiant further states that s/he is the designated agent of
Erie County Bar Association, the owner of said legal
newspaper, that s/he is not interested in the subject matter of
the aforesaid notice or advertising, and that all the allegations
of the aforesaid statement as to time, place and character of
publication are true.

[REDACTED], Associate Editor

Sworn to and subscribed before me this
___ day of ___, 2006

[REDACTED]
Notary Public

MY COMMISSION EXPIRES

NOTARIAL SEAL
DEBRA BRYDON SMITH, NOTARY PUBLIC
ERIE, ERIE COUNTY, PENNA.
COMMISSION EXPIRES ON JULY 14, 2006

CLERK OF RECORDS
PROTHONOTARY
2006 APR 27 P 4:22
COMMON PLEAS COURT
ERIE, PA
BK
5/5/06

THE ERIE TIMES-NEWS

COMBINATION EDITION

150 W 5TH ST
ERIE PA 16507-2118

REFERENCE: L0961528
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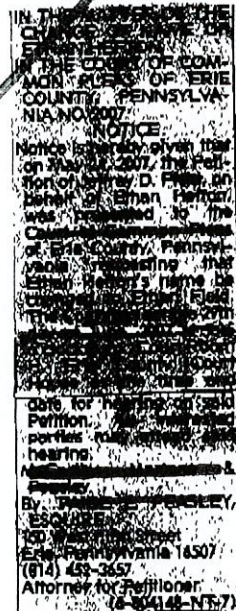
STATE OF PENNSYLVANIA)
COUNTY OF ERIE) SS:

James E. Dible being duly sworn, deposes and says that he is the Publisher of the Times Publishing Company, which publishes: the Erie Times-News, established October 2, 2000, a daily newspaper of general circulation, successor, by consolidation, of the Morning News, established January 1957, and the Erie Daily Times, established April 1888, daily newspapers of general circulation, and published at Erie, Erie County, Pennsylvania, and that the notice of which the attached is a copy published, in the regular editions of said newspaper of the dates referred to below. Affiant further deposes that he is duly authorized by the TIMES PUBLISHING COMPANY, publisher of The Erie Times-News to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

PUBLISHED ON: 06/07

TOTAL COST: 99.50
FILED ON: 06/07/07

AD SPACE: 36 LINE



Sworn to and subscribed before me this

7th day of June 2007 Affiant: James E. Dible
NOTARY: Sam Brown

