

Person Filing: _____

Mailing Address (if not protected): _____

City, State, Zip Code: _____

Telephone Number: _____

E-mail Address: _____

AZCARES Number (if applicable) _____

Representing Self (No Attorney) OR Represented by Attorney

If Attorney, Bar Number: _____

SUPERIOR COURT OF ARIZONA MOHAVE COUNTY

(Name of Petitioner)

AND

(Name of Respondent)

Case Number: _____

RESPONSE TO PETITION FOR DISSOLUTION OF A NON-COVENANT MARRIAGE (DIVORCE) WITHOUT CHILDREN

GENERAL INFORMATION:

1. INFORMATION ABOUT MY SPOUSE, THE PETITIONER:

Name: _____

Address: _____ Date of Birth: _____

Job Title: _____

Starting with today, number of months/years in a row, the Petitioner, has lived in Arizona: _____

2. INFORMATION ABOUT ME, THE RESPONDENT:

Name: _____

Address: _____ Date of Birth: _____

Job Title: _____

Starting with today, number of months/years in a row, the Respondent, has lived in Arizona: _____

3. INFORMATION ABOUT MY MARRIAGE:

Date of Marriage: _____

City and state or country where we were married: _____

☐ We do **not** have a covenant marriage.

☐ We **do** have a covenant marriage. (**WARNING:** If this statement is true, the petitioner **cannot** proceed. You should file a motion to dismiss and then petition the court for a Dissolution of a Covenant Marriage.) Please attach a copy of your marriage license to show what kind of marriage you have.

4. **90 DAY REQUIREMENT: (Check the boxes that apply.)**

☐ I or ☐ my spouse has lived or have been stationed while a member of the Armed Forces, in Arizona for at least 90 days before this action was filed. (**WARNING:** If this statement is **not** true, the petitioner cannot proceed. You should file a motion to dismiss. You or the petitioner can then re-file the divorce papers when the statement is true.)

5.a. **COMMUNITY PROPERTY: (Check one box)**

- ☐ My spouse and I did not acquire any community property during the marriage, **OR**
- ☐ My spouse and I acquired community property during our marriage and we should divide it as follows:

☐ Real estate located at: (street address, city, state)	Petitioner	Respondent	Value
_____	☐	☐	\$ _____
Legal Description: _____			

☐ Real estate located at: (street address, city, state)	Petitioner	Respondent	Value
_____	☐	☐	\$ _____
Legal Description: _____			

☐ Household furnishings and appliances:	Petitioner	Respondent	Value
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____

☐ Other items:	Petitioner	Respondent	Value
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____

Case No. _____

☐	Pension/retirement fund/profit sharing/stock plan/401K:	Petitioner	Respondent	Value
	_____	☐	☐	\$ _____
	_____	☐	☐	\$ _____
	_____	☐	☐	\$ _____
	_____	☐	☐	\$ _____

☐	Motor vehicles:	Petitioner	Respondent	Value
	Make: _____	☐	☐	\$ _____
	Model: _____			
	VIN: _____			
	Lien Holder: _____			
	 Make: _____	☐	☐	\$ _____
	Model: _____			
	VIN: _____			
	Lien Holder: _____			

5.b. SEPARATE PROPERTY: (Check all boxes that apply.)

- ☐ I do not have any property that I brought into the marriage or separate property.
- ☐ My spouse does not have any property that he or she brought into the marriage or separate property.
- ☐ I have property that I brought into the marriage or I have separate property. I want this property awarded to me as described below.
- ☐ My spouse has property that he or she brought into the marriage or has separate property. I want this property awarded to my spouse as described below.

Separate Property: (List the property and the value of the property and check the box to tell the Court who should get the property.)

Description of Separate Property	Petitioner	Respondent	Value
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____

6.a. COMMUNITY DEBTS: (Check one box)

- ☐ My spouse and I did not incur any community debts during the marriage, OR
- ☐ We should divide the responsibility for the debts incurred during the marriage as follows:

DESCRIPTION OF DEBT	Petitioner	Respondent	Amount Owed
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____

6.b. SEPARATE DEBTS: (Check all boxes that apply.)

- ☐ My spouse and I do not have any debts that were incurred prior to the marriage or separate debt,
- OR
- ☐ I have separate debt or debt that I incurred prior to the marriage that should be paid by me as described below.
- ☐ My spouse has separate debt or debt that he or she or incurred prior to the marriage that should be paid by my spouse as described below.

DESCRIPTION OF DEBT	Petitioner	Respondent	Amount Owed
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____
_____	☐	☐	\$ _____

7. TAX RETURNS: (Check this box if this is what you want.)

☐ After the Judge or Commissioner signs the Decree of Dissolution of Marriage (Divorce), we will pay federal and state taxes as follows: For previous years (the years we were married, not including the year the Decree was signed), the parties will file joint federal and state income tax returns. In addition, for previous calendar years, both parties will pay and hold the other harmless from half of all additional income taxes if any and other costs, and each will share equally in any refunds. For the calendar year (the year that the Decree is signed) and all future calendar years, each party will file separate federal and state income tax returns. Each party will give the other party all necessary documentation to do so.

8. SUMMARY OF WHAT I ASK FOR IN PROPERTY AND DEBTS THAT IS DIFFERENT FROM WHAT MY SPOUSE ASKED FOR IN THEIR PETITION: (Summarize here what is different between your plan for division of property and debt and what your spouse asked for.)

9. _____

10. SPOUSAL MAINTENANCE/SUPPORT (Alimony): (Check the box that applies to you.)

- ☐ Neither party is entitled to spousal maintenance/support (alimony), OR
- ☐ Petitioner OR ☐ Respondent is entitled to spousal maintenance/support because: (Check one or more of the box(es) below that apply. At least one reason must apply to get spousal support.)

☐ Person lacks sufficient property to provide for his/her reasonable needs;

☐ Person is unable to support himself /herself through appropriate employment;

☐ Person is the custodian of a child(ren) whose age or condition is such that the person should not be required to seek employment outside the home;

☐ Person lacks earning ability in the labor market adequate to support himself/herself;

☐ Person contributed to the educational opportunities of the other spouse or had a marriage of long duration and is now of an age that precludes the possibility of gaining employment adequate to support himself/herself.

11. SUMMARY OF WHAT I WANT REGARDING SPOUSAL MAINTENANCE/SUPPORT THAT IS DIFFERENT FROM WHAT MY SPOUSE ASKED FOR IN THEIR PETITION: (Summarize here what is different from your plan for spousal maintenance/support than what your spouse asked for in their Petition.)

12. PREGNANCY:

- ☐ Wife is **not** pregnant, OR
☐ Wife **is** pregnant
 The baby is due on _____ (date), (and, check one box below):
☐ The Petitioner and Respondent are the parents of the child, OR
☐ Petitioner is **not** the parent of the child, OR
☐ Respondent is **not** the parent of the child.

WARNING. If wife is pregnant and the Petitioner and the Respondent are the parents of the child, STOP. THE PAPERS FOR DIVORCE WITH CHILDREN MUST BE FILED.

13. OTHER STATEMENTS TO THE COURT: (Check the boxes that apply.)

- ☐ My marriage is irretrievably broken and there is no reasonable prospect of reconciliation. (My marriage is over.)
☐ My marriage is not irretrievably broken and there is a reasonable prospect of reconciliation. (My marriage is not over.)
☐ My spouse and I have attempted to resolve our problem by using conciliation services or going to conciliation services to try to resolve our problems would not work.
☐ My spouse and I have not tried to resolve our problems by using conciliation services or going to conciliation services to try to resolve our problems would work.

14. GENERAL DENIAL: I deny anything stated in the Petition that I have not specifically admitted, qualified or denied.

REQUESTS TO THE COURT:

A. DISSOLUTION (DIVORCE):

- ☐ Dissolve our marriage and return each party to the status of a single person; OR
☐ Dismiss this case and refuse to dissolve the marriage due to my answers above.

B. NAMES:

Restore ☐ wife ☐ husband to her or his former name of: _____

WARNING: If you are not the person who is requesting to have your former name restored, the court must have a written request from the party who wants his or her name restored to change the name.

C. SPOUSAL MAINTENANCE/SUPPORT (Alimony):

☐ Order spousal maintenance/support to be paid by ☐ Petitioner or ☐ Respondent through the Support Clearinghouse in the amount of \$ _____ per month, plus the statutory fee, beginning with the first day of the month after the Judge or Commissioner signs the Decree of Dissolution and continuing until the person receiving spousal maintenance/support is remarried or deceased, or for a period of _____ months.

D. COMMUNITY PROPERTY:

☐ Make a fair division of all community property as requested in this Petition.

E. COMMUNITY DEBTS:

☐ Order each party to pay community debts as requested in the Petition and to pay any other community debts unknown to the other party. Order each party to pay and hold the other party harmless from debts incurred by him or her since the party's separation on: _____ (date) or the date the Respondent was served with the Petition for Dissolution.

F. SEPARATE PROPERTY and SEPARATE DEBT:

☐ Award each party his or her separate property and order each party to pay his or her separate debt.

G. OTHER ORDERS I AM REQUESTING: (Explain request here.)

AFFIRMATION OF RESPONDENT:

I declare under penalty of perjury that the foregoing is true and correct.

Signature: _____

Date: _____