

District Court _____ County, Colorado Court Address:		▲ <b>COURT USE ONLY</b> ▲
In re the Marriage of: Petitioner: and Co-Petitioner/Respondent:		
Attorney or Party Without Attorney (Name and Address):		Case Number:
Phone Number:	E-mail:	Division          Courtroom
FAX Number:	Atty. Reg. #:	
<b>PETITION FOR:    <input type="checkbox"/> DISSOLUTION OF MARRIAGE    <input type="checkbox"/> LEGAL SEPARATION</b> <b>PURSUANT TO § 14-10-106, C.R.S.</b> <b>*****IF CHILDREN ARE PART OF THIS ACTION, PLEASE CHECK HERE <input type="checkbox"/>*****</b>		

1. This Petition is for  Dissolution of Marriage or  Legal Separation.

2. The Marriage is irretrievably broken.

3. **Information about the Petitioner:** Check if in Military

Full Legal Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Length of **Current Residency in Colorado:** \_\_\_\_\_ (Years/months) Dates: \_\_\_\_\_

Current Mailing Address: \_\_\_\_\_ Apt.# \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Home Phone #: \_\_\_\_\_

Email Address: \_\_\_\_\_ Cell Phone #: \_\_\_\_\_

4. **Information about the Co-Petitioner/Respondent:** Check if in Military

Full Legal Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Length of **Current Residency in Colorado:** \_\_\_\_\_ (Years/months) Dates: \_\_\_\_\_

Current Mailing Address: \_\_\_\_\_ Apt.# \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Home Phone #: \_\_\_\_\_

Email Address: \_\_\_\_\_ Cell Phone #: \_\_\_\_\_

5. Date of the Marriage: \_\_\_\_\_ Place of Marriage: \_\_\_\_\_ (City/State)

6. Date the parties separated: \_\_\_\_\_

7. A party to the marriage is  presently expecting a child  not presently expecting a child

8. The following child(ren) was/were born or adopted of this marriage. (attach a second sheet, if necessary):

Full Name of Child	Present Address	Sex	Date of Birth

9. The child(ren) listed above have lived in Colorado for a minimum of 182 days prior to the filing of this Petition or since birth if under six months of age.  Yes  No If No, please state the name of child, name of person child lived with and the month, date and year when each child most recently moved to Colorado.

Full Name of Child	Name of Person Child Lived with	State Moved From	Month	Day	Year

10. I/We understand that a request for genetic tests shall not prejudice the requesting party in matters concerning allocation of parental responsibilities pursuant to §14-10-124(1.5), C.R.S. If genetic tests are not obtained prior to a legal establishment of paternity and submitted into evidence prior to the entry of the final decree of dissolution or legal separation, the genetic tests may not be allowed into evidence at a later date.
11. Each party has a continuing duty to inform the Court of any proceeding in this or any other state that could affect the current proceeding.
12. I/We understand that the Court may review any case involving the children, Petitioner, Co-Petitioner/ Respondent and other parties named in this Petition that have been filed in any Court.
13. I/We have participated in the following proceeding(s) regarding the child(ren) as a party or a witness, or in any other capacity concerning the allocation of parental responsibilities including decision-making, child support and parenting time with the child(ren). Identify name of court, case number, state, date, and type of proceeding if any.

Name of Court	Case Number	State	Date of Proceeding	Type of Proceeding

14. I/We know of the following proceeding(s) that could affect the current proceeding including, but not limited to proceedings relating to domestic violence or domestic abuse, enforcement of Court orders, protection/restraining orders, termination of parental rights, and adoptions. Identify name of court, case number, state, date, and type of proceeding if any.

Name of Court	Case Number	State	Date of Proceeding	Type of Proceeding

15. The following people are not parties in this matter, but have physical custody of the child(ren) or claim rights of parental responsibilities, legal custody or physical custody, or visitation/parenting time with the child(ren). Identify name and address of those persons, if any.

Full Name of Person	Address (Street, City/State, Zip Code)

**16. Required Notice of Human Services Involvement.**

The parents or dependent child(ren) listed on this Petition has/have received within the last five years, or is/are currently receiving benefits or public assistance from the state Department of Human Services or the County Department of Social Services. No Yes If your answer was **Yes**, complete the following:

Name of Person Receiving Benefit	Name of County and State	Case Number	Month/Year

**17. Required Notice of Prior Protection/Restraining Orders.**

Have any Temporary or Permanent Protection/Restraining Orders to prevent domestic abuse or any Criminal Mandatory Protection/Restraining Orders (MRO) or Emergency Protection Orders been issued against either party within two years prior to the filing of this Petition?

No Yes If your answer was **Yes**, complete the following:

The Protection/Restraining Order was Temporary Permanent MRO and issued against \_\_\_\_\_ in a Municipal Court County Court District Court in the County of \_\_\_\_\_, State of \_\_\_\_\_, in case number \_\_\_\_\_ on \_\_\_\_\_ (date).

What was the subject matter of the Protection/Restraining Order or Emergency Protection Order?

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**18. Notice of Existing Case with Child Support Enforcement (CSE)**

The parents have filed a case with CSE? No Yes If **Yes**, identify the case number: \_\_\_\_\_

19. I/We ask that the Court enter orders regarding the status of the marriage, best interests of the child(ren), maintenance (spousal support) child support, division of property and debts, attorney fees and costs, if appropriate, restoration of the previous name of a party, and any other necessary orders.

20. The Petitioner Co-Petitioner requests that the Court restore his/her **prior full name** to \_\_\_\_\_.

**Notice:** Colorado Revised Statutes §14-10-107, provides that upon the filing of a Petition for Dissolution of Marriage or Legal Separation by the Petitioner and Co-Petitioner, or upon personal service of the Petition and Summons on the Respondent, or upon waiver and acceptance of service by the Respondent, an automatic temporary injunction shall be in effect against **both parties** until the Final Decree is entered, or the Petition is dismissed, or until further Order of the Court. Either party may apply to the Court for further temporary orders, an expanded automatic temporary injunction, or modification or revocation under §14-10-108, C.R.S. or any other appropriate statute.

**1. Both parties are restrained from transferring, encumbering, concealing, or in any way disposing of, without the consent of the other party, or an Order of the Court, any marital property, except in the usual course of business or for the necessities of life. Each party is required to notify the other party**

of any proposed extraordinary expenditures and to account for all extraordinary expenditures made after the injunction is in effect; and

2. Both parties are enjoined from molesting or disturbing the peace of the other party or the minor child(ren); and
3. Both parties are restrained from removing the minor child(ren) of the parties, if any, from the state without the consent of the other party or an Order of the Court; and
4. Both parties are restrained, without at least 14 days advance notification and the written consent of the other party or an Order of the Court, from canceling, modifying, terminating, or allowing to lapse for nonpayment of premiums, any policy of health insurance, homeowner's or renter's insurance, or automobile insurance that provides coverage to either of the parties or the minor child(ren) or any policy of life insurance that names either of the parties or the minor child(ren) as a beneficiary.

Nothing in this automatic injunction shall prohibit either party from applying to the Court for further orders, an expanded automatic temporary injunction, or orders modifying or revoking this injunction.

Petitioner and Co-Petitioner, if any, acknowledge that he or she has received a copy of, has read, and understands the terms of the automatic temporary injunction set forth in this Petition and the Summons.

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

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### VERIFICATION

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

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
(Printed name of Petitioner)

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Attorney Signature ( if any)

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

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
(Printed name of Co-Petitioner)

\_\_\_\_\_  
Signature of Co-Petitioner

\_\_\_\_\_  
Attorney Signature ( if any)



The Co-Petitioner/Respondent is planning to be self-represented.

Both you and the other party have retained an attorney.

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

Date: \_\_\_\_\_

\_\_\_\_\_  
 Petitioner or  Co-Petitioner/Respondent

District Court _____ County, Colorado Court Address:	
In re the Marriage of: Petitioner: and Respondent:	▲ <b>COURT USE ONLY</b> ▲
Attorney or Party Without Attorney (Name and Address):	Case Number:
Phone Number:                      E-mail:	Division                      Courtroom
FAX Number:                      Atty. Reg. #:	
<b>SUMMONS FOR:    <input type="checkbox"/> DISSOLUTION OF MARRIAGE OR <input type="checkbox"/> LEGAL SEPARATION</b>	

**To the Respondent named above, this Summons serves as a notice to appear in this case.**

If you were served in the State of Colorado, you must file your Response with the clerk of this Court within 21 days after this Summons is served on you to participate in this action.

If you were served outside of the State of Colorado or you were served by publication, you must file your Response with the clerk of this Court within 35 days after this Summons is served on you to participate in this action.

You may be required to pay a filing fee with your Response. The Response form (JDF 1103) can be found at [www.courts.state.co.us](http://www.courts.state.co.us) by clicking on the "Self Help/Forms" tab.

After 91 days from the date of service or publication, the Court may enter a Decree affecting your marital status, distribution of property and debts, issues involving children such as child support, allocation of parental responsibilities (decision-making and parenting time), maintenance (spousal support), attorney fees, and costs to the extent the Court has jurisdiction.

**If you fail to file a Response in this case, any or all of the matters above, or any related matters which come before this Court, may be decided without further notice to you.**

This is an action to obtain a Decree of: Dissolution of Marriage or Legal Separation as more fully described in the attached Petition, and if you have children, for orders regarding the children of the marriage.

**Notice:** §14-10-107, C.R.S. provides that upon the filing of a Petition for Dissolution of Marriage or Legal Separation by the Petitioner and Co-Petitioner, or upon personal service of the Petition and Summons on the Respondent, or upon waiver and acceptance of service by the Respondent, an automatic temporary injunction shall be in effect against **both parties** until the Final Decree is entered, or the Petition is dismissed, or until further Order of the Court. Either party may apply to the Court for further temporary orders, an expanded temporary injunction, or modification or revocation under §14-10-108, C.R.S.

A request for genetic tests shall not prejudice the requesting party in matters concerning allocation of parental responsibilities pursuant to §14-10-124(1.5), C.R.S. If genetic tests are not obtained prior to a legal establishment of paternity and submitted into evidence prior to the entry of the final decree of dissolution or legal separation, the genetic tests may not be allowed into evidence at a later date.

**Automatic Temporary Injunction – By Order of Colorado Law, You and Your Spouse are:**

1. Restrained from transferring, encumbering, concealing or in any way disposing of, without the consent of the other party or an Order of the Court, any marital property, except in the usual course of business or for the necessities of life. Each party is required to notify the other party of any proposed extraordinary expenditures and to account to the Court for all extraordinary expenditures made after the injunction is in effect;
2. Enjoined from molesting or disturbing the peace of the other party;
3. Restrained from removing the minor children of the parties, if any, from the State without the consent of the other party or an Order of the Court; and
4. Restrained without at least 14 days advance notification and the written consent of the other party or an Order of the Court, from canceling, modifying, terminating, or allowing to lapse for nonpayment of premiums, any policy of health insurance, homeowner’s or renter’s insurance, or automobile insurance that provides coverage to either of the parties or the minor children or any policy of life insurance that names either of the parties or the minor children as a beneficiary.

Date: \_\_\_\_\_

\_\_\_\_\_  
 Signature of the Clerk of Court/Deputy

\_\_\_\_\_  
 Signature of the Attorney for the Petitioner (if any)





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**CERTIFICATE OF SERVICE**

I certify that on \_\_\_\_\_ (date) a true and accurate copy of this Response was served on the other party by:

Hand Delivery  E-filed  Faxed to this number \_\_\_\_\_ or

by placing it in the United States mail, postage pre-paid, and addressed to the following: \_\_\_\_\_

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\_\_\_\_\_  
Your Signature

District Court _____ County, Colorado  Court Address:  <hr/> In re the Marriage of:  Petitioner: _____  and  Respondent: _____	<div style="border-top: 1px solid black; border-bottom: 1px solid black; margin: 0 auto; width: 80%;"> <span style="font-size: 1.2em;">▲</span>    <b>COURT USE ONLY</b>    <span style="font-size: 1.2em;">▲</span> </div> Case Number:  Division                      Courtroom
<b>RETURN OF SERVICE</b>	

I declare under oath that I am 18 years or older and not a party to the action and that I served this Summons, a copy of the Petition, and if applicable, the  Case Management Order,  Notice of Initial Status Conference, and  Other (Please identify): \_\_\_\_\_ in this case on the Respondent in \_\_\_\_\_ (County) \_\_\_\_\_ (State) on \_\_\_\_\_ (date) \_\_\_\_\_ (time) at the following location:

**By (Check one):**

- By handing it to a person identified to me as the Respondent: \_\_\_\_\_ (print name of person served).
- By leaving it with \_\_\_\_\_ (Type or write name legibly), who is designated to receive service for the Respondent because of the following relationship with the Respondent: \_\_\_\_\_ as provided for in C.R.C.P. 4(e).
- I attempted to serve the Respondent on \_\_\_\_\_ occasions but have not been able to locate the Respondent. Return to the Petitioner is made on \_\_\_\_\_ (date).
- I attempted to leave it with Respondent who refused service.

**I have charged the following fees in this matter:**

- Private process server
- Sheriff, \_\_\_\_\_ County
- Fee \$ \_\_\_\_\_ Mileage \$ \_\_\_\_\_

- By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.
- By checking this box, I am acknowledging that I have made a change to the original content of this form.

**VERIFICATION AND ACKNOWLEDGMENT**

I \_\_\_\_\_ (name) swear/affirm under oath, that I have read the foregoing RETURN OF SERVICE and that the statements set forth therein are true and correct to the best of my knowledge.

Printed name	Signature	Date
Subscribed and affirmed, or sworn to before me in the County of _____, State of _____, this _____ day of _____, 20 _____.		
My Commission Expires: _____		
		_____ Notary Public/Clerk

<input type="checkbox"/> Supreme Court <input type="checkbox"/> Court of Appeals <input type="checkbox"/> Denver Juvenile Court <input type="checkbox"/> Denver Probate Court <input type="checkbox"/> County Court <input type="checkbox"/> District Court _____ County, Colorado Court Address: _____  Plaintiff/Petitioner: _____ v. Defendant/Respondent: _____  Attorney or Party Without Attorney: (Name & Address) _____  Phone Number: _____ Atty. Reg. #: _____	<b>▲ COURT USE ONLY ▲</b>  Case Number: _____ Courtroom: _____
<b>MOTION TO: <input type="checkbox"/> FILE WITHOUT PAYMENT OF FILING FEE <input type="checkbox"/> WAIVE OTHER COSTS OWED TO THE STATE AND SUPPORTING FINANCIAL AFFIDAVIT</b>	

I, \_\_\_\_\_ respectfully move the Court for an order to waive the following filing fee(s):  
 complaint    petition    answer    response    motion to modify    other: \_\_\_\_\_ and as grounds state that I am without funds, have no adequate funds available, and have a meritorious claim.

**All items must be fully completed. Print or type neatly. If an item does not apply, please write "N/A"**

Name of Applicant		
Last Name	First Name	MI
Street Address (Include Apt. # if applicable) _____		
City	State	Zip Code
<input type="checkbox"/> Own <input type="checkbox"/> Rent   Home Phone #: _____		
Social Security #	Driver's Lic. # & State	Date of Birth
Most Recent Employer: _____		
Work Address: _____		
Work Phone #: (   ) _____		
Dates Employed: _____		
Hours/Week: _____ Pay Rate: \$ _____ <input type="checkbox"/> Weekly <input type="checkbox"/> Bi-weekly <input type="checkbox"/> Monthly <input type="checkbox"/> Annual <input type="checkbox"/> Other: _____		
Name of Other Responsible Party(Spouse, Partner, Parent, Other Persons in Household)		
Last Name	First Name	MI
Street Address (Include Apt. # if applicable) _____		
City	State	Zip Code
<input type="checkbox"/> Own <input type="checkbox"/> Rent   Home Phone #: _____		
Social Security #	Driver's Lic. # & State	Date of Birth
Most Recent Employer: _____		
Work Address: _____		
Work Phone #: (   ) _____		
Dates Employed: _____		

Hours/Week: \_\_\_\_\_ Pay Rate: \$ \_\_\_\_\_  Weekly  Bi-weekly  Monthly  Annual  Other: \_\_\_\_\_

**Marital Status:**  Single  Married  Partner in a Civil Union  Divorced/Civil Union Dissolved  Separated  
 Widowed

**Number in Household:** (including yourself) \_\_\_\_\_

**Identify Members:**

_____	_____	_____
Name	Age	Relationship
_____	_____	_____
Name	Age	Relationship

<b>Gross Monthly Income (See Information on page 3)</b>		<b>Monthly Expenses (See Information on Page 3)</b>	
Self (wages, salary, commission)	\$ _____	Rent or Mortgage	\$ _____
Spouse/Partner, Other Household Members	\$ _____	Groceries	\$ _____
Parents (if same household)	\$ _____	Utilities	\$ _____
Unemployment Benefits	\$ _____	Clothing	\$ _____
Social Security/Retirement Funds	\$ _____	Maintenance/Alimony and/or Child Support	\$ _____
Maintenance/Alimony	\$ _____	Medical/Dental	\$ _____
Other Income (identify)	\$ _____	Other Expenses (identify)	\$ _____
Other Income (identify)	\$ _____	Other Expenses (identify)	\$ _____
<b>Total Income</b>	\$ _____	<b>Total Expenses</b>	\$ _____
<b>Cash on Hand</b> (Cash you are carrying or which is stored at home, etc.)	\$ _____	<b>Credit Cards:</b> (Show type and balance owed)	
		Type: _____	Balance \$ _____
		Type: _____	Balance \$ _____
Checking Account Balance	\$ _____	Name/Address of Bank: _____	
Savings Account Balance	\$ _____	Name/Address of Bank: _____	
<b>Stocks, Bonds, or other Investments Held Balance</b>	\$ _____	Type of Investment _____ Name/Location of Company/Corporation _____	
<b>Vehicles Owned</b> (Autos, boats, recreational vehicles, etc.) - Estimate Value	\$ _____	Year _____ Model _____ License Plate _____	
		Year _____ Model _____ License Plate _____	
<b>House(s) or other Property</b> Estimate Value	\$ _____	Amount owed \$ _____ Year Purchased _____	

**IF ADDITIONAL SPACE IS NEEDED TO PROVIDE COMPLETE INFORMATION, ATTACH A SEPARATE PAGE.**

I swear under penalty of perjury that all information provided is true and complete. In addition, if requested I will provide three (3) months of bank statements and pay stubs or other comparable proof of income status. I authorize the Court to make any necessary contacts to verify the information.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

# MOTION TO FILE WITHOUT PAYMENT SUPPORTING FINANCIAL AFFIDAVIT, AND SUPPORTING DOCUMENTATION REQUESTED

## General Information

It is important that you accurately complete all sections of this form as appropriate based on your personal circumstances. If a section does not apply, please write N/A.

**A. Gross Monthly Income.** Includes income from all members of the household who contribute monetarily to the common support of the household.

♦ **Income categories to include:**

Wages, including tips, salaries, commissions, payments received as an independent contractor for labor or services, bonuses, dividends, severance pay, pensions, retirement benefits, royalties, interest/investment earnings, trust income, annuities, capital gains, unemployment benefits, Social Security Disability (SSD), Social Security Supplemental Income (SSI), Workman's Compensation Benefits, and alimony.

**Note:** Income from roommates should not be considered if such income is not commingled in accounts or otherwise combined with the applicant's income in a fashion which would allow the applicant proprietary rights to the roommate's income.

♦ **Income categories do not include:**

TANF payments, food stamps, subsidized housing assistance, veteran's benefits earned from a disability, child support payments, or other public assistance programs.

**B. Liquid Assets.** Includes cash on hand or in accounts, stocks bonds, certificates of deposit, equity, and personal property or investments which could readily be converted into cash without jeopardizing the applicant's ability to maintain home and employment.

**Expenses.** Nonessential items such as cable television, club memberships, entertainment, dining out, alcohol, cigarettes, etc., **shall not** be included. Allowable expense categories are listed on JDF 205.

### If you are applying to have your filing fee waived you may be asked to supply:

- Copies of the previous three months bank statements, including checking and savings. **DO NOT provide originals.**
- Copies of the previous three months pay stubs and/or proof of income must be included. **DO NOT provide originals.**

County Court <input type="checkbox"/> District Court <input type="checkbox"/> Denver Juvenile Court <input type="checkbox"/> Denver Probate Court <input type="checkbox"/> _____ County, Colorado Court Address: _____ Plaintiff/Petitioner: _____ v. Defendant/Respondent/Co-Petitioner: _____	▲ <b>COURT USE ONLY</b> ▲ Case Number: _____ Division                      Courtroom
<b>FINDING AND ORDER CONCERNING PAYMENT OF FILING FEES</b>	

Name of Party filing Motion: \_\_\_\_\_ on \_\_\_\_\_ (Date).

Upon review of the attached Motion, the above party is:

- Eligible to proceed without payment of the following filing fee(s):
  - complaint             petition                       answer
  - response                 motion to modify             other: \_\_\_\_\_
- Eligible to have the filing fee of \$\_\_\_\_\_ paid in  two  three payments, with the first payment due by \_\_\_\_\_ (date) and the final payment due by \_\_\_\_\_ (date).
- Not Eligible to proceed. Party is responsible for payment of the filing fees.

Date: \_\_\_\_\_  
 \_\_\_\_\_  
 Signature of Eligibility Investigator, Clerk of Court, Judge/Magistrate

**ORDER**

The Court has reviewed the Motion (JDF 205) and so orders:

- As indicated above.
- The specified party is ordered to pay \$\_\_\_\_\_ by \_\_\_\_\_ (Date) to cover filing fees.
- Other \_\_\_\_\_

**The Court finds that by allowing a party to proceed with a payment plan, the party has agreed to pay the fee as listed above. Failure to pay will result in collection against the party. Costs associated with collection will be assessed.**

A subsequent motion to proceed without payment of filing fees must be filed upon order of the court or anytime the case is re-opened. Pursuant to §13-16-103, C.R.S., in the event the party who receives a waiver of costs prosecutes or defends an action or proceeding successfully, there shall be a judgment entered in his/her favor in the amount of the court costs and the party shall, upon collecting such court costs, remit them to the Court.

Date: \_\_\_\_\_  
 \_\_\_\_\_  
 Judge     Magistrate