

APPLICATIONS:- you need two originals

DIVORCE ONLY:

Originating Application

Marriage Certificate

If there are children of the marriage with no claim for child support - both parties have to file Child Support Information Sheet(56A.58A) and Tax Information.

JOINT DIVORCE:

Originating Application

Marriage Certificate

If there are children of the marriage with no claim for child support - both parties have to file Child Support Information Sheet(56A58A) and Tax Information.

CUSTODY and/or ACCESS:

Originating Application

CHILD SUPPORT: (If based on **Guideline amount only**)

Originating Application

Child Support Information Sheet

VARIATION APPLICATION : (if based on **Guideline amount only**)

Originating Application

Child Support Information Sheet

Affidavit in Support of Variation

SUPPORT APPLICATION: -(if different from Guideline, and/or includes a claim for Special/Extraordinary Expenses and Undue Hardship)

Originating Application

Child Support Information Sheet

Financial Statement (56A.27A)

VARIATION APPLICATION: (if different from Guideline and/or includes a claim for Special/Extraordinary Expenses and Undue Hardship)

Originating Application
Child Support Information Sheet
Affidavit in Support of Variation
Financial Statement

SPOUSAL SUPPORT:

Originating Application
Financial Statement

MATRIMONIAL PROPERTY DIVISION:

Originating Application
Property Statement (56A.27A)

WHEN RESPONDENT files a response he/she needs to file Child Support Information Sheet (56A.58A) and Financial Statement (56A.27A). If the claim is for more than the guideline amount or the claim is for undue hardship.

IF UNDUE HARDSHIP CLAIMED- Both parties must file **THIRD PARTY** financial information of those residing in their household.

UNCONTESTED FAMILY LAW MATTERS:

The affidavit of Applicant(56A.24A) is only file when its for a DESK order. The affidavit has to be signed by the person applying for the order. Can't be signed by a LAWYER.

DIVORCE: DESK ORDER

Notice of Default to be filed
Application for Judgment (56A.24B)
Proof of Service
Affidavit of Applicant(56A.24C)
any other affidavits that may be required or supporting materials
a draft Judgment(56A.46A)

NOTE: IF CHILD SUPPORT CLAIMED AND ORDERED - TO BE IN A SEPARATE SUPPORT ORDER

OTHER APPLICATIONS: CUSTODY/ACCESS/SUPPORT - DESK ORDERS

Notice of Default filed
Application for Judgment
Affidavit of Applicant
Proof of service
Any other affidavits that may be required or supporting materials
Draft Order

SERVICE:

BELOW ARE THE APPLICATIONS THAT HAVE TO BE PERSONALLY SERVED;

1. Divorce
2. Contempt
3. Default Summons
4. Custody/access
5. Subpoena
6. Where personal service is required by law.

SERVICE - GENERAL:

1. By leaving a copy with a lawyer who acknowledges acceptance of service in writing on document.
2. By mail - to the person with an acknowledgment of Service - SERVICE NOT VALID UNLESS FORM 56A.10C is returned and filed with the Court.
3. By leaving it at person's residence with adult person at residence and mail another copy of application at his/her residence - AFFIDAVIT OF SERVICE REQUIRED.
4. Director CYFS - only need to leave a copy with Director
5. Judge can approve other types of services
6. The best way is to do it by REGISTERED MAIL - and get the slip from the Internet stating it was picked up.