Name

Mailing Address

City, State Zip Code

Phone Number

E-mail Address (optional)

* Petitioner ☐Co-Petitioner 1
* Respondent ☐Co-Petitioner 2

# MONTANA JUDICIAL DISTRICT COURT, COUNTY

|  |  |
| --- | --- |
| In re the Marriage of: ,* Petitioner / ☐Co-Petitioner 1,

and ,* Respondent / ☐Co-Petitioner 2.
 | **Case No:** *(leave blank, the clerk will write in)***Petition for Dissolution of Marriage****Without Minor Children** |

## Jurisdiction.

* 1. Either spouse meets the residency requirements in §40-4-104, M.C.A. For 90 days before filing this case, either spouse lived or was stationed in Montana.
	2. Our marriage is irretrievably broken because there is serious marital discord which adversely affects the attitude of one of both parties toward the marriage, and there is no reasonable prospect of reconciliation or we lived separate and apart for at least 180 days before this case was filed.

## You are the Petitioner / Co-Petitioner 1. Your information:

Name First: Middle: Last: Your e-mail address (optional): Your Mailing Address: City: State: County:

Your Physical Address: City: State: County: Your Year of Birth: Age: Your occupation:

How long have you lived in this county? How long have you lived in Montana?

1. **Your spouse is the Respondent / Co-Petitioner 2. Your spouse’s information:** Name First: Middle: Last: Spouse’s e-mail address (optional): Spouse’s Mailing Address: City: State: County: Spouse’s Physical Address:

City: State: County: Spouse’s Year of Birth: Age: Spouse’s occupation: How long has your spouse lived in this county?

How long has your spouse lived in Montana?

1. **Your marriage. *Choose one.***
* We were married on (date) . We filed our marriage license in County, State of .

# OR

* We were married at common law as of (date) . We assumed a marital relationship by mutual consent and agreement. We confirmed our marriage by living together and by public knowledge.

# OR

* We filed a declaration of marriage on (date) in County, State of .
1. **Separation. *Choose one.***
* We physically separated on (*date)* .

# OR

* We have not yet physically separated.
1. **Children**

There are no minor children of the marriage.

1. **Pregnancy. *Choose one.***
* Neither spouse is pregnant.

# OR

* One spouse is pregnant and the other is not the parent.

**Notice:** You can’t use this form if a spouse is pregnant and the other spouse is the child’s parent.

1. **Preliminary Disclosure. *Choose one:***
* I have filled out **Form MP-500** Property Distribution and **Form MP-510** Disclosure of Income and Expenses and have served my spouse with them.

# OR

* Within 60 days I will fill out **Form MP-500** Property Distribution and **Form MP-510**

Disclosure of Income and Expenses and will serve my spouse with them.

## Property Distribution.

We have marital property, including personal property, real property, other assets, liabilities, and/or debts that need to be distributed as we agree or by the court.

I ask the court to distribute our marital property as described in **Form MP-500** Financial Disclosure and Proposed Property Distribution. I filed this document separately.

## Former Name. Choose one.

* Petitioner / Co Petitioner 1 requests the Court restore their previous name:

 (First, Middle, Last).

# OR

* Co Petitioner 2 requests the Court restore their previous name:

 (First, Middle, Last).

**Notice:** You can only use this option if Co Petitioner 2 signs this Petition.

# OR

* I want to keep my current name.
1. **Maintenance. *Choose One.***
* I am not requesting maintenance.

# OR

* I am requesting my spouse pay me $ per month until *(date)* for maintenance. The payment must be made on the of each month directly to me.

# OR

* I am requesting to pay my spouse $ per month until *(date)* for maintenance. The payment must be made on the of each month directly to my spouse.

I am requesting maintenance because I lack sufficient property to support myself and I am unable to gain employment sufficient to support myself or I need to care for a child with special needs.

## Other:

**I ask the court to take the following action:**

1. Enter a decree of dissolution of marriage dissolving our marriage;
2. Grant each party the marital property, including personal property, real property, other assets, liabilities, and/or debts as stated in the Petitioner’s Financial Disclosure and Proposed Property Distribution filed separately.
3. If I asked the Court to do so, restore me to my former name.
4. If I asked the Court to do so, enter an order for maintenance.
5. If the Court deems proper, award me my attorneys’ fees and court costs pursuant to

§40-4-110, MCA.

1. Other: a.

b.

c.

1. And for any other relief this court decides is just and proper.

## I declare under penalty of perjury and under the laws of the state of Montana that the information in this document is true and correct. I understand that it is a crime to give false information in this document. By signing this Petition I further acknowledge that I am subject to the Automatic Economic Restraining Order in

**the Summons issued by the Clerk of Court in this case.**

Dated this day of , 20 . City State

Sign Here:

Print Name:

* + Petitioner / ☐ Co-Petitioner 1

*(Only complete this section if you are filing jointly as Co-Petitioners)*

## I declare under penalty of perjury and under the laws of the state of Montana that the information in this document is true and correct. I understand that it is a crime to give false information in this document. By signing this Petition I further acknowledge that I am subject to the Automatic Economic Restraining Order in the Summons issued by the Clerk of Court in this case.

Dated this day of , 20 .

City State

Other spouse sign here:

Print Name: Co-Petitioner 2