(A)
Name of Person Filing: _____
Street Address: _____
City, State, Zip Code: _____
Telephone Number: _____
Email Address: _____
ATLAS Number (if applicable) _____
☐ **Representing Self (No Attorney)** **or** ☐ **Represented by Attorney**
If Attorney, Bar Number: _____

SUPERIOR COURT OF ARIZONA
PINAL COUNTY

_____ (B)
Name of Petitioner

CASE NUMBER: _____

DECREE OF DISSOLUTION OF MARRIAGE (DIVORCE) WITH MINOR CHILDREN

_____
Name of Respondent

HONORABLE: _____

THE COURT FINDS: (C)

1. This case has come before this court for a final "**Decree of Dissolution of Marriage with Minor Children.**" The court has taken all testimony needed to enter a Decree, or the court has determined testimony is not needed to enter the Decree.

2. This court has jurisdiction over the parties under the law and the provisions of this Decree are fair and reasonable under the circumstances, and are in the best interests of the minor child(ren) as to custody, parenting time (visitation), and support.

SERVICE BY PUBLICATION:
If Respondent was served by publication and was not personally served, this court cannot make a legal order, with respect to issues of child support, medical and dental insurance, payments, expenses for the minor child(ren), community property or debt, or spousal maintenance/support. The court reserves jurisdiction until personal service is made upon Respondent to consider the maintenance/support of either spouse, the disposition of community property or debts, child support, and any other relief requested in the Petition or orders deemed necessary by the court.

3. THE COURT FURTHER FINDS THAT:

a. **90 Day Requirement:** At the time this action was filed, the Petitioner or the Respondent had lived in Arizona for more than 90 days, or had lived in Arizona while a member of the United States Armed Forces for more than 90 days.

b. **Conciliation Court:** The provisions relating to the Conciliation Court either do not apply or have been met.

c. **Irretrievably Broken:** The marriage is irretrievably broken or the parties desire to live separate and apart. The marriage is not a covenant marriage.

d. **Custody, Support, Spousal Maintenance/Support, Division of Property and Debt:** Where it has the legal power and where it is applicable to the facts of this case, this court has considered, approved, and made Orders relating to issues of child custody, parenting time (visitation), child support, spousal maintenance/support (alimony), and the division of property and/or debts.

e. **Community Property and Debt:** (Select One)

☐ The parties **DID NOT** acquire any community property or debt during the marriage,

OR

☐ The parties **HAVE** agreed to a division of community property and/or debt as evidenced by their signatures on **"Exhibit A"** attached to and incorporated into this Decree.

☐ The parties **HAVE NOT** agreed as to division of community property and debt, but all community property and debt is divided pursuant to this Decree.

f. **Pregnancy or Paternity:** (Select one.)

☐ Wife is not pregnant, **OR**

☐ Wife is pregnant, and the husband ☐ **IS OR** ☐ **IS NOT** the father of the child.

☐ The husband is the father of these children born to the parties before the marriage:

Name(s)	**Date(s) of Birth**

g. **Spousal Maintenance/Support.** (Select one.)

☐ The Petitioner, **OR**

☐ The Respondent lacks enough property, including given to him or her as part of this divorce, to provide for his or her reasonable needs, and is unable to support himself or herself through an appropriate job, or he or she is providing the primary care to a child(ren) of young age or is of a condition that they should not be required to look for work outside the home, or lacks earning ability necessary to support himself or herself, or contributed significantly to the educational opportunities of the other spouse, or had a marriage that lasted a long time and is of an age that may severely limit the possibility of getting a job to support himself or herself.

h. **Parent Information Program.**

1. ☐ Petitioner has attended the Parent Information Program class as evidenced by the **"Certificate of Completion"** in the court file. **OR**

☐ Petitioner has not attended the Parent Information Program class and ☐ shall be denied any requested relief to enforce or modify this decree until Petitioner has completed the class.

2. ☐ Respondent has attended the Parent Information Program class as evidenced by the **"Certificate of Completion"** in the court file. **OR**

☐ Respondent has not attended the Parent Information Program class and ☐ shall be denied any requested relief to enforce or modify this decree until Petitioner has completed the class.

i. **Deviation from Child Support.** The court, having considered the best interests of the minor child(ren), deviates from the guidelines for the following reasons:

☐ Application of the guidelines is inappropriate
☐ Application of the guidelines is unjust

The court makes the following finding regarding the deviation:

☐ The child support order would have been $ _____
☐ The child support order after deviation is $ _____

j. **Physical Custody Adjustment.** Court Approved Discretionary Visitation Adjustment and/or other Adjustments. (The court must make written findings if any of these adjustments are made.) :

_____

_____

k. **Ability to Pay Child Support.** The Court finds that the person responsible for paying child support has the ability to pay child support:

☐ In the amount entered on Line 34 of the Worksheet of $ _____

☐ In an adjusted amount calculated using the self-support reserve on line 35 of the Worksheet for $ _____

l. **Custody of Minor Child(ren).** (Check/complete only if custody is contested or joint custody is ordered.)

☐ The custody order or agreement is in the best interests of the minor child(ren) for the following reasons: (List the reasons.) _____

_____

_____

m. **Supervised or No Parenting Time.** (Check and complete only if supervised or no visitation is ordered.)

☐ **Supervised Parenting Time** between the minor children and
☐ Petitioner **OR** ☐Respondent,

OR

☐ **No Parenting Time** by ☐ Petitioner **OR** ☐ Respondent, is in the best interest of the child(ren), for the following reasons: (Explain the reasons)

_____

_____

_____

n. **Domestic Violence.** If the court enters an order for joint custody of the child(ren), check box "1" or box "2" and explain.

1. ☐ Domestic violence has not occurred during this marriage, **OR**
2. ☐ Domestic violence has occurred during this marriage.
Explain why joint custody is in the best interest of the minor child(ren) even though domestic violence has occurred:

_____

_____

THE COURT ORDERS: (D)

1. **MARRIAGE IS DISSOLVED:** The marriage of the parties is dissolved and the parties are restored to the legal status of single persons.

2. **NAMES:**

☐ The name of the ☐ Wife **OR** ☐ The Husband, whose complete married name is:

Is restored to: (List the complete legal name or maiden name as before the marriage)

3. **ENFORCEMENT OF TEMPORARY ORDERS:** All obligations ordered to be paid by the parties in Temporary Orders dated (fill in dates of ALL temporary orders here)

_____

_____

are satisfied in full **OR** ☐ judgment is awarded against the party with the obligation up to the amount due and owing as of the date of this Decree, with the highest legal interest allowed by law, for the total amount of $ _____

4. **CHILD CUSTODY, PARENTING TIME, AND CHILD SUPPORT:**

a. ☐ **PREGNANCY AND PATERNITY:**
A child who is common to the parties is expected to be born this date: _____. All orders below as to custody, parenting time (visitation), support, and medical insurance/expenses include this minor child and all other minor children named below.

i. **MINOR CHILDREN:** This Decree includes all minor children common to the parties as follows:

Name(s) Of Minor Child(ren)	Date(s) of Birth

ii. ☐ **PATERNITY:** The husband is declared to be the father of the minor children named below, born before the marriage:

Children Born BEFORE the Marriage	Date(s) of Birth/Social Security No.

FOR ANY MINOR CHILD(REN) BORN IN THE STATE OF ARIZONA, THE CLERK OF COURT SHALL FORWARD A COPY OF THIS ORDER TO THE OFFICE OF VITAL RECORDS, WHICH IS ORDERED TO AMEND THE BIRTH CERTIFICATE(S) AS FOLLOWS:

iii. ☐ The father's name shall be entered on the minor child's birth certificate.

☐ **NAME CHANGE:** (Optional) The names of one or more of the minor children for whom paternity has been established above shall be changed as follows:

Current Legal Name	**New Name**
_____	_____
_____	_____
_____	_____

b. **CHILD CUSTODY:** (Select one)

i. ☐ **SOLE CUSTODY**: Sole custody of the minor child(ren) is awarded to:
☐ Petitioner, **OR** ☐ Respondent, subject to visitation as follows:

☐ **Parenting Time to the parent not having custody**, according to the terms of the Parenting Plan attached as **"Exhibit B"** and made a part of this Decree. **OR**,

☐ **No Parenting Time rights** to ☐ Petitioner OR ☐ Respondent. **OR**

☐ **Supervised Parenting Time** to ☐ Petitioner **OR** ☐ Respondent according to the terms of the Parenting Plan attached as **"Exhibit B"**. Parenting Time may only take place in the presence of another person, named below or otherwise approved by the court.

(See Option b.ii for Joint Custody)
Name of supervisor (if applicable):

_____

Restrictions on parenting time (if applicable):

_____
_____
_____
_____

OR

ii. ☐ **JOINT CUSTODY:** Petitioner and Respondent agree to act as joint custodians of the minor child(ren), as set forth in the Joint Custody Agreement/Parenting Plan by the parties, signed by both parties and attached to this Decree as **"Exhibit B."** There have been no significant acts of Domestic Violence by either parent. The court adopts the terms of the Joint Custody Agreement/Parenting Plan describing the custody and visitation agreement between the parties. By attaching the Joint Custody Agreement/Parenting Plan to the Decree, the Agreement becomes part of the Decree and carries the same legal weight as the Decree.

c. **CHILD SUPPORT:** ☐ Petitioner **OR** ☐ Respondent shall pay child support to the other party in the amount of $ _____ per month, beginning **THE FIRST DAY OF THE MONTH** following the date this Decree is signed by the judge until further order of the court. Child Support is based on the information in the Parent's Worksheet for Child Support Amount attached hereto and incorporated by reference. All child support payments shall be made by wage assignment (if applicable) through the Support Payment Clearinghouse, and must include the statutory fee by the Order of Assignment signed this date. Payments will be in equal installments made on the 1st and 15th of each month.

d. MEDICAL, DENTAL, VISION CARE FOR MINOR CHILDREN:

☐ **Petitioner** is responsible for providing: ☐ Medical ☐ Dental ☐ Vision Care Insurance
☐ **Respondent** is responsible for providing: ☐ Medical ☐ Dental ☐ Vision Care Insurance

Medical, dental, and vision care insurance, payments and expenses are based on the information in the Parent's Worksheet for Child Support attached and incorporated by reference. The party ordered to pay must keep the other party informed of the insurance company name, address and telephone number, and must give the other party the documents necessary to submit insurance claims.

NON-COVERED EXPENSES:
☐ **Petitioner** is ordered to pay _____%
☐ **Respondent** is ordered to pay _____%
Of all reasonable uncovered and/or uninsured medical, dental, vision care, prescription and other health care charges for the minor child(ren), including co-payments.

5. SPOUSAL MAINTENANCE/SUPPORT:

a. ☐ **Neither party shall pay** spousal maintenance/support (alimony) to the other party, **OR**

b. ☐ **Petitioner OR**

☐**Respondent**
Is ordered to pay to the other party the sum of $_____ per month in spousal maintenance/support **BEGINNING THE FIRST DAY OF THE MONTH** after this Decree is signed. Each payment shall be made by the first day of each month after that and shall continue until the receiving party is remarried or deceased or until (date) _____. All payments shall be made through the Clerk of this Court by automatic wage assignment, until all required payments have been made under this Decree. Payments made shall be included in receiving spouse's taxable income and is tax deductible from the paying spouse's income as required by law. Spousal maintenance/support payments end if the receiving party is remarried or deceased.

6. PROPERTY, DEBTS AND TAX RETURNS: (Select any that apply.)

a. ☐ Petitioner is ordered to pay all debts unknown to Respondent.
☐ Respondent is ordered to pay all debts unknown to Petitioner.
☐ Each party is ordered to pay his or her debts from the following date, _____.

b. ☐ Other orders and relief relating to property or debt, if any, are contained in **"Exhibit A"**, which is attached and incorporated into this Decree.

c. ☐ Each party is assigned his or her separate property and Petitioner must pay his/her separate debt, and Respondent must pay his/her separate debt.

d. ☐ This Decree can be used as a transfer of title and can be recorded. Parties shall sign all documents necessary to complete all transfer of title ordered in this Decree, such as motor vehicles, houses, and financial institution accounts. The parties shall transfer all real and personal property as described in **"Exhibit A"** to the other party on or before _____ by 5:00 p.m.

If the party required to transfer the property has not transferred the property to the party entitled to receive the property on or before the date and time listed above, the party entitled to receive the property is entitled upon application to a Writ of Assistance or Writ of Execution to be issued by the Clerk of the Court commanding the sheriff to put him or her in possession of the property.

e. ☐ For previous calendar years, pursuant to IRS rules and regulations, the parties will file:

☐ Joint federal and state income tax returns and hold each other harmless from half of all income taxes and costs, if any, and each party will share equally in tax refunds, if any,

OR

☐ Separate federal and state income tax returns.

AND

☐ This calendar year and continuing thereafter, each party will file separate federal and state income tax returns.

AND

☐ Each party shall give the other party all necessary documentation to file all tax returns.

7. FINANCIAL INFORMATION EXCHANGES: The parties shall exchange financial information (tax returns, spousal affidavits, earning statements and/or other related financial statements) every twenty-four months.

8. TAX EXEMPTION: The parties shall claim as income tax dependency exemptions on federal and state tax returns as follows. A party required to pay child support is only entitled to claim minor child(ren) as an income tax dependency exemption if that parent has paid all of the child support due and owing for the year that party is entitled to the exemption:

Parent Entitled To Claim		Name of Child	Tax Year
☐ Petitioner	☐ Respondent	_____	_____
☐ Petitioner	☐ Respondent	_____	_____
☐ Petitioner	☐ Respondent	_____	_____
☐ Petitioner	☐ Respondent	_____	_____
☐ Petitioner	☐ Respondent	_____	_____

9. MINOR CHILDREN TO WHOM THIS DECREE DOES NOT APPLY: It is ordered that

☐ Petitioner, **OR**

☐ Respondent has no legal obligation or right to the minor child(ren) born during the marriage but not common to the marriage. These minor children include: (Use additional paper if necessary)

Name: _____ Birth Date: _____

Name: _____ Birth Date: _____

Child expected to be born this date: _____

10. FINAL APPEALABLE ORDER: Pursuant to Arizona Rules of Family Law Procedure, Rule 81, this final judgment/decree is settled, approved and signed by the court and shall be entered by the clerk.

11. OTHER ORDERS: (List any other orders.)

_____

_____

SIGNATURES (E)

DONE IN OPEN COURT: _____

_____
JUDGE OR COURT COMMISSIONER

If this Decree was issued as a "Default," *and* the Petitioner served the papers to begin this case by any means other than by publication, a copy of this Decree shall be mailed or delivered to the Respondent within 24 hours of the court hearing as follows:

Respondent's Name: _____
Mailing Address: _____
City, State, Zip Code: _____
Email Address: _____
By Petitioner: _____
Date: _____

EXHIBIT A: PROPERTY AND DEBTS (F)

1. **DIVISION OF COMMUNITY PROPERTY:** (property acquired during the marriage)

   ☐ **Award each party the personal property in his/her possession.**

   ☐ **Community property is awarded to each party as follows:**

2. **LIST OF COMMUNITY PROPERTY:** (Be very specific in your description of the property.)

		AWARD TO	
Household Furniture and Appliances	(Be specific)	**Petitioner**	**Respondent**
_____		☐	☐
_____		☐	☐
_____		☐	☐
_____		☐	☐
_____		☐	☐
_____		☐	☐
_____		☐	☐
Video: TV / DVD / DVR / VCR, etc.	(Be specific)		
_____		☐	☐
_____		☐	☐
_____		☐	☐
_____		☐	☐
Audio: Stereo/ Radio (Household or Portable)	(Be specific)		
_____		☐	☐
_____		☐	☐
_____		☐	☐
Computers and Related Equipment	(Be specific)		
_____		☐	☐
_____		☐	☐
_____		☐	☐
Motor Vehicles	(Be specific)		
1. Year, Make, Model:	_____	☐	☐
Last 4 digits of VIN #	_____		
2. Year, Make, Model:	_____	☐	☐
Last 4 digits of VIN #	_____		
3. Year, Make, Model:	_____	☐	☐
Last 4 digits of VIN #	_____		

COMMUNITY PROPERTY: - continued (Be specific)	**AWARD TO Petitioner**	**Respondent**
Cash, bonds of $ _____	☐	☐
Other: _____	☐	☐
Other: _____	☐	☐
Other: _____	☐	☐
Other: _____	☐	☐
Other: _____	☐	☐

☐ **Continues on attached page(s).**

3. DIVISION OF RETIREMENT, PENSION, DEFERRED COMPENSATION:

(WARNING. You should see a lawyer about your retirement, pension, deferred compensation, 401k plans and/or benefits. If you do not see a lawyer regarding these assets, you risk losing any interest you have in these plans and/or benefits. There are certain documents the plan administrator must have. Only a lawyer can help you prepare these documents.)

☐ Neither party has a retirement, pension, deferred compensation, 401K Plan and/or benefits.

OR

☐ Award each party his/her interest in any and all retirement benefits, pension plans, or other deferred compensation described as:

_____

OR

☐ Each party **WAIVES AND GIVES UP** his/her interest in any and all retirement benefits, pension plans, or other deferred compensation of the other party:

4. DIVISION OF REAL PROPERTY: (Land and Buildings) Section A is for one piece of property. Section B is for another, separate property.

A. Real property located at (address)

_____

_____

The ***legal description*** of this property, ***as quoted from the DEED to the property* is:***

_____

_____

_____

*** If you do not provide a correct legal description, you may have to come back to court** to amend the Decree to include the correct legal description.

The real property ("A") described above is awarded as the sole and separate property of:

☐ **Petitioner or** ☐ **Respondent OR**
☐ **Shall be sold and the proceeds divided as follows:**

_____% or $_____ To Petitioner.
_____% or $_____ To Respondent.

B. **Real property located at** (address)

_____

_____

The ***legal description*** of this property, ***as quoted from the DEED to the property* is:***

_____

_____

_____

*** If you do not provide a correct legal description, you may have to come back to court** to amend the Decree to include the correct legal description.

The real property ("B") described above is awarded as the sole and separate property of:

☐ **Petitioner or** ☐ **Respondent OR**
☐ **Shall be sold and the proceeds divided as follows:**

_____% or $_____ To Petitioner.
_____% or $_____ To Respondent.

☐ **Continues on attached page.**

5. **DIVISION OF COMMUNITY DEBT:** (Debts incurred during the marriage) (You should see a lawyer about how to divide secured and unsecured debts.)

Community debts shall be divided as follows:

Creditor Name	Amount Owed	Amount to be paid by Petitioner	Amount to be paid by Respondent
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$
	$	$	$

☐ Continues on attached page.

☐ Any debts or obligations incurred by either party before the date of separation, that are not identified in the list above or attached, shall be paid by the party who incurred the debt or obligation and that party shall indemnify and hold the other party harmless from such debts.

6. SEPARATE PROPERTY: (Property acquired before the marriage or by gift or bequest to one party.)

Property recognized as the separate property of the Petitioner or Respondent, is assigned below:

Description	Value	To Petitioner	To Respondent
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐

7. SEPARATE DEBT: (Debt acquired before the marriage.)

Debt recognized as the separate debt of the Petitioner or Respondent, is assigned below:

Creditor Name	Debt Amount	Petitioner Pays	Respondent Pays
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐
_____	$ _____	☐	☐