

**DIVORCE  
WITHOUT  
CHILDREN  
For Petitioner Only**

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**To File for Divorce in a Non-Covenant  
Marriage Without Minor Children**

**Part 1: FORMS**

# DIVORCE WITHOUT MINOR CHILDREN

## FOR PETITIONER ONLY

### PART 1 - FORMS: PETITION AND FIRST COURT PAPERS

This packet contains court forms for filing for divorce (“dissolution”) of a non-covenant marriage when there are **no** minor children common to the parties. Items listed below in **BOLD** are forms that you will need to file with the Court. **Do not copy or file non-bold pages!**

Order	Title	# pages
1	Table of forms in this packet	1
2	Checklist: You may use these forms if . . .	1
3	<b>“Family Court Cover Sheet” (*no copies necessary)</b>	1
	<b>“Sensitive Data Sheet” (*no copies necessary)</b>	1
5	<b>“Summons”</b>	2
6	<b>“Preliminary Injunction”</b>	2
7	<b>“Petition for Dissolution of a Non-Covenant Marriage (Divorce) -- Without Minor Children”</b>	5
8	<b>“Notice of Right to Convert Health Insurance”</b>	1
9	<b>“Notice Regarding Creditors”</b>	2

**\*No copies required.** File original only. Do not serve on other party.

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# PETITION AND PAPERS FOR “DISSOLUTION OF MARRIAGE - (DIVORCE) WITHOUT MINOR CHILDREN” CHECKLIST

Use the forms and instructions in this packet **ONLY** if the following factors apply to your situation:

- ✓ You want to file a petition for divorce **AND**,
- ✓ You do **not** have a “covenant” marriage, or since you were married you have **not** agreed to change your marriage to a “covenant” marriage (These papers will **not** work for a covenant marriage).\*

\*What is a “Covenant Marriage”? As of August 21, 1998, the Arizona Legislature created a new type of marriage called “covenant” marriage. To have a covenant marriage, both husband and wife would have had to:

1. sign papers *requesting* to have a covenant marriage;
2. attend pre-marital counseling; **AND**
3. your marriage license would say “Covenant Marriage.”

If you were married *before* August 21, 1998 and have not signed papers to *convert* your marriage to a covenant marriage, you do *not* have a covenant marriage.

If you still have questions about whether you have a covenant marriage, see a lawyer for help.

- ✓ You and your spouse have **no minor children** with each other **AND** the wife is **not** pregnant by the husband or **will not** be pregnant by the husband before the divorce is over, **AND**
- ✓ You or your spouse have lived in Arizona at least 90 days before you file the Petition, or one of you is a member of the armed forces and has been stationed in Arizona at least 90 days before you file, **AND**
- ✓ You believe that the marriage is irretrievably broken (you and your spouse cannot make the marriage work) **AND**
- ✓ You or your spouse have either tried to resolve your problems through Conciliation Court, or there is no point in trying to resolve your problems because the marriage is irretrievably broken.

**READ ME:** Consulting a lawyer before filing documents with the court may help prevent unexpected results.