

STATE OF VERMONT

SUPERIOR COURT
Unit

FAMILY DIVISION
Docket No.

Plaintiff		v.		Defendant	
Name	DOB			Name	DOB
Street Address				Street Address	
Apt. or P.O. Box Number				Apt. or P.O. Box Number	
City	State			City	State
Zip				Zip	
Plaintiff's E-Mail Address				Defendant's E-Mail Address	
Phone (Daytime)	Phone (Evening)			Phone (Daytime)	Phone (Evening)
Attorney Name and Phone Number				Attorney Name and Phone Number	

SUMMONS

THIS SUMMONS IS DIRECTED TO: _____
Name of Defendant

1. PLAINTIFF _____ **IS SEEKING A DIVORCE.** The Plaintiff's
Name of Plaintiff
complaint begins on the next page. Do not throw these papers away. They are official papers that affect your rights.

2. TO PROTECT YOUR RIGHTS YOU SHOULD REPLY WITHIN 20 DAYS. Your written response is called an Answer. You can get an official court form for an Answer to a Divorce Complaint at any Vermont family division or on the Judiciary web site at <http://www.vermontjudiciary.org/MasterPages/Court-FormsIndex.aspx>

3. YOU MUST RESPOND TO EACH CLAIM. In your Answer you must state whether you agree or disagree with each paragraph of the complaint. If you believe the Plaintiff should not be given everything asked for in the complaint, you should say so in your Answer.

4. IF YOU DO NOT FILE AN ANSWER OR FILE AN APPEARANCE, THE COURT IS NOT REQUIRED TO NOTIFY YOU OF HEARINGS. If you do not attend the court hearings, the Plaintiff may receive everything requested in the complaint. You will not get a chance to tell your side of the story.

5. YOU MUST GIVE OR SEND A COPY OF YOUR ANSWER TO THE PLAINTIFF. If the Plaintiff has an attorney, you must give or send a copy of your answer to the plaintiff's attorney.

6. YOU MUST GIVE OR SEND YOUR ORIGINAL ANSWER TO THE COURT at this address:

Drop down menu with names and addresses of family divisions of the superior court

7. LEGAL ASSISTANCE: You may wish to get help from a lawyer. Even if you cannot get legal help, you must still give the court a written Answer to protect your rights.

Date

Court Clerk

COMPLAINT FOR DIVORCE

FACTS

The Plaintiff states that the following facts are true:

1. Residence:

(A) I am now a resident of: _____
County State

I have resided in Vermont for 6 full months, since: _____
Date residence began

(B) Defendant is now a resident of: _____
County State

I have resided in Vermont for 6 full months, since: _____
Date residence began

2. Marriage:

We were married at _____ on _____
City State Date of Marriage

and are still married.

3. Grounds for Divorce: The reason I am asking for a divorce is that:

Six Month Separation: We have or will have lived separate and apart for more than six (6) consecutive months and it is not reasonably probable that we can resume our marital relationship.

My spouse and I separated on (month, day, year): _____.

Other: (Please explain) _____

4. Property, Assets and Debts: I have listed all of the property, assets and debts that my spouse and I own either together or separately that are known to me, in the Financial Affidavit that I am filing with this Complaint. (Form 813)

5. Public Assistance:

I receive assistance from the Division of Economic Services (DES) (examples: Food Stamps, Reach Up).

My spouse receives public assistance from the Division of Economic Services (DES).

6. Earlier actions for divorce, legal separation, annulment:

I have not filed for divorce, legal separation or annulment in any court against this spouse AND, as far as I know, my spouse has not filed for divorce, legal separation or annulment against me.

I have filed OR my spouse has filed for divorce, legal separation or annulment before the date of the filing of this petition. *(If you check this box, you must fill in the information below. Use an additional page if necessary.)*

Type of Action	Who Filed	Where Filed (Court, County, State)	Year Filed

Please attach a copy of any Court Order issued in a case listed above.

7. Relief from abuse or protective order proceedings:

- I have not filed a complaint for relief from abuse or a request for a protective order against this spouse AND, as far as I know, my spouse has not filed such an action against me.
- I have filed a complaint for relief from abuse or a request for a protective order against this spouse OR my spouse has filed a complaint for relief from abuse or a request for a protective order against me. *(If you check this box, you must complete the information below. Use an additional page if necessary.)*

Type of Action	Who Filed	Where Filed (Court, County, State)	Year Filed

Please attach a copy of any Court Order issued in connection with a case listed above.

8. Military Service:

- My spouse is in the military service.
- My spouse is not in the military service.
- I am in the military service.
- I am not in the military service.

REQUEST FOR RELIEF

I ask that the Family Court grant me: *(check each box that applies)*

- 1. Decree of Divorce
- 2. Division of Property (divide our property, assets and debts).
- 3. Spousal Maintenance (Alimony).
- 4. Court costs.
- 5. Attorney fees.
- 6. Name change: I would like to resume my former name of: _____
- I have attached a written agreement signed by my spouse and myself. I ask that the court issue an order that includes the provisions of our written agreement. *(In order to qualify for the reduced filing fee, the attached agreement must cover all the issues that the plaintiff seeks to have the court resolve.)*

I hereby swear or affirm that the information above is true to the best of my knowledge and belief.

Signature of Plaintiff	Date
Printed Name	

Signed and sworn to before me:

Date	Signature of Notary Public	Expiration Date
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