

**JOINT PETITION
FOR ANNULMENT**

**No Children, No Assets and No
Debts to be Divided**

(Marriage in Nevada)

D – 10

The District Court Filing Office
is located on the first floor at
75 Court Street
Reno, NV 89501

ATTENTION

**THIS PACKET IS NOT A SUBSTITUTE FOR THE
ADVICE OF AN ATTORNEY**

IMPORTANT

If either party is in the military, special rules may apply and it is recommended you seek the advice of an attorney.

Counsel Is Always Recommended For Legal Matters

The law allows any person to represent himself or herself in a legal action. However, filing papers with the court and representing yourself in the courtroom can involve complicated legal issues. This packet does not address all the legal issues involved in bringing your matter before the court. This packet is created to help you access the legal system without the assistance of an attorney.

When representing yourself, you are responsible for understanding the law that governs your case and for filing the proper legal documents. The laws and rules are set out in the Nevada Revised Statutes, The Rules of Civil Procedure, and the local rules governing the jurisdiction in which you are filing your documents.

When you sign these documents and present them for filing with the court, it is assumed by the court that you have carefully read the documents, that you understand all the terms in the documents, that you agree with all the provisions in the documents, and that you are aware of all the consequences those provisions may produce.

Before filling in any portion of the following documents, read all the materials included in this packet including the definitions of terms.

THIS INFORMATION IS PROVIDED AS A COURTESY ONLY. THE COURT, SELF-HELP CENTER, NON-PROFIT ORGANIZATION, OR LAW LIBRARY THAT MAY PROVIDE THIS INFORMATION SHALL NOT BE LIABLE FOR ERRORS CONTAINED HEREIN OR FOR DIRECT, INDIRECT, SPECIAL OR CONSEQUENTIAL DAMAGES IN CONNECTION WITH THE FURNISHING OF THIS MATERIAL.

**JOINT PETITION FOR ANNULMENT
NO CHILDREN AND NO ASSETS AND OR DEBTS TO BE DIVIDED**

PACKET D-10

INSTRUCTIONS FOR FILLING OUT FORMS

***CAREFULLY READ THROUGH ALL OF THE INSTRUCTIONS BEFORE STARTING TO
FILL OUT ANY OF THE FORMS.***

***Use black ink only to fill out the forms and neatly
print the information requested.***

***Do not use Wite-Out or other correction fluid/tape on the forms.
They will not be accepted by the court if correction tape/fluid is used.***

The forms included in this Packet are:

1. Copy of the Nevada Annulment Statutes: NRS 125.290-125.440
2. Civil Cover Sheet
3. Family Court Information Sheet
4. Joint Petition for Annulment
5. Joint Request for Submission
6. Findings of Fact, Conclusions or Law and Decree of Annulment

The penalty for making a false statement in a declaration that is made under penalty of perjury is a minimum of 1 year and a maximum of 4 years in prison, with the possibility of an additional fine of \$5000 or more if authorized or required by statute. See N.R.S. §199.145

STEP 1

Filling Out The Civil Cover Sheet

Each party must fill in one side of the top portion of the sheet with his/her name, address and telephone number.

Check the box labeled "AN-Annulment" under the heading "Marriage Dissolution Case"

Fill in the date at the bottom of the sheet and both parties must print their name and sign their name on the line indicated.

STEP 2

Filling Out The Family Court Information Sheet

Print one party's name on the line identified for Plaintiff/Petitioner. Print the other party's name on the line identified for Defendant/Respondent. Leave the spaces for Case No. and Dept. No. blank. You will be assigned a Case No. and Dept. No. when you file your documents with the filing clerk.

Fill in both of your names and Social Security Numbers. If you or the other party do not have a Social Security number, print "do not have one" on the line for the number.

STEP 3

Filling Out The Joint Petition

Fill in your names in the top left corner of the first page.

Fill in both parties names on the lines indicated for Joint Petitioners. Leave the sections for Case No. and Dept. No. blank. You will be assigned a Case No. and a Dept. No when you file your documents.

Fill in all information as directed in the document. Print "N/A" or "not applicable" for any statements that do not apply to you.

STEP 4

Filling In The Joint Request For Submission Form

Fill in your names in the top left corner of the first page.

Fill in both parties names on the lines indicated for Joint Petitioners. Leave the sections for Case No. and Dept. No. blank. You will be assigned a Case No. and a Dept. No when you file your documents with the filing clerk.

Fill in the information as directed on the form. Both parties must sign at the bottom of the document.

STEP 5

Filling In The Findings of Fact, Conclusions of Law and Decree of Annulment

In the upper left corner fill in the name, address and telephone number of each party.

Fill in both parties names on the lines indicated for Joint Petitioners. Leave the spaces for Case No. and Dept. No. blank. You will be assigned a Case No. and Dept. No. when you file your documents with the filing clerk.

Fill in the information as requested on all pages. Do not fill in the date above the Judge's signature.

STEP 6

Copying and Filing Documents

Make two (2) copies of all documents. Take the original and the two (2) copies to the filing clerk's office which is located on the first floor of the courthouse at 75 Court Street, Reno, NV.

There will be a filing fee charged when the documents are filed. Contact the filing clerk's office at (775) 328-3110 to confirm the fee amount.

FILING FEE WAIVERS

If you cannot afford the filing fee, you may apply to have your filing fee waived. To apply, you must fill out and file the application found in the **F6** or **F6JP** fee waiver packet.

The **F6** and **F6JP** fee waiver packets may be obtained in the following locations:

- Family Court Self Help Center, 1 South Sierra Street, Reno, NV
- Filing Clerk's Office, 75 Court Street, Reno, NV
- www.washoecourts.com

The filing clerk will take the originals *and the copies* of your documents. The clerk will assign the case number and the department number, file stamp the documents, keep the originals and give you the file stamped copies back.

If you provide self-addressed, stamped envelopes to the filing clerk when you file your documents, the court will mail a copy of the final order to you after it is signed by the judge.

It is up to you to follow your case. If you do not hear from the court within ten (10) days after filing your documents, you may follow-up with a telephone call to the filing clerk's office (775) 328-3110 to check on the status of your case.

NEVADA ANNULMENT STATUTES

NRS 125.290 **Void marriages.** All marriages which are prohibited by law because of:

1. Consanguinity between the parties; or
2. Either of the parties having a former husband or wife then living, if solemnized within this state, are void without any decree of divorce or annulment or other legal proceedings. A marriage void under this section shall not bar prosecution for the crime of bigamy pursuant to NRS 201.160.

NRS 125.300 **Voidable marriages: Causes for annulment.** A marriage may be annulled for any of the causes provided in NRS 125.320 to 125.350, inclusive.

NRS 125.320 **Cause for annulment: Lack of consent of parent or guardian.**

1. When the consent of the father, mother, guardian or district court, as required by NRS 122.020 or 122.025, has not been obtained, the marriage is void from the time its nullity is declared by a court of competent jurisdiction.
2. If the consent required by NRS 122.020 or 122.025 is not first obtained, the marriage contracted without the consent of the father, mother, guardian or district court may be annulled upon application by or on behalf of the person who fails to obtain such consent, unless such person after reaching the age of 18 years freely cohabits for any time with the other party to the marriage as husband and wife. Any such annulment proceedings must be brought within 1 year after such person reaches the age of 18 years.

NRS 125.330 **Cause for annulment: Want of understanding.**

1. When either of the parties to a marriage for want of understanding shall be incapable of assenting thereto, the marriage shall be void from the time its nullity shall be declared by a court of competent authority.
2. The marriage of any insane person shall not be adjudged void, after his restoration to reason, if it shall appear that the parties freely cohabited together as husband and wife after such insane person was restored to a sound mind.

NRS 125.340 **Cause for annulment: Fraud.**

1. If the consent of either party was obtained by fraud and fraud has been proved, the marriage shall be void from the time its nullity shall be declared by a court of competent authority.
2. No marriage may be annulled for fraud if the parties to the marriage voluntarily cohabit as husband and wife having received knowledge of such fraud.

NRS 125.350 **Cause for annulment: Grounds for declaring contract void in equity.** A marriage may be annulled for any cause which is a ground for annulling or declaring void a contract in a court of equity.

NRS 125.360 **Annulment of marriage contracted within state: No requirement of residence.** Annulment of marriage contracted, performed or entered into within the State of Nevada may be obtained by complaint, under oath, to any district court of the State of Nevada for any cause provided by law for annulment of marriage.

NRS 125.370 **Annulment of marriage not contracted within state: Jurisdiction of district court.**

1. Annulment of marriages contracted, performed or entered into without the State of Nevada may, for any cause provided by law for annulment of marriage, be obtained by complaint, under oath, to the district court of any county if the plaintiff shall have resided 6 weeks in the state before suit be brought; otherwise, by complaint, under oath, to the district court of the county in which:
 - (a) The defendant shall reside or be found; or
 - (b) The plaintiff shall reside, if the latter be the county in which the parties last cohabited.
2. No court in this state shall have authority to annul any marriage contracted, performed or entered into without the State of Nevada unless one of the parties shall have resided in this state for the period of 6 weeks before filing of the complaint.

NRS 125.380 **Cause for annulment may be pleaded in divorce complaint.** A cause of action for annulment may be pleaded in the same complaint with a cause of action for divorce.

NRS 125.390 **Action in rem; status of parties determined.** Any action brought in this state for annulment of marriage shall be an action in rem, and in addition to annulling or declaring the contract of marriage void the courts shall regulate and determine the status of the parties.

NRS 125.400 **Service of process.** In any suits brought under this chapter for annulment of marriage, process shall be served in the same manner as in actions at law, and the courts shall have the same power upon a substituted or constructive service of process to annul a marriage and regulate and determine the status of the parties as they would have had if process had been personally served.

NRS 125.410 **Issue of marriages are legitimate.**

1. Nothing in this chapter shall be construed so as to make the issue of any marriage illegitimate if the person or persons shall not be of lawful age.
2. The issue of all marriages deemed null in law shall be legitimate.

NRS 125.420 **Presumption: Law of another state same as law of Nevada.** In any suit in this state for an annulment of marriage in anywise affected by the law of another state, it

shall be presumed that the law of such other state is the same as the law of this state, unless and until the law of such other state shall be alleged and proved.

NRS 125.430 Reporting and transcription of evidence: Filing and costs.

1. When ordered by the court, the evidence in annulment of marriage actions shall be reported and transcribed and the transcript thereof filed with the pleadings in the case.
2. The cost of such transcript shall be immediately computed by the reporter and paid by the party ordered by the court to do so to the clerk of the court, who shall pay the same to the reporter upon receiving from the latter the transcript of evidence.
3. In all cases heretofore or hereafter where a transcript of evidence has not been filed due to the death of the reporter, and a period of not less than 5 years has elapsed and no claim has been made during that period by any party, the amount of money on deposit with the clerk, and payable to such reporter if a transcript of the evidence had been filed, shall be, by the clerk, paid to the county treasurer, who shall deposit the same in the county general fund.

NRS 125.440 Judgment for arrearage in payment of support.

1. When either party to an action for annulment or declaration of nullity of a void marriage, makes default in paying any sum of money as required by the judgment or order directing the payment thereof, the district court may make an order directing the entry of judgment for the amount of such arrears, together with costs and a reasonable attorney's fee.
2. The application for such order shall be upon such notice to the defaulting party as the court may direct.
3. The judgment may be enforced by execution or in any other manner provided by law for the collection of money judgments.
4. The relief herein provided for is in addition to any other remedy provided by law.

IMPORTANT
BEFORE
YOU START

READ ALL INSTRUCTIONS
CAREFULLY

DO NOT use Wite-Out®

or other correction fluid/tape on the documents.
The Filing Office will not accept documents with
Wite-Out® or other correction fluid/tape on them.

USE Black Ink

PRINT all information neatly

CIVIL (FAMILY-RELATED) COVER SHEET

Washoe County, Nevada

Case No. _____
(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff/Petitioner (name/address/phone):
Date of Birth (DOB):
Attorney (name/address/phone):

Defendant/Respondent/Co-Petitioner (name/address/phone):
Date of Birth (DOB):
Attorney (name/address/phone):

II. Nature of Controversy (Place X in applicable bold category and another in applicable subcategory, if available)

Family-Related Cases

Domestic Relations

Guardianship

- Marriage Dissolution Case
Annulment - AN
Divorce - With children - DC
Divorce - Without children - DO
Foreign Decree - FD
Joint Petition - With children - JC
Joint Petition - Without children - JN
Separate Maintenance - LS
Support/Custody/Visitation - CU
UIFSA Case (formerly URESA) - UF
Adoptions
Adult - AA
Minor - AM
Paternity - PY
Termination of Parental Rights
State - TS
Private - TV
Miscellaneous Domestic Relations
Name Change - Minor - NM
Permission to Marry - MM
Other Family - OF

- Guardianship of an Adult - GA
Guardianship of a Minor - GB
Guardianship Trust - OG

Other Family-Related Case Filing Types

- Mental Health - IC
Request for Temporary Protective Order
Children - TC
No Children - TP
Miscellaneous Juvenile
Emancipation - EM

Children involved in this case:

Name:
Name:
Name:

Date of Birth (DOB):
Date of Birth (DOB):
Date of Birth (DOB):

Date

Signature of Preparer

For Clark and Washoe Counties, please use their family court cover sheet for family-related case filings. Please see the Family Court Clerk in those counties for copies of their forms.

1 IN THE FAMILY DIVISION
2 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
3 IN AND FOR THE COUNTY OF WASHOE

3 **CONFIDENTIAL**
4 **FAMILY COURT INFORMATION SHEET**

4 _____,
5 Plaintiff/Petitioner,

Case No. _____

6 vs.

Dept. No. _____

7 _____,
8 Defendant/Respondent.

8 Name: _____

Name: _____

9 Social Security #: _____

Social Security #: _____

10 Date of Birth: _____

Date of Birth: _____

11 **IF THIS CASE INVOLVES CHILDREN, PLEASE COMPLETE THE FOLLOWING:**

12 Residential Address: _____

Residential Address: _____

13 Mailing Address: _____

Mailing Address: _____

14 City, State, Zip: _____

City, State, Zip: _____

15 Telephone #: _____

Telephone #: _____

16 Are you employed? YES [] NO []

Are you employed? YES [] NO []

17 Name of Employer: _____

Name of Employer: _____

18 Business Address: _____

Business Address: _____

19 City, State, Zip: _____

City, State, Zip: _____

20 Telephone #: _____

Telephone #: _____

21 Driver's License #: _____

Driver's License #: _____

22 Date of Birth: _____

Date of Birth: _____

23 Ethnicity: [] White (Not Hispanic)

Ethnicity: [] White (Not Hispanic)

[] African-American [] Hispanic

[] African-American [] Hispanic

[] Asian or Pacific Islander

[] Asian or Pacific Islander

[] Native American/Alaskan Native [] Other

[] Native American/Alaskan Native [] Other

24 **CHILDREN INVOLVED IN THIS CASE**

25 Name: _____ SSN: _____ DOB: _____

Name: _____ SSN: _____ DOB: _____

Name: _____ SSN: _____ DOB: _____

Name: _____ SSN: _____ DOB: _____

Name: _____ SSN: _____ DOB: _____

26 If there are more than five children, list their names on a separate sheet of paper and attach.

27 Does this case involve family violence: [] Yes [] No

28 Are you requesting Child Support Enforcement Services
from the District Attorney's Office (IV-D) Services? [] Yes [] No

Court Personnel Only: [] Custodial Parent [] Non-Custodial Parent

This document contains the social security number of a person as required by NRS 123.130, NRS 125, 230, and NRS 125B.055

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Code: **\$3425**

Name: _____

Address: _____

Telephone: _____

Appearing in Proper Person

Name: _____

Address: _____

Telephone: _____

Appearing in Proper Person

IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Marriage of

Case No. _____

and

Dept. No. _____

Joint Petitioners

_____ /

JOINT PETITION FOR ANNULMENT

This Joint Petition of _____ and
(Name of first petitioner)

_____, the above named Petitioner, respectfully show as follows:
(Name of second petitioner)

I.

The Petitioners entered into a marriage ceremony on _____
(Date of Ceremony)

in the city of _____, State of Nevada.
(City Where the Ceremony Took Place)

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II.

The current address of the Petitioners are:

Name: _____

Address: _____

City, State, Zip _____

Telephone Number: _____

Name: _____

Address: _____

City, State, Zip _____

Telephone Number: _____

III.

There are no minor children of the union; Petitioners have not adopted any children and
Petitioner _____ is not pregnant.
(Wife's name)

IV.

Petitioners feel this marriage should be annulled because:

***Fully explain in detail the "legal reason" you believe this marriage should be annulled.
The "legal reason" must be one stated in the statutes and the explanation you give must
be a full and detailed explanation as to why you feel your "legal reason" falls within the
statutory provisions for an annulment.***

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V.

Each of the Petitioners hereby waive any and all right to spousal support or any other monetary claim each may have against the other for support or maintenance.

VI.

Petitioners certify to the Court that there are no community assets or community debts to be divided and distributed by this Court, because the parties never accumulated any debts or assets as a married community.

VII.

Petitioners hereby waive their respective rights to receive written notice of the entry of any decree and Judgment of Annulment entered herein; and Petitioners waive their right to request formal Findings of Fact, Conclusions of Law herein or to appeal any Judgment or Order of this Court made and entered in these proceedings.

VIII.

It is further understood by the Petitioners that entry of Decree of Annulment constitutes a final adjudication of the rights and obligations of the parties with respect to the status of the marriage and the respective Petitioner's rights to (1) written notice of entry of decree; (2) requests for findings of facts and conclusions of law; (3) to move for a new trial.

IX.

It is further understood by the Petitioners that a final Decree of Annulment entered pursuant to this summary procedure does not prejudice or bar the rights of either Petitioner to

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institute an action to set aside the final decree for fraud, duress, accident, mistake or the grounds recognized at law or in equity.

X.

Petitioner _____ should be restored to her
(Wife's name)

former name of _____.

WHEREFORE, Petitioners pray as follows:

1. That any bonds of matrimony now and heretofore existing between the parties be declared null and void and the marriage treated as though it never occurred, and that each of the said Petitioners be legally restored to the status of a single, unmarried person.

2. That _____ be restored to her former name
of
(Wife's name)

_____.

This document does not contain the Social Security Number of any Person.

We declare, under penalty of perjury under the law of then State of Nevada, that the foregoing is true and correct.

Dated: _____

Dated: _____

Wife's Signature

Husband's Signature

1 Code: 3860
Name: _____
2 Address: _____
3 _____
Telephone: _____
4 Appearing in Proper Person
Name: _____
5 Address: _____
6 _____
Telephone: _____
7 Appearing in Proper Person

8 IN THE FAMILY DIVISION
9 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
10 IN AND FOR THE COUNTY OF WASHOE

11 In the Matter of the Marriage of
12 _____, Case No. _____
13 (Wife's name)
and Dept. No. _____
14 _____,
15 (Husband's name)
16 Joint Petitioners.
17 _____/

18 **JOINT REQUEST FOR SUBMISSION**

19 Joint Petitioners, acting in Proper Person, request that their Joint Petition and all related
20 documents that were filed on the _____ day of _____, 20____, be
21 (Day) (Month)
22 submitted to the Court for consideration and determination.

23 This document does not contain the Social Security Number of any person.

24 DATED this _____ day of _____, 20_____.

25 Signature: _____ Signature: _____
26 Printed Name: _____ Printed Name: _____
27 Address: _____ Address: _____
28 _____
Telephone: _____ Telephone: _____

1 Code: 1530

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IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF THE MARRIAGE OF

(Wife's Name)
and

(Husband's Name)
Joint Petitioners.
_____ /

Case No. _____
Dept. No. _____

DECREE OF ANNULMENT

The parties, having filed a Joint Petition for Annulment, and submitting it to this Court for decision, and this Court finding that the allegations as stated in the Joint Petition are true, and there is a statutory basis for this Decree, enters this Findings of Fact, Conclusions of law and Decree of Annulment.

FINDINGS OF FACTS

The Petitioners, having entered into a marriage ceremony on or about _____
(Date of Ceremony)
in _____; and,
(City and/or County where marriage took place)

The ceremony having been entered into by the parties under circumstances which are recognized by statute to be the basis for an annulment; and,

The parties having certified that there are no community assets and no community debts to

1 be adjudicated by this Court; and,

2 The parties having further certified that there are no minor children born of the union, the
3 parties have not adopted any minor children and the wife petitioner is not pregnant.
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5 CONCLUSIONS OF LAW

6 The Family Division of the Second Judicial District Court of the State of Nevada, in
7 and for the County of Washoe, has jurisdiction over the parties and issues to enter this Decree
8 of Annulment.
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10 DECREE OF ANNULMENT

11 Petitioners are hereby granted a Decree of Annulment, dissolving and declaring null and
12 void the marriage that took place on _____ and each is returned to the status
13 of an unmarried person.
(Date of Ceremony)

14 Each party shall have set aside to them, as individuals, the debts they incurred and shall
15 hold the other party harmless therefrom.
16

17 Each party shall have affirmed to them as their sole and separate property, the property
18 they brought to the union as individuals.

19 Petitioner _____ is hereby restored to her former
20 (Wife's Name)
21 name of _____.

22 **THIS IS A FINAL DECREE**

23 DATED this _____ day of _____, 20____.

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26 _____
27 DISTRICT JUDGE
28