

FORMS

DIVORCE WHERE PARTIES CONSENT TO THE DIVORCE AND NO PROPERTY NEEDS TO BE DIVIDED

*IT IS STRONGLY RECOMMENDED THAT YOU
CONSULT AN ATTORNEY*

DISCLAIMER

THE SELF HELP CENTER STAFF AND THE STAFF OF ANY COURT OFFICE ARE UNABLE TO GIVE YOU LEGAL ADVICE OR HELP YOU FILL OUT/COMPLETE THE FORMS. THE INFORMATION IN THE PACKETS IS NOT A SUBSTITUTE FOR PROFESSIONAL LEGAL ADVICE. THE COURT ASSUMES NO RESPONSIBILITY AND ACCEPTS NO LIABILITY FOR ACTIONS TAKEN BY USERS OF THESE DOCUMENTS, INCLUDING RELIANCE ON THEIR CONTENTS. IF YOU WANT TO OBTAIN THE SERVICES OF AN ATTORNEY BUT DO NOT KNOW WHOM TO CONTACT, YOU MAY CALL THE DAUPHIN COUNTY LAWYER REFERRAL SERVICE AT (717) 232-7536.

_____ : IN THE COURT OF COMMON PLEAS
 Plaintiff : DAUPHIN COUNTY, PENNSYLVANIA
 :
 :
 v. : NO. _____ CV _____ DV
 :
 _____ : IN DIVORCE
 Defendant :

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the ground for the divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the office of the Prothonotary on the first floor of the Dauphin County Courthouse, Harrisburg, Dauphin County, PA.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

**DAUPHIN COUNTY BAR ASSOCIATION LAWYER REFERRAL SERVICE
 213 N. Front St.
 Harrisburg, PA 17101
 (717) 232-7536**

The Court of Common Pleas of Dauphin County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrator at (717) 780-6624. All arrangements must be made at least 72 hours prior to any hearing or business before the Court.

		: IN THE COURT OF COMMON PLEAS
Plaintiff		: DAUPHIN COUNTY, PENNSYLVANIA
		: :
v.		: NO. _____ CV _____ DV
		: :
		: IN DIVORCE
Defendant		: :

COMPLAINT UNDER § 3301(c) OF THE DIVORCE CODE

1. Plaintiff is _____, who currently resides at _____ County, Pennsylvania, _____ since _____.

2. Defendant is _____, who currently resides at _____ County, Pennsylvania, _____ since _____.

3. Plaintiff and/or Defendant have been bona fide residents in the Commonwealth for at least six months immediately previous to the filing of this Complaint.

4. The Plaintiff and Defendant were married on _____, at _____.

5. There have been no prior actions of divorce or for annulment between the parties except _____.

6. Defendant is/is not a member of the Armed Forces of the United States of America or any of its Allies.

7. This marriage is irretrievably broken.

8. Plaintiff has been advised that counseling is available and that Plaintiff may have the right to request that the court require the parties to participate in counseling.

9. Plaintiff requests the court to enter a decree of divorce.

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsifications to authorities.

Date: _____

Signature of Plaintiff

Print Name

Telephone Number

_____ : **IN THE COURT OF COMMON PLEAS**
Plaintiff : **DAUPHIN COUNTY, PENNSYLVANIA**
 :
 :
v. : **NO. _____ CV _____ DV**
 :
 _____ : **IN DIVORCE**
Defendant :

AFFIDAVIT OF SERVICE

I, _____, hereby verify that on _____ day of _____, 20__, I served the Defendant with a true and correct copy of the Divorce Complaint by one of the following methods:

(CHECK ONE)

Service was made by United States Postal Service, first class mail, postage prepaid, certified, restricted delivery, return receipt requested to the Defendant, on the _____ day of _____, 20__. The return receipt signed by the Defendant is attached hereto.

The Defendant was personally served with a true and correct copy of the above pleading by hand-delivering the same to the Defendant. Personal service was made at the following location and time: _____ on the _____ day of _____, 20__, at _____ o'clock.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of the Person who Made Service

			: IN THE COURT OF COMMON PLEAS
Plaintiff			: DAUPHIN COUNTY, PENNSYLVANIA
			: :
v.			: NO. _____ CV _____ DV
			: :
			: IN DIVORCE
Defendant			:

AFFIDAVIT OF CONSENT

1. A complaint in divorce under § 3301(c) of the Divorce Code was filed on _____.

2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing and service of the Complaint.

3. I consent to the entry of a final decree of divorce after service of Notice of Intention to Request Entry of the Decree.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of Plaintiff

		: IN THE COURT OF COMMON PLEAS
Plaintiff		: DAUPHIN COUNTY, PENNSYLVANIA
		: :
v.		: NO. _____ CV _____ DV
		: :
Defendant		: IN DIVORCE
		: :

AFFIDAVIT OF CONSENT

1. A complaint in divorce under § 3301(c) of the Divorce Code was filed on _____.

2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing and service of the Complaint.

3. I consent to the entry of a final decree of divorce after service of Notice of Intention to Request Entry of the Decree.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of Defendant

		: IN THE COURT OF COMMON PLEAS
Plaintiff		: DAUPHIN COUNTY, PENNSYLVANIA
		: :
v.		: NO. _____ CV _____ DV
		: :
		: IN DIVORCE
		: :

**WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER § 3301(c) OF THE DIVORCE CODE**

1. I consent to the entry of a final decree of divorce without notice.
2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.
3. I understand that I will not be divorced until a divorce decree is entered by the Court and that a copy of the decree will be sent to me immediately after it is filed with the Prothonotary.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of Plaintiff

			: IN THE COURT OF COMMON PLEAS
Plaintiff			: DAUPHIN COUNTY, PENNSYLVANIA
			: :
v.			: NO. _____ CV _____ DV
			: :
Defendant			: IN DIVORCE
			: :

**WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER § 3301(c) OF THE DIVORCE CODE**

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I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Signature of Defendant

DIVORCE INFORMATION SHEET

Pursuant to Act 2001-82, Vital Statistic Forms are not required effective January 1, 2002. However, the Prothonotary is required to provide the following information in lieu of the Vital Statistics Form.

Please complete the appropriate information and file with the Prothonotary.

DOCKET NUMBER							
PLAINTIFF'S NAME							
PLAINTIFF'S SOCIAL SECURITY NUMBER							
DEFENDANT'S NAME							
DEFENDANT'S SOCIAL SECURITY NUMBER							
YEARS MARRIED	<5	5-9	10-14	15-19	20-24	25-29	>30
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

		: IN THE COURT OF COMMON PLEAS
Plaintiff		: DAUPHIN COUNTY, PENNSYLVANIA
		: :
v.		: NO. _____ CV _____ DV
		: :
Defendant		: IN DIVORCE
		: :

PRAECIPE TO TRANSMIT RECORD

To the Prothonotary:

Transmit the record, together with the following information, to the court for entry of a divorce decree:

1. Ground for divorce: ir retrievable breakdown under § 3301(c) of the Divorce Code.
2. Date and manner of service of Complaint:
_____.
3. Date of execution of the affidavit of consent required by § 3301(c) of the Divorce Code:
by Plaintiff _____, by Defendant _____.
4. Related claims pending: _____.
5. Date Plaintiff's Waiver of Notice in § 3301(c) Divorce was filed with the Prothonotary:
_____.

Date Defendant's Waiver of Notice in § 3301(c) Divorce was filed with the Prothonotary: _____.

Date: _____

Signature of Plaintiff

Plaintiff

v.

Defendant

: IN THE COURT OF COMMON PLEAS
: DAUPHIN COUNTY, PENNSYLVANIA
:
:
: NO. _____ CV _____ DV
:
: IN DIVORCE
:

DECREE

AND NOW, _____, 20____, it is ordered and decreed that _____, Plaintiff, and _____, Defendant, are divorced from the bonds of matrimony.

The court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:

JUDGE