

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**

_____ Case Number: **S1100DO2**
Name of Petitioner

**RESPONSE TO PETITION FOR
LEGAL SEPARATION WITHOUT
CHILDREN**

_____ Honorable: _____
Name of Respondent

**STATEMENTS MADE TO THE COURT, UNDER OATH
GENERAL INFORMATION**

1. ABOUT MY SPOUSE, THE PETITIONER

Name: _____
Address: _____
Date of Birth: _____ Social Security Number: _____
Occupation: _____
Starting with today, number of months/years in a row, my spouse has lived in Arizona: _____

2. ABOUT ME, THE RESPONDENT

Name: _____
Address: _____
Date of Birth: _____ Social Security Number: _____
Occupation: _____
Starting with today, number of months/years in a row, my spouse has lived in Arizona: _____

3. ABOUT OUR MARRIAGE

Date of Marriage: _____
City and State or County where we were married: _____

4. ABOUT THE LEGAL SEPARATION

- I want to be legally separated from my spouse, **OR**
- I do not want to be legally separated from my spouse because my marriage is over and I want to be divorced.

INFORMATION ABOUT PROPERTY AND DEBTS

Instructions: You must be specific. You must describe the property and debt that should go to you or be paid by you and then check the box. You must then describe the property and debt that should go to or be paid by your spouse, and check the box. For example, under household furnishings you could say, blue and white living room sofa, and then check the box to say whether it should go to you or to your spouse. Never list an item and check both the Petitioner and the Respondent box.

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:

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Real Estate Located at: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| Legal Description: _____ | | | |
| _____ | | | |
| _____ | | | |

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Real Estate Located at: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| Legal Description: _____ | | | |
| _____ | | | |
| _____ | | | |

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Household Furniture and appliances: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

| | | | |
|---|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Household Furnishings: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

| | | | |
|---------------------------------------|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Other Items: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Pension/Retirement Fund/Profit Sharing/ Stock Plan/401K: | Petitioner | Respondent | Value |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Motor Vehicles: | Petitioner | Respondent | Value |
| Make: _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| Model: _____ | | | |
| VIN: _____ | | | |
| Lien Holder: _____ | | | |

| | | | |
|--|--------------------------|--------------------------|----------|
| <input type="checkbox"/> Motor Vehicles: | Petitioner | Respondent | Value |
| Make: _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| 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, the Petitioner 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 it below.

My spouse, the Petitioner, 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 |
|----------------------------------|--------------------------|--------------------------|----------|
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

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 Separate Property | Petitioner | Respondent | Value |
|----------------------------------|--------------------------|--------------------------|----------|
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

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 incurred prior to the marriage that should be paid by my spouse as described below:

| Description of Separate Property | Petitioner | Respondent | Value |
|----------------------------------|--------------------------|--------------------------|----------|
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |
| _____ | <input type="checkbox"/> | <input type="checkbox"/> | \$ _____ |

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

After the Judge or Commissioner signs the Decree of Legal Separation, we will pay federal and state taxes as follows: For previous years, 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 1/2 of all additional income taxes if any and other costs, and each will share equally in any refunds.

For this calendar year (the year that the Decree is signed) and all future calendar years, each party will file:

Joint Tax Returns **OR** Separate Tax Returns.

8. SPOUSAL MAINTENANCE (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 maintenance/support.)

Person lacks sufficient property to provide for his or 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 or herself; and,

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.

9. 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. YOU MUST FILE THE PAPERS FOR LEGAL SEPARATION WITH CHILDREN.**

10. SUMMARY OF WHAT I ASKED FOR THAT IS DIFFERENT FROM WHAT MY SPOUSE ASKED FOR IN THE PETITION: (Summarize here what the difference is

between what you want and what your spouse has asked for.)

11. CONCILIATION: True or False. (Check one box.) The conciliation requirements under Arizona law either do not apply or have been met. (This must be a true statement or you cannot file for Legal Separation.)

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

REQUESTS TO THE COURT:

A. LEGALLY SEPARATE OR CHANGE TO DIVORCE:

- Legally separate the parties **OR**
- Change this case to a divorce case because my marriage is over and either I or my spouse have lived in Arizona for the last 90 days.

B. SPOUSAL MAINTENANCE/SUPPORT (ALIMONY):

- Order spousal maintenance/support to be paid by Petitioner, **OR** Respondent through the Clerk of the Court/Clearinghouse in the amount of _____ per month, and the statutory fee. Beginning with the first day of the month after the judge or commissioner signs the Decree of Legal Separation and continuing until the person receiving the spousal maintenance/support is deceased, or for _____ months.

C. COMMUNITY PROPERTY:

- Make a fair division of all community property as requested in this Response.

D. COMMUNITY DEBTS:

- Order each party to pay community debts as requested in this Response, 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 parties separation on (date):_____.

E. SEPARATE PROPERTY AND DEBT:

Award each party his/her separate property and debt.

