

# **ANNULMENT WITHOUT CHILDREN**

**For Petitioner Only**

# **1**

**Part 1: To File for Annulment in a  
Non-Covenant Marriage  
Without Minor Children**

**(Forms and Instructions Packet)**

SELF-SERVICE CENTER

**CHECKLIST TO FILE PETITION for  
ANNULMENT OF MARRIAGE WITHOUT CHILDREN**

**Annulment in Arizona:** An annulment in Arizona is a judgment of a marriage to be null and void. The annulment legal process requires certain statements to the Court showing reasons the purported marriage is invalid from the beginning, almost as if it had never taken place. *The Arizona statutory definition of Annulment (A.R.S. § 25-301) is not the same as annulment mandated by certain religions.*

**CHECKLIST: USE THE FORMS AND INSTRUCTIONS in this packet ONLY if the following factors apply to your situation:**

- ✓ You want to file for an annulment of marriage, **AND**
- ✓ You are **NOT** in a covenant marriage, **AND**
- ✓ You and your spouse have **NO MINOR CHILDREN** with each other, **AND**
- ✓ The wife is **NOT PREGNANT AND WILL NOT BE PREGNANT** by the husband before the case is over, **AND**
- ✓ Either spouse lived in Arizona at least 90 days before you file the petition, or is a member of the armed forces and has been stationed in Arizona at least 90 days before you file, **AND**
- ✓ You understand that there are limited grounds for annulment [A.R.S. §§ 25-301 and 25-302] and that the Judge will decide at your hearing or trial whether the grounds you state in your petition are legal grounds for annulment, **AND**
- ✓ You still believe your case is appropriate for annulment.

**DO NOT USE THE ANNULMENT FORMS in this packet if:**

- ✓ You and your spouse have lived in Arizona less than 90 days, or
- ✓ You and your spouse **HAVE MINOR CHILDREN** together, **OR** wife is **CURRENTLY PREGNANT** with husband's child. **CONTACT AN ATTORNEY FOR HELP.**

**READ ME: It is very important for you to know that when you sign a court document, you may be helping or hurting your court case. Before you sign any court document, or get involved with a court case, it is important that you see a lawyer to make sure you are doing the right thing.**

SELF SERVICE CENTER  
**ANNULMENT WITHOUT CHILDREN**

**FOR PETITIONER ONLY**

**PART 1 – FORMS AND INSTRUCTIONS: Petition and First Court Papers**

This packet contains court forms and instructions to file annulment without children for petitioner only. Items in **BOLD** are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

Order	File Number	Title	# Pages
1	DRAA1k	Checklist. You may use this packet if...	1
2	DRAA1ft	Table of Contents (this page)	1
3	DRAA10i	General information and instructions about how to fill out the forms in this packet	4
4	DRSDS10f	Family Court / Sensitive Data Coversheet Without Children (No copies necessary)	1
5	DR11f	<b>Summons</b>	2
6	DR14f	<b>Preliminary Injunction</b>	2
7	DRAA10f	<b>Petition for Annulment of a Non-Covenant Marriage – Without Minor Children</b>	6
8	DRD16f	<b>Notice of Right to Convert Health Insurance</b>	1
9	DR16f	<b>Notice Regarding Creditors</b>	2

The documents you have received are copyrighted by the Superior Court of Arizona in Maricopa County. You have permission to use them for any lawful purpose. These forms shall not be used to engage in the unauthorized practice of law. The Court assumes no responsibility and accepts no liability for actions taken by users of these documents, including reliance on their contents. The documents are under continual revision and are current only for the day they were received. It is strongly recommended that you verify on a regular basis that you have the most current documents.

## SELF SERVICE CENTER

### GENERAL INFORMATION:

#### ANNULMENT - WITHOUT MINOR CHILDREN

**Annulment in Arizona:** An annulment in Arizona is a judgment of a marriage to be null and void. The annulment legal process requires certain statements to the Court showing reasons the purported marriage is invalid from the beginning, almost as if it had never taken place. You must have a legal reason to file for annulment.

**90 DAY Requirement to File for an Annulment in Arizona:** You or your spouse must have made *Arizona your home*, or have been stationed in Arizona while a member of the Armed Forces, **for AT LEAST 90 (Ninety) DAYS before you file the Annulment Petition with the Court**. If you cannot meet this requirement DO NOT buy these forms and DO NOT file for Annulment at this time.

**NOTE:** *The Arizona statutory definition of annulment (A.R.S. § 25-301) is not the same as annulment defined by certain religions.*

**Covenant marriage:** A covenant marriage in Arizona is a legally distinct kind of marriage in which the marrying couple agrees to obtain pre-marital counseling and accept more strict grounds for divorce. The Arizona Covenant Marriage emphasizes the belief that marriage is more than just a contract between two individuals and requires specific statements of mutual commitment. If you have questions as to whether your marriage is a covenant marriage, look for the words “covenant marriage” on your marriage license, or see an attorney for help. These annulment forms may not be used if you have a covenant marriage.

**Domestic Violence:** Domestic violence is also known as domestic abuse, spousal abuse, battering, and family violence. Domestic violence can be a pattern of abusive behaviors by one partner against another in an intimate relationship such as marriage, dating, family, or living together. Domestic violence has many forms, including physical aggression or assault (hitting, kicking, biting, shoving, restraining, slapping, throwing objects), or threats thereof; verbal abuse, sexual abuse, emotional abuse, controlling or domineering behavior, intimidation, stalking, or passive abuse, such as neglect.

Court documents usually request your address and telephone number. If you are a victim of domestic violence, you may protect yourself from further violence by protecting your residential address. To do this, get a P.O. Box, or use another address. Also, you must file a “Petition for Order of Protection” and ask that your address NOT be disclosed on court papers.

**Remember:** Contact an Attorney if you are unsure whether an annulment is right for your situation. You may follow all the correct procedures and get all the way to your Court hearing, only to find the Judge does not find **legal grounds** for an annulment. If that happens, you may have to file additional forms for a divorce/dissolution instead. You could save time and money to find legal advice before you begin the annulment paperwork.

## SELF SERVICE CENTER

### INSTRUCTIONS:

#### HOW TO COMPLETE FORMS FOR A PETITION FOR ANNULMENT – WITHOUT MINOR CHILDREN

**STEP 1:** In **BLACK INK**, please complete the following:

**1. FORM: FAMILY COURT/SENSITIVE DATA SHEET:** You are the Petitioner. Write in the information requested about you, the Petitioner, and the Respondent.

- DO NOT include your mailing address on this form if you are requesting address protection.
- Case Type: Mark only one box that matches the annulment legal procedure:

Annulment

- Interpreter: Check “yes” or “no” to indicate whether you need a language interpreter. If you check, “yes”, write in what language(s) are needed.
- No additional copies are needed of this form. Do NOT serve this form on the other party.

**2. FORM: SUMMONS.** Please fill in the following information:

- Your name, street address (if not protected), city state, zip code, telephone number (if not protected), attorney bar number (if you are represented by an attorney).
- Check the box if you are representing yourself.
- Print your name (as Petitioner), then print the name of your spouse (the Respondent).
- Do not fill out the remainder of this form; the Clerk of Court will finish the form.

**3. FORM: PRELIMINARY INJUNCTION.**

- Your name, street address (if not protected), city state, zip code, telephone number (if not protected), attorney bar number (if you are represented by an attorney).
- Check the box if you are representing yourself.
- Print your name (as Petitioner), then print the name of your spouse (the Respondent).
- Number 6 – Description of the Parties: Under “Petitioner”, fill in your name, height, driver’s license (last four numbers), your date of birth, and weight. Checkmark the box of your gender. Under “Respondent” fill in your spouse’s name, height, driver’s license (last four numbers), your spouse’s date of birth, and weight. Checkmark the box of your spouse’s gender.

#### 4. FORM: PETITION FOR ANNULMENT of a NON-COVENANT MARRIAGE – WITHOUT MINOR CHILDREN.

- At the top of the form, please fill in your name, street address (if not protected), city, state, zip code, telephone number (if not protected), attorney bar number (if you are represented by an attorney).
- Check the space if you are representing yourself.
- Print your name (as Petitioner), then print the name of your spouse (the Respondent).
- 90 Day Residency Requirement: If you or your spouse has lived in Arizona at least 90 days before you file this petition, check the box.
- Items 2 through 4: Fill in your information (except your protected address), about your spouse, and your marriage. Also note the length of time both you and your spouse have lived in Arizona.
- Item 5: Check the box that describes the condition of the wife at the time you file this petition.
- Item 6: Grounds for the Annulment. This section is highly important. Please check **at least one** reason for requesting the Court grant you the annulment –OR– write your reason on the lines provided at the bottom of the list, and check the “Other Reason” box. (If you are unsure about the meaning of any of the listed reasons, please consult A.R.S. §§ 25-301, 302, or an attorney.)
- Items 7 and 8: Check the box which best describes both you and your spouse’s property and debts surrounding the marriage. Then LIST the description of property and amount of debts for Parts A and B.
- Request(s) to the Court: If you wish the Court to consider an additional order, fill in Item 4 with WHAT you want and WHY you want the Court to order it.
- When you are filing this Petition with the Court Clerk, you will sign the oath in front of the clerk.

**5. FORM: NOTICE OF RIGHT TO CONVERT HEALTH INSURANCE:** This is an important document that explains what to do about your healthcare coverage. Read it carefully; fill in your name as Petitioner, and your spouse’s name as Respondent. Be sure to include a copy of this form when you serve your spouse with the entire annulment packet.

**6. FORM: NOTICE REGARDING CREDITORS:** This is an important document that tells you and your spouse that you are BOTH responsible for community debts to creditors, even though the Court may order or decree that only one of you are responsible. This notice must be served on your spouse. Also, please read this notice to learn how to obtain information from your creditors about account balances.

Set aside the FORM: Family Court / Sensitive Data Coversheet.

**DO NOT COPY this form.**

**STEP 2: MAKE** Two (2) copies of the following FORMS:

- Summons
- Preliminary Injunction
- Petition for Annulment without Minor Children
- Notice of Right to Convert Health Insurance
- Notice Regarding Creditors

**STEP 3: ADD** the Family Court / Sensitive Data Coversheet FORM to the **original** set of forms. Separate this original set of forms from the copies you have made.

- **3 SETS:** You should have a total of **1 original** set of forms, **plus 2 copies** of the forms (your photocopies from STEP 2 above).

**STEP 4: TAKE** your 3 sets of papers to the Superior Court, Family Court Filing Counter at one of the locations listed below. The Court is open Monday through Friday from 8:00 a.m. to 5:00 p.m.

**Clerk of the Superior Court**  
CENTRAL COURT BUILDING  
201 West Jefferson, 1st floor  
Phoenix, Arizona 85003

**Clerk of the Superior Court**  
SOUTHEAST COURT COMPLEX  
222 East Javelina Avenue, 1st floor  
Mesa, Arizona 85210

**Clerk of the Superior Court**  
NORTHEAST COURT COMPLEX  
18380 North 40<sup>th</sup> Street  
Phoenix, Arizona 85032

**Clerk of the Superior Court**  
NORTHWEST COURT COMPLEX  
14264 West Tierra Buena Lane  
Surprise, Arizona 85374

**STEP 5: HAND** all 3 SETS of papers to the Clerk and pay your filing fee at the Family Court filing counter. You should go to the Superior Court at least two (2) hours before it closes, as the Superior Court closes daily at 5:00 p.m.

**FEES:** A list of current fees is available from the Self Service Center and from the Clerk of Court's website.

If you cannot afford the filing fee and/or the fee for having the papers served by the Sheriff or by publication, you may request a deferral (payment plan) when you file your papers with the Clerk of the Court. Deferral Applications are available at no charge from the Self-Service Center.

- **WAIT** for the Court Clerk to give you back the following: 1) your copy of the set of papers, and 2) your spouse's copy of the set of papers.

**STEP 6: READ** the packet called the "**Service of Court Papers**", at the Superior Court Self Service Center, to find out how to serve the other party (your spouse).

Person Filing: \_\_\_\_\_  
 Address (if not protected): \_\_\_\_\_  
 City, State, Zip Code: \_\_\_\_\_  
 Telephone: \_\_\_\_\_  
 Email Address: \_\_\_\_\_  
 ATLAS Number: \_\_\_\_\_  
 Lawyer's Bar Number: \_\_\_\_\_



FOR CLERK'S USE ONLY

Representing  Self, without a Lawyer or  Attorney for  Petitioner OR  Respondent

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

_____ Petitioner	Case No. _____  ATLAS No. _____  <b>FAMILY COURT /SENSITIVE DATA          COVERSHEET WITHOUT CHILDREN          (CONFIDENTIAL RECORD)</b>
_____ Respondent	

Fill out. File with Clerk of Court. Social Security Numbers should appear on this form only and should be omitted from other court forms. Access Confidential pursuant to ARFLAP 43(G)(1).

A. Personal Information:	Petitioner	Respondent
Name	_____	_____
Gender	<input type="checkbox"/> Male or <input type="checkbox"/> Female	<input type="checkbox"/> Male or <input type="checkbox"/> Female
Date of Birth (Month/Day/Year)	_____	_____
Social Security Number	_____	_____

**WARNING: DO NOT INCLUDE MAILING ADDRESS ON THIS FORM  
 IF REQUESTING ADDRESS PROTECTION**

Mailing Address	_____	_____
City, State, Zip Code	_____	_____
Contact Phone	_____	_____
Email Address	_____	_____
Current Employer Name	_____	_____
Employer Address	_____	_____
Employer City, State, Zip Code	_____	_____
Employer Telephone Number	_____	_____
Employer Fax Number	_____	_____

<b>B. Type of Case being filed - Check only one category.</b> <i>*Check only if no other category applies</i>	<b>Interpreter Needed:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, what language(s)? _____ _____
<input type="checkbox"/> Dissolution (Divorce) <input type="checkbox"/> Legal Separation <input type="checkbox"/> Annulment <input type="checkbox"/> Order of Protection <input type="checkbox"/> Other*	

**DO NOT COPY OR FILE THIS DOCUMENT. DO NOT SERVE THIS DOCUMENT TO THE OTHER PARTY.**



Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
ATLAS Number: \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_



Representing  Self, without a Lawyer or  Attorney for  Petitioner OR  Respondent

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

\_\_\_\_\_  
Name of Petitioner

Case No.: \_\_\_\_\_

And

### SUMMONS

\_\_\_\_\_  
Name of Respondent

**WARNING: This is an official document from the court that affects your rights. Read this carefully.  
If you do not understand it, contact a lawyer for help.**

**FROM THE STATE OF ARIZONA TO:** \_\_\_\_\_  
Name of Respondent

1. A lawsuit has been filed against you. A copy of the lawsuit and other court papers are served on you with this "Summons".
2. If you do not want a judgment or order taken against you without your input, you must file an "Answer" or a "Response" in writing with the court, and pay the filing fee. If you do not file an "Answer" or "Response" the other party may be given the relief requested in his/her Petition or Complaint. To file your "Answer" or "Response" take, or send, the "Answer" or "Response" to the:

- Office of the Clerk of the Superior Court, 201 West Jefferson Street, Phoenix, Arizona 85003-2205  
OR
- Office of the Clerk of the Superior Court, 18380 North 40<sup>th</sup> Street, Phoenix, Arizona 85032 OR
- Office of the Clerk of Superior Court, 222 East Javelina Avenue, Mesa, Arizona 85210-6201 OR
- Office of the Clerk of Superior Court, 14264 West Tierra Buena Lane, Surprise, Arizona, 85374.

**Mail a copy of your "Response" or "Answer" to the other party at the address listed on the top of this Summons.**

3. If this “*Summons*” and the other court papers were served on you by a registered process server or the Sheriff, within the State of Arizona, your “*Response*” or “*Answer*” must be filed within TWENTY (20) CALENDAR DAYS from the date you were served, not counting the day you were served. If this “*Summons*” and the other papers were served on you by a registered process server or the Sheriff outside the State of Arizona, your Response must be filed within THIRTY (30) CALENDAR DAYS from the date you were served, not counting the day you were served. Service by a registered process server or the Sheriff is complete when made. Service by Publication is complete thirty (30) days after the date of the first publication.
4. You can get a copy of the court papers filed in this case from the Petitioner at the address listed at the top of the preceding page, from the Clerk of the Superior Court’s Customer Service Center at:
  - 601 West Jackson, Phoenix, Arizona 85003
  - 18380 North 40<sup>th</sup> Street, Phoenix, Arizona 85032
  - 222 East Javelina Avenue, Mesa, Arizona 85210
  - 14264 West Tierra Buena Lane, Surprise, Arizona, 85374.
5. If this is an action for dissolution (divorce), legal separation or annulment, either or both spouses may file a *Petition for Conciliation* for the purpose of determining whether there is any mutual interest in preserving the marriage or for Mediation to attempt to settle disputes concerning legal decision-making (custody) and parenting time issues regarding minor children.
6. Requests for reasonable accommodation for persons with disabilities must be made to the office of the judge or commissioner assigned to the case, at least ten (10) judicial days before your scheduled court date.
7. Requests for an interpreter for persons with limited English proficiency must be made to the office of the judge or commissioner assigned to the case at least ten (10) judicial days in advance of your scheduled court date.

SIGNED AND SEALED this date

\_\_\_\_\_  
MICHAEL JEANES, CLERK OF COURT

By \_\_\_\_\_  
Deputy Clerk

Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
ATLAS Number: \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_

FOR CLERK'S USE ONLY

Representing  Self, without a Lawyer or  Attorney for  Petitioner OR  Respondent

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

\_\_\_\_\_  
Name of Petitioner

Case Number: \_\_\_\_\_

### PRELIMINARY INJUNCTION

AND

\_\_\_\_\_  
Name of Respondent

**WARNING: This is an official Order from the court. It affects your rights. Read this Order immediately and carefully. If you do not understand it, contact a lawyer for help.**

Your spouse has filed a ***"Petition for Dissolution"*** (Divorce) or ***"Petition for Annulment"*** or ***"Petition for Legal Separation"*** with the court. This Order is made at the direction of the Presiding Judge of the Superior Court of Arizona in Maricopa County. This Order has the same force and effect as any order signed by the judge. You and your spouse **must** obey this Order. This Order may be enforced by any remedy available under the law, including an ***"Order of Contempt of Court."*** To help you understand this Order, we have provided this explanation. Read the explanation and then read the statute itself. **If you have any questions, you should contact a lawyer for help.**

### EXPLANATION: (What does this Order mean to you?)

- ACTIONS FORBIDDEN BY THIS ORDER:** From the time the ***"Petition for Dissolution"*** (Divorce) or ***"Petition for Annulment"*** or ***"Petition for Legal Separation"*** is filed with the court, until the judge signs the Decree, or until further order of the court, both the Petitioner and the Respondent **shall not** do any of the following things:
  - ✓ You may **not** hide earnings or community property from your spouse, **AND**
  - ✓ You may **not** take out a loan on the community property, **AND**
  - ✓ You may **not** sell the community property or give it away to someone, **UNLESS** you have the written permission of your spouse or written permission from the court. The law allows for situations in which you may need to transfer joint or community property as part of the everyday running of a business, or if the sale of community property is necessary to meet necessities of life, such as food, shelter, or clothing, or court fees and attorney fees associated with this action. If this applies to you, you should see a lawyer for help, **AND**
  - ✓ Do **not** harass or bother your spouse or the children, **AND**
  - ✓ Do **not** physically abuse or threaten your spouse or the children, **AND**
  - ✓ Do **not** take the minor children, common to your marriage, out of the State of Arizona for any reasons, without a written agreement between you and your spouse or a Court Order, **before** you take the minor children out of the State.
  - ✓ Do **not** remove, or cause to be removed, the other party or the minor children of the parties from any existing insurance coverage, including medical, hospital, dental, automobile and disability insurance. Both parties shall maintain all insurance coverage in full force and effect.

**STATUTORY REQUIREMENTS:** Arizona Law, A.R.S. §25-315(A) provides:

- 1(a). **RESTRICTIONS ON PROPERTY OF THE MARRIAGE:** That both parties are enjoined from transferring, encumbering, concealing, selling, or otherwise disposing of any of the joint, common or community property of the parties, **except** if related to the usual course of business, the necessities of life, or court fees and reasonable attorney fees associated with an action filed under this article, without the written consent of the parties or the permission of the court.
- 1(b). **REQUIREMENTS OF BEHAVIOR:** That both parties are enjoined from molesting, harassing, disturbing the peace, or committing an assault or battery on, the person of the other party or any natural or adopted child of the parties.
- 1(c). **RESTRICTIONS ABOUT YOUR MINOR CHILDREN:** That both parties are enjoined from removing any natural or adopted minor child(ren) of the parties, then residing in Arizona, from the jurisdiction of the court without the prior written consent of the parties or the permission of the court.
- 1(d). **RESTRICTIONS ABOUT INSURANCE:** That both parties are enjoined from removing, or causing to be removed, the other party or the minor children of the parties from any existing insurance coverage, including medical, hospital, dental, automobile and disability insurance. Both parties shall maintain all insurance coverage in full force and effect.
- 2. **EFFECTIVE DATE OF THIS ORDER:** This Order is effective against the person who filed for divorce, annulment, or legal separation (the Petitioner) when the Petition was filed with the court. It is effective against the other party (the Respondent) when it is served on the other party, or on actual notice of the Order, whichever is sooner. This Order shall remain in effect until further order of the court, or the entry of a Decree of Dissolution, Annulment, or Legal Separation.
- 3. **ORDER TO PETITIONER:** You **must** serve a copy of this Order upon the Respondent, along with a copy of the Petition for Dissolution, Annulment or Legal Separation, the Summons, and other required court papers.
- 4. **WARNING:** This is an official Court Order. If you disobey this Order, the court may find you in contempt of court. You may also be arrested and prosecuted for the crime of interfering with judicial proceedings and any other crime you may have committed by disobeying this Order.
- 5. **LAW ENFORCEMENT:** You or your spouse may file a certified copy of this Order with your local law enforcement agency. You may obtain a certified copy from the Clerk of the Court that issues this Order. If any changes are made to this Order and you have filed a certified copy of this Order with your local law enforcement agency, you **must** notify them of the changes.
- 6. **DESCRIPTION OF THE PARTIES:**

**Petitioner:**

Name: \_\_\_\_\_ Gender:  Male  Female  
 Height: \_\_\_\_\_ Weight: \_\_\_\_\_  
 Driver's License (last 4 nos.) \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_

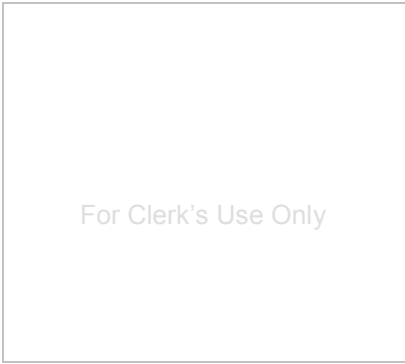
**Respondent:**

Name: \_\_\_\_\_ Gender:  Male  Female  
 Height: \_\_\_\_\_ Weight: \_\_\_\_\_  
 Driver's License (last 4 nos.) \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_

GIVEN UNDER MY HAND AND THE SEAL OF THE COURT this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**Clerk of the Superior Court**

By: \_\_\_\_\_, Deputy Clerk



Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
ATLAS Number: \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_

Representing  Self, without a Lawyer or  Attorney for  Petitioner OR  Respondent

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

Regarding the matter of:  
  
\_\_\_\_\_

Name of Petitioner

Case Number: \_\_\_\_\_

**PETITION FOR ANNULMENT  
Of NON-COVENANT MARRIAGE  
WITHOUT MINOR CHILDREN**

AND

\_\_\_\_\_  
Name of Respondent

**STATEMENTS TO THE COURT, UNDER OATH or AFFIRMATION:**

I, **Petitioner** \_\_\_\_\_, hereby state to and petition the Court, the following true statements:

**1. 90 DAY RESIDENCY REQUIREMENT:**

I have, and/or  my spouse has lived or been stationed (while a member of the Armed Forces) in Arizona for **AT LEAST 90 days** before filing this action. If this statement is **NOT** true, you must wait until **one of you** has resided in Arizona 90 days before you can file for annulment.

**2. INFORMATION ABOUT ME, THE PETITIONER:**

Name: \_\_\_\_\_  
Date of Birth: \_\_\_\_\_  
Address: \_\_\_\_\_  
Occupation: \_\_\_\_\_  
How long have you lived in AZ? \_\_\_\_\_ Yrs. \_\_\_\_\_ Mos.

**3. INFORMATION ABOUT MY SPOUSE, THE RESPONDENT:**

Name: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Address: \_\_\_\_\_

Occupation: \_\_\_\_\_

How long has your spouse (Respondent) lived in AZ? \_\_\_\_ Yrs. \_\_\_\_ Mos.

**4. INFORMATION ABOUT OUR PURPORTED MARRIAGE:**

• Date of our Marriage: \_\_\_\_\_  
Mo./day/ year

• City, State, Country of marriage: \_\_\_\_\_

• Is your marriage a covenant marriage?       YES       NO

• If you disagree with what your spouse claims about the type of marriage you have, please attach to this form, a copy of your marriage license to show what kind of marriage you have.

**5. CHILDREN AND PREGNANCY:** (Check one)

**No children** have been conceived from the marriage

Wife is NOT pregnant

**-OR-**

Wife IS pregnant: Due Date \_\_\_\_\_ AND husband is NOT father of the child

**6. GROUNDS (REASONS) FOR THE ANNULMENT:** Under oath, I pledge to the court that the marriage between Petitioner and Respondent is void for the following reason(s): (Check at least one reason, pursuant to A.R.S. § 25-302).

- Absence of Mental Capacity
- Absence of Physical Capacity
- Absence of a Valid Marriage License
- Blood Relationship
- Concealment of prior Marital Status
- Duress
- Fraud
- Lack of Contractual Intent
- Misrepresentation as to Religion
- Proxy Marriage

- Refusal of Intercourse
- Secret Attempt not to Abide by Antenuptial Agreement
- Underage
- Undissolved Prior Marriage

EXPLANATION: If you marked any box(es) in the list above, briefly explain the reason(s) you chose that ground(s) for annulment:

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Other Reason(s) for annulment. If you have a reason for annulment OTHER THAN the ones listed above, please explain:

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(Length of marriage is not a reason or defense)

**7. A. PROPERTY ACQUIRED BEFORE THE MARRIAGE:** (Check all boxes that apply)

- I do not have any property that I brought into the marriage.
- My spouse did not bring any property into the marriage.
- I have property that I brought into the marriage.
- My spouse brought property into the marriage.

**B. PROPERTY ACQUIRED DURING THE MARRIAGE:** (Check all boxes that apply)

- My spouse and I did not acquire any property during the marriage.
- My spouse and I acquired property during the marriage.

We propose dividing the property acquired during the marriage as follows:

DESCRIPTION of PROPERTY	PETITIONER's (Check if it applies)	RESPONDENT's (Check if it applies)

**8. A. DEBTS INCURRED DURING THE MARRIAGE:** (Check all boxes that apply)

- My spouse and I did not incur any debts during the marriage.
- My spouse and I incurred debts during the marriage.

DESCRIPTION & AMOUNT of Debt	PETITIONER's (Check if it applies)	RESPONDENT's (Check if it applies)

**B. SEPARATE DEBTS:** (Check all boxes that apply)

- I do not have any debts that were incurred before the marriage.
- My spouse does not have any debts that were incurred before the marriage.
- I have separate debt that I incurred before the marriage that should be paid as described below:
- My spouse incurred separate debt before the marriage that should be paid as described below:

DESCRIPTION & AMOUNT of Debt	PETITIONER's (Check if it applies)	RESPONDENT's (Check if it applies)

**REQUESTS TO THE COURT:**

**WHEREFORE**, Petitioner declares all the above information to be true; the Petitioner respectfully requests the Court:

**1. ANNULMENT:** Petitioner requests (1) a decree of the Court declaring the marriage between Petitioner and Respondent null and void, and (2) grant an annulment of that marriage.

**2. PROPERTY:**

- Confirm ownership of property acquired before the marriage, and
- Fairly divide any property acquired during the marriage as follows:



DESCRIPTION of PROPERTY	To PETITIONER	To RESPONDENT

**3. DEBT:** Order each party to pay debts as requested in this Petition.

DESCRIPTION & AMOUNT of Debt	PETITIONER's Responsibility	RESPONDENT's Responsibility

**4. NAME CHANGE:** (Optional. Complete this section ONLY if you want your name restored to a former name)

- My complete married name is:

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- I want my married name restored to: (List complete maiden name or legal name **before** this marriage)

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**WARNING:** If you are not the person who is requesting to have your former name restored, the Court must have a written request from the person who wants his/her name restored.

**5. OTHER ORDERS I AM REQUESTING:** (Explain request here)

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**UNDER OATH OR AFFIRMATION**

**I swear or affirm under penalty of perjury that the contents of this document are true and correct to the best of my knowledge and belief.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Subscribed and sworn to or affirmed before me this: \_\_\_\_\_ by  
(date)

\_\_\_\_\_.

(notary seal)

\_\_\_\_\_  
Deputy Clerk or Notary Public

**NOTICE OF YOUR RIGHTS ABOUT  
HEALTH INSURANCE COVERAGE  
WHEN A PETITION FOR DISSOLUTION (DIVORCE)  
IS FILED (A.R.S. §20-1377 and §20-1408)**

Petitioner \_\_\_\_\_

Respondent \_\_\_\_\_

Case # \_\_\_\_\_

**WARNING: THIS IS AN IMPORTANT LEGAL NOTICE. YOUR RIGHTS TO HEALTH INSURANCE COVERAGE COULD BE AFFECTED AFTER YOUR DIVORCE IS FINAL. READ THIS NOTICE CAREFULLY. IF YOU DO NOT UNDERSTAND THIS NOTICE, YOU SHOULD CALL AN ATTORNEY FOR ADVICE ABOUT YOUR LEGAL RIGHTS AND OBLIGATIONS.**

**IMPORTANT INFORMATION IF YOU ARE ON YOUR SPOUSE'S INSURANCE PLAN:** When a Petition for Dissolution of Marriage (papers for a divorce decree) is filed, you and/or your children may continue to be covered under your spouse's health insurance policy. Arizona law allows the dependent spouse and/or children to continue to be covered, but you must take some steps to protect your rights.

**WHAT INSURANCE COVERAGE APPLIES TO YOU, AND HOW TO GET IT:** If you are covered by your spouse's health insurance, and you want to continue to be covered after the divorce is final, you **must** contact the insurance company as soon as possible, and you **must** start to pay the monthly insurance premium within 31 days of the date the insurance would otherwise stop.

If you decide you want to be covered, the insurer can choose whether to continue coverage under the current policy, or to change the policy to your name. If the policy is changed to your name, it is called a "converted" policy. If the policy is converted by the insurer, the insurer must provide you the same or the most similar level of coverage available, unless you ask for a lower level of coverage.

**WHAT COVERAGE APPLIES TO YOUR CHILDREN:** If you choose to continue coverage as a dependent spouse, you can also choose to continue coverage for your dependent children if you are responsible for their care or support.

**PREEXISTING CONDITIONS OR EXCLUSIONS FROM INSURANCE COVERAGE:** Whether the insurance is continued or converted, the insurance must be provided to you without proof of insurability and without exclusions for coverage other than what was previously excluded before the insurance was continued or converted.

**LIMITS ON RIGHTS TO INSURANCE COVERAGE FOR YOU AND YOUR CHILDREN:** You may **not** be entitled to continued or converted coverage if you are eligible for Medicare or for coverage by other similar types of insurance which together with the continued coverage would make you over-insured. However, dependent children of a person who is eligible for Medicare may be covered by a continuance or a conversion. If you have questions about coverage, check with the insurer and/or the spouse's employer.

**WARNING TO THE SPOUSE FILING THE PETITION FOR DISSOLUTION (DIVORCE): This Notice must be served on your spouse together with the Petition for Dissolution, the Summons, and the Preliminary Injunction.**

Person Filing: \_\_\_\_\_  
Address (if not protected): \_\_\_\_\_  
City, State, Zip Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email Address: \_\_\_\_\_  
ATLAS Number: \_\_\_\_\_  
Lawyer's Bar Number: \_\_\_\_\_

For Clerk's Use Only

Representing  Self, without a Lawyer or  Attorney for  Petitioner OR  Respondent

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

\_\_\_\_\_  
Name of Petitioner

Case Number: \_\_\_\_\_

### NOTICE REGARDING CREDITORS

\_\_\_\_\_  
Name of Respondent

**ARIZONA LAW REQUIRES all actions for DIVORCE or LEGAL SEPARATION to include this NOTICE and for the person filing for Divorce or Legal Separation to SERVE this NOTICE on the other party. (ARS §25-318(F)).**

**YOU AND YOUR SPOUSE ARE RESPONSIBLE FOR COMMUNITY DEBTS.** The court usually requires/orders one spouse or the other to pay certain community debts in, or through, the Decree of Dissolution or Legal Separation. A court order that does this is binding on the spouses **only, not the creditors**. You and your spouse are legally responsible for these community debts whether you are married, divorced, or legally separated. These debts are matters of contract between **both of you** and your creditors (such as banks, credit unions, credit card companies, utility companies, medical providers and retailers). On request, the court may impose a lien against the separate property of a spouse to secure payment of certain community debts.

**CONTACT CREDITORS:** You may want to contact your creditors to discuss the debts and the effects of your divorce/legal separation on your debts. To assist you in identifying your creditors, you may obtain a copy of your spouse's credit report by making a written request to the court for an order requiring a credit reporting agency to release the report to you. The credit report will help you identify accounts, account numbers and account balances. In addition, within thirty (**30**) days after receipt of a request from a spouse who is party to a divorce or legal separation, which includes the court and cause number of the action, creditors are required, by law, to provide information as to the balance and account status of any debts for which you or your spouse may be liable to the creditor.

**WARNING: If you do not understand this notice, you should contact an attorney for advice about your legal rights and obligations.**

**The following page contains a sample form you may choose to mail to creditors to get information about debts owed by you or your spouse. It is not a required form.  
DO NOT FILE THE NEXT PAGE WITH THE COURT.**

**REQUEST FOR ACCOUNT INFORMATION FROM CREDITORS**

You may use this form to request information about debt owed by you or your spouse. If so, send to the creditor. **DO NOT FILE THIS PAGE WITH THE COURT.**

DATE: \_\_\_\_\_

CREDITOR'S NAME: \_\_\_\_\_

CREDITOR'S ADDRESS: \_\_\_\_\_

Regarding: Superior Court of Arizona in Maricopa County  
Case Name: \_\_\_\_\_  
Case Number: \_\_\_\_\_

Pursuant to Arizona State Law (ARS §25-318), this letter requests the balance and account status of any debt for which the following individuals may be liable to you. (Arizona law requires that you provide this information within thirty (30) days of receipt of this letter.)

**INFORMATION ABOUT DEBTORS/SPOUSES:**

Your Name: \_\_\_\_\_

Your Address: \_\_\_\_\_  
\_\_\_\_\_

Your Phone Number: \_\_\_\_\_

Your Spouse's Name: \_\_\_\_\_

Your Spouse's Address: \_\_\_\_\_

**INFORMATION ABOUT THE ACCOUNT:**

Account Number(s): \_\_\_\_\_

If you have any questions or if I can be of further assistance, please feel free to contact me.

Sincerely,

Your name: \_\_\_\_\_

Your signature: \_\_\_\_\_