

STATE OF VERMONT

SUPERIOR COURT

FAMILY DIVISION

Unit

Docket No.

Plaintiff

Defendant

Name	DOB / /	V.	Name	DOB / /
Street Address			Street Address	
Apt. or P.O. Box. Number			Apt. or P.O. Box Number	
City	State Zip		City State 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 the Family Division of any Vermont Superior Court or on the Judiciary web site at <http://vermontjudiciary.org/MasterPages/Court-Forms-Family.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:

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 NONRESIDENT DIVORCE

FACTS

The Plaintiff states that the following facts are true:

1. Marriage:

We were married in Vermont in _____ on ____/____/____
Town/City Date of Marriage

and are still married.

2. Residence.

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

Upon information and belief, the state where I reside will not recognize our Vermont marriage for purposes of divorce.

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

Upon information and belief, the state where he/she resides will not recognize our Vermont marriage for purposes of divorce.

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. Children of the Marriage: There are no minor children of the marriage.

5. Property, Assets and Debts: My spouse and I have reached a complete agreement (stipulation) with respect to all matters related to our divorce including the division of our personal property, assets and debts, the allocation of any real estate we may own, and spousal maintenance (alimony). A signed written agreement (stipulation) is attached to this complaint.

6. Public Assistance:

I receive public assistance (for example, Food Stamps).

My spouse receives public assistance.

7. Earlier actions for divorce, legal separation, annulment: (check one box)

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.

8. Relief from abuse or protective order proceedings: (check one box)

- 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.

9. 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 as provided in the attached stipulation.
- 3. Spousal Maintenance (Alimony) as provided in the attached stipulation.
- 4. Name change: I would like to resume my former name of: _____

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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REMEMBER TO INCLUDE YOUR SIGNED STIPULATION WITH THIS FILING.