Instructions for Summons Without Minor Children Form

- Complete the top portion of the Summons. (NOTE: The top portion of each form is called the "caption" and the information will be the same on every form you fill out.)
 - o Fill in the name of the county in which you are filing for divorce. This must be the county in which either you or your spouse live.
 - o Fill in the name of the Judicial Circuit that the county in which you are filing for divorce is located. (Ex. First, Second, Third, etc.) If you do not know, contact the Clerk of Courts in your county.
 - o Fill in your full legal name where it says "Plaintiff" and your spouse's name where it says "Defendant."
 - When you file your papers, the Clerk of Court will assign a case number which you will insert in the space following "DIV." For example, if your case number is 011234, your form should show DIV.: 01-1234. This case number should appear on all your papers.
- You must date and sign the Summons at the bottom. You must also include your address and telephone number.
- Make at least 2 photocopies of the signed Summons; one for you and one to be served on your spouse. The original will be filed with the Clerk of Courts.
- It is very important that you read and follow the Temporary Restraining Order that becomes automatic when you file for divorce. Both parties are required to obey the Temporary Restraining Order. Violation of any of these terms could subject you to penalties and delay you divorce. Read it carefully.

STATE C	F SOUTH DAKOTA)	IN CIRCUIT COURT
COUNT	: Y OF)	:SS	JUDICIAL CIRCUIT
	Plaintiff,		DIV
	VS.		SUMMONS (WITHOUT CHILDREN)
	Defendant		
TO THE AI	BOVE-NAMED DEFEN	DANT:	
of which is h	erewith served upon you, hin thirty (30) days from the	, and to serve	quired to answer the Complaint of the Plaintiff, a copy the undersigned a copy of your Answer or other proper e service of the Summons upon you, exclusive of the
	OU FAIL TO DO SO, jud aint 60 days after service	-	Fault may be taken against you for the relief demanded nons and Complaint.
Defendant, a	Dakota law provides that	nt upon the fil Order shall be	RESTRAINING PROVISIONS ing and service of the Summons and Complaint on the in effect against both parties until the final decree is
DV C			ESTRAINING ORDER
Restrained from transferring, encumbering, concealing or in any way dissipating or disposing of any marital assets, without the written consent of the other party or an order of the Court, except as may be necessary in the usual course of business or for the necessities of life. You are to notify the other party of any proposed extraordinary expenditures and to account to the Court for all extraordinary expenditures made after the temporary restraining order is in effect; (2) Restrained from molesting or disturbing the peace of the other party; and (3) Restrained from making any changes to any insurance coverage for the parties or any child of the			
unde	parties without the written consent of the other party or an order of the court unless the change under the applicable insurance coverage increases the benefits, adds additional property, persons, or perils to be covered, or is required by the insurer.		
	ON OF ANY OF THES	SE PROVISI	ONS, MAY SUBJECT EITHER SPOUSE TO
	this day of		20
Plaintiff's Signature			Print or Type Name
Street Address			City, State, Zip

Telephone Number