

## **DIVORCE WITHOUT MINOR CHILDREN IMPORTANT NOTE ABOUT THIS PACKET**

This document is intended for use ONLY if you wish to **type** your information using Microsoft Word or any other word processing computer software.

### **HELPFUL HINTS:**

**“Plaintiff”**: The first and last name of the person who is filing this action

**“Defendant”**: The other party’s first and last name

**“Case Number”**: Leave this field blank if you are preparing to file a new case

### **OPTIONAL FORM:**

If you are unable to afford the filing fees, you may ask the Court to waive the fees by completing the [Affidavit of Indigence and Eligibility to Proceed in Forma Pauperis \(Pauper’s Packet\)](#) and submit along with your other completed forms to the Clerk of Superior Court.

# Domestic Relations Case Filing Information Form

Superior Court

County \_\_\_\_\_

Date Filed \_\_\_\_\_

MM-DD-YYYY

Docket # \_\_\_\_\_

Plaintiff(s)

Defendant(s)

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

Plaintiff/Petitioner's Attorney

☐ Pro Se

\_\_\_\_\_  
Last First Middle I. Suffix

Bar # \_\_\_\_\_

## Check Case Type (one or more)

☐ Divorce (includes annulment)

Contested? ☐ Yes ☐ No

Child Custody Issue? ☐ Yes ☐ No

Child Support Issue? ☐ Yes ☐ No

☐ Separate Maintenance

☐ Adoption

☐ Paternity (includes legitimation)

☐ Interstate Support Enforcement Action

☐ Domestication of Foreign Custody Decree

☐ Family Violence Act Petition

### MODIFICATION

☐ Modification - Custody, Visitation, or Parenting Time

Does the modification include a parent selection  
by a child who is at least 14 years old? ☐ Yes ☐ No

☐ Modification - Child Support and Alimony

☐ Modification - Child Support

☐ Modification - Alimony

### CONTEMPT

☐ Contempt - Custody, Visitation, or Parenting Time

☐ Contempt - Child Support and Alimony

☐ Contempt - Child Support

☐ Contempt - Alimony

☐ Other Domestic Contempt

☐ Other Domestic Relations Specify \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

## FAMILY VIOLENCE

### Additional Information - Ex Parte Relief

Did the initial pleading include a request for relief?

1. From alleged family violence? ☐ Yes ☐ No

2. Was ex parte relief requested? ☐ Yes ☐ No

3. Was ex parte relief granted? ☐ Yes ☐ No

## OTHER

Have the parties agreed to binding arbitration? ☐ Yes ☐ No

Have the parties reached a custodial agreement? ☐ Yes ☐ No

If yes, check one:

☐ Joint Custody

☐ Joint Legal Custody

☐ Joint Physical Custody

☐ Sole Custody to: \_\_\_\_\_

Financial Affidavit submitted? ☐ Yes ☐ No

Child Support Forms submitted? ☐ Yes ☐ No

IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
Plaintiff/Petitioner

Civil Action No. \_\_\_\_\_

\_\_\_\_\_  
Defendant/Respondent

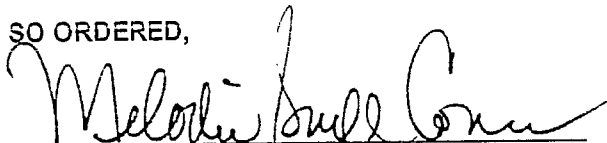
**MUTUAL RESTRAINING ORDER**

This order binds the parties in the above-styled action, their agents, servants, employees and all other persons acting in concert with such parties.

1. Each party is hereby enjoined and restrained from unilaterally causing or permitting the minor child(ren) of the parties to be removed from the jurisdiction of this Court and the State of Georgia.
2. Each party is hereby enjoined and restrained from doing, or attempting to do, or threatening to do, any act that injures, maltreats, vilifies, intimidates, molests, or harasses the adverse party or the child(ren) of the parties.
3. Each party is hereby enjoined and restrained from selling, encumbering, trading, contracting to sell, or otherwise disposing or removing from the jurisdiction of the Court, any of the property belonging to the parties except in the ordinary course of business.
4. Each party is hereby enjoined and restrained from canceling or changing auto, health, or life insurance for the parties, or the parties' children, currently in place.
5. Each party is hereby enjoined and restrained from disconnecting or having disconnected the home utilities, including but not limited to electricity, gas, water, and telephone. Further, each party shall not interfere with the other party's mail, or the children's mail.

This order shall apply to all divorce cases filed in this Court and shall be the standing order until further order or action by the judges of this Court. The terms and conditions hereof may be modified or amended by subsequent order of any judge of this Court or any judge sitting in the Court in any individual case.

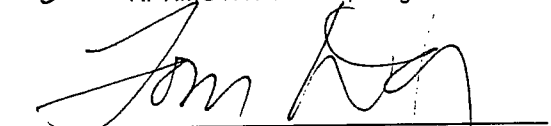
SO ORDERED,


  
MELODIE SNELL CONNER, Chief Judge

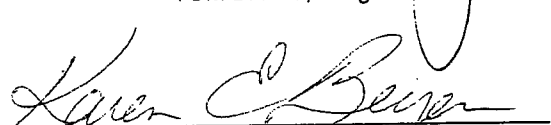
  
DEBRA K. TURNER, Judge

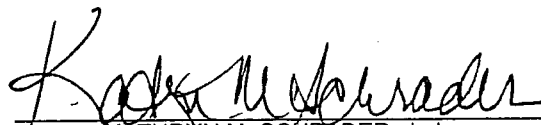
  
R. TIMOTHY HAMIL, Judge

  
RONNIE K. BATCHELOR, Judge

  
TOM DAVIS, Judge

  
WARREN DAVIS, Judge

  
KAREN E. BEYERS, Judge

  
KATHRYN M. SCHRADER, Judge

  
GEORGE F. HUTCHINSON, III, Judge

  
RANDOLPH G. RICH, Judge

SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

v.                      Plaintiff,

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant.

Civil Action  
File No.:

\_\_\_\_\_

**SUMMONS**

TO THE ABOVE NAMED RESPONDENT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff, whose name and address is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

an answer to the petition which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**Richard T. Alexander, Jr.**  
**Clerk of Superior Court**

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

SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

<div style="border-bottom: 1px solid black; height: 1.2em; margin-bottom: 10px;"></div> <p style="text-align: center;">Plaintiff,</p> <p>v.</p> <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 10px;"></div> <p style="text-align: center;">Defendant.</p>	<p>Civil Action File No.: <div style="border-bottom: 1px solid black; width: 200px; display: inline-block;"></div></p>
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**COMPLAINT FOR DIVORCE WITHOUT MINOR CHILDREN**

My name is \_\_\_\_\_  
I am representing myself in this divorce action. In support of my case, I state as follows:

1.     **1.Subject Matter Jurisdiction:** I am the Plaintiff in this action and:  
          *[Check only one of the following, either (a) or (b).]*
  - ☐ (a)   I have been a resident of the State of Georgia for more than six (6) months immediately prior to filing this action.
  - ☐ (b)   I am not a resident of the State of Georgia, but my spouse has been a resident of the State of Georgia for at least six (6) months immediately prior to my filing of this action.
  
2.     **2.Venue:** Myspouse is the named Defendant in this action.  
          *[Check only one of the following, either (a), (b), (c), (d) or (e).]*
  - ☐ (a)   The Defendant is a resident of Gwinnett County and is subject to the jurisdiction of this Court.
  - ☐ (b)   The Defendant is no longer a Gwinnett County resident, but still lives in Georgia. The Defendant and I lived together in Gwinnett County at the time we separated. I still reside in Gwinnett County, and the Defendant has only moved away from Gwinnett County within the past six months before the date of my filing this action.

☐ (c) The Defendant is a Georgia resident but does not live in Gwinnett County. I live in Gwinnett County and the Defendant has acknowledged service of process and consented to the jurisdiction and venue of this Court.

☐ (d) The Defendant is not a resident of the State of Georgia, but I am a resident of Gwinnett County, Georgia, and:  
[Check only one of the following, either (1), (2), or (3).]

☐ (1) The Defendant lives in the state of \_\_\_\_\_  
and the Defendant was formerly a resident of the State of Georgia and is subject to the personal jurisdiction of the Court under Georgia's Long Arm Statute, OCGA § 9-10-91(5).

☐ (2) The Defendant lives in the state of \_\_\_\_\_  
and the Defendant has never resided in the State of Georgia.

☐ (3) The Defendant has acknowledged service of process and consented to the jurisdiction and venue of this Court.

☐ (e) I am a resident of Gwinnett County and the Defendant's whereabouts are unknown to me. I am filing my *Affidavit of Due Diligence* with this *Complaint*, and incorporate it here by reference.

3. **Service of Process:** The Defendant shall be served as provided under OCGA § 9-11-4, in the following manner:  
[Check only one of the following, either (a), (b), or (c).]

☐ (a) The Defendant has acknowledged service of process. I am filing the *Acknowledgment of Service* (which has been signed by the Defendant) with this *Complaint*.

☐ (b) The Defendant may be served by the Sheriff's Department at the Defendant's residence/work address, which is:

\_\_\_\_\_  
\_\_\_\_\_

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☐ (b-1) *[Check only if the Defendant lives outside Gwinnett County.]* The Defendant resides outside of Gwinnett County, and shall therefore be served by second original, as provided under OCGA § 9-10-72. Service shall be made by the sheriff's department of the county where the Defendant resides.

- ☐ (c) The Defendant's whereabouts are unknown to me. I am filing my *Affidavit of Diligent Search* with this *Complaint*. The Defendant shall be served by publication as provided under OCGA § 9-11-4(e)(1) for those who cannot be found within the State of Georgia. To the best of my knowledge, the Defendant's last known address is:

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4. **Date of Marriage:**  
*[Check and complete only one of the following, either (a) or (b).]*

- ☐ (a) The Defendant and I were lawfully married on \_\_\_\_\_
- ☐ (b) The Defendant and I are married by common law because we lived together and held ourselves out as husband and wife before January 1, 1997, beginning on \_\_\_\_\_

5. **Date of Separation:** The Defendant and I last separated on \_\_\_\_\_ and we have remained in a true state of separation since that date.

- ☐ 6. **Settlement Agreement:**  
*[Check only if there is a signed agreement.]*

The Defendant and I have entered into a *Settlement Agreement*, which we both want to be incorporated into the *Final Judgment and Decree for Divorce*. The *Settlement Agreement* has been signed by each of us in front of a notary public, and I am filing the *Settlement Agreement* with the Court, together with this *Complaint*.

7. **Minor Children:**

*[If you and the Defendant have any minor children together, you must use a different Divorce Complaint form. See instructions.]*

The Defendant and I do not have any minor children together.

8. **Alimony:** *[Check only one of the following, either (a), (b), or (c).]*

- ☐ (a) I am financially dependent on the Defendant and need the Court to order the Defendant to pay alimony for my support.
- ☐ (b) I am not asking for alimony.
- ☐ (c) The issue of alimony cannot be decided in this action because the Court does not have personal jurisdiction over the Defendant.

9. **Marital Property:** *[Check only one of the following, either (a), (b), (c) or (d). Do not include complete account numbers.]*

- ☐ (a) The Defendant and I have already divided our marital property, and we are both satisfied with the division.
  - ☐ All of our property is listed on our *Settlement Agreement*.
- ☐ (b) The Defendant and I have not obtained any property during our marriage.
- ☐ (c) The Defendant and I have obtained the following property during our marriage, and I am asking for a fair division of this property:
  - ☐ All of our property is listed on a separate sheet attached to this *Complaint*.
  - ☐ All of our property is listed below:

Type	Description
<input type="checkbox"/> House (address):	



☐ Other Real Estate  
(address):

☐ Mobile Home  
(year, model):

☐ Pension(s):

Mine worth:

Defendant's  
worth:

☐ Motor Vehicles

*Year*

*Make*

*Model*

☐ Bank Accounts

*Name of Institution, type of account*

☐ Other property

☐ (d) The issue of the division of marital property cannot be decided in this case because none of the property is in Georgia and the Court does not have personal jurisdiction over the Defendant.

10. **Joint or Marital Debts:** *[Check only one of the following, either (a), (b), or (c). Do not include complete account numbers.]*

☐ (a) The Defendant and I do not have any outstanding joint or marital debts.

- ☐ (b) The Defendant and I have the following outstanding joint or marital debts, and responsibility for paying them should be as listed below:

<u>Creditor</u>	<u>Balance</u>	<u>Who Should Pay</u>

☐ Listed on separate paper attached to this *Complaint*

☐ Listed in the signed *Settlement Agreement*

- ☐ (c) The issue of dividing joint and marital debts cannot be decided in this case because the Court does not have personal jurisdiction over the Defendant.

☐ 11. **Restraining Order Where Violence Has Occurred:**

*[Read instructions carefully and check only if applicable.]*

There is a history of physical violence by the Defendant toward me, and I am afraid that the Defendant will engage in further acts of violence or harassment toward me unless the Court enters a temporary and permanent restraining order.

☐ 12. **Restore Former or Maiden Name:** *[Check only if applicable.]*

I am asking the Court to restore my former or maiden name, which is:

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13. **Grounds for Divorce:**

*[Check the ones that you can prove at trial.]*

- ☐ (a) **Our marriage is irretrievably broken.** The Defendant and I can no longer live together and there is no hope that we will get back together.
- ☐ (b) **Cruel treatment** - The Defendant committed the following acts of cruel treatment toward me:

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- ☐ (c) **Adultery** - The Defendant has had sexual intercourse with someone else during our marriage.
- ☐ (d) **Desertion** - The Defendant has intentionally and continually deserted me for at least a year.
- ☐ (e) **Other grounds** from list in OCGA § 19-5-3, as explained here:

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**FOR THESE REASONS, I REQUEST THE FOLLOWING RELIEF:**

*[Check **all** that apply.]*

- (a) That process and summons issue as provided by law;
- (b) That Defendant be served with a copy of this *Complaint*;
- ☐ (c) That I be granted a total divorce from the Defendant;

- ☐ (d) That the *Settlement Agreement* signed by the parties be incorporated into the *Final Judgment and Decree of Divorce*.
- ☐ (e) That the Defendant be ordered to pay me alimony for my support;
- ☐ (f) That our marital property be divided according to Paragraph 9;
- ☐ (g) That our joint or marital debts be divided according to Paragraph 10;
- ☐ (h) That the Defendant be temporarily and permanently restrained from harassing me or committing any acts of violence toward me;
- ☐ (i) That my former or maiden name be restored according to Paragraph 12;
- ☐ (j) That a Rule Nisi be scheduled by the Court, to decide on the relief I have requested;
- ☐ (k) That the Court order the parties to participate in mediation, to try to resolve this matter; and
- ☐ (l) That the Court order any and all other relief that the Court finds appropriate.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Plaintiff *Pro se*

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

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

\_\_\_\_\_  
City, State ZIP

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

<hr style="border: none; border-top: 1px solid black; margin-bottom: 10px;"/> <div style="text-align: center;">Plaintiff,</div> <div style="text-align: center;">v.</div> <hr style="border: none; border-top: 1px solid black; margin-top: 10px;"/> <div style="text-align: center;">Defendant.</div>		<div>Civil Action File No.:</div> <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>
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**VERIFICATION**

I am the Plaintiff filing this action. I swear or affirm that I have read the  
*Complaint for Divorce without Minor Children* and that the facts contained within my  
*Complaint* are true and correct.

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**Plaintiff** *[signature]*

SWORN AND AFFIRMED before me this  
\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

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**NOTARY PUBLIC**

## FINANCIAL AFFIDAVIT IMPORTANT INFORMATION ABOUT THIS FORM

**You need to complete the *Financial Affidavit* if you and your spouse have not reached an agreement, and you are asking the Court for the following:**

- 1) Spousal support/alimony;
- 2) Division of property; or
- 3) If the judge in your case requires it

IMPORTANT . . .

- **The *Financial Affidavit* is due at least 5 days before your temporary or final hearing.**

**You do NOT need to complete a *Financial Affidavit* if:**

- You and your spouse have BOTH signed and notarized a complete *Settlement Agreement*, and there are no outstanding disagreements over property or spousal support/alimony

IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

<hr/> <div style="text-align: center;">Plaintiff,</div> <div style="text-align: center;">v.</div> <hr/> <div style="text-align: center;">Defendant.</div>		Civil Action File No.: <hr/>
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**DOMESTIC RELATIONS FINANCIAL AFFIDAVIT**

1. I swear and affirm under oath that the following financial information is true and complete:

<b>My Name:</b> _____	<b>My Age:</b> _____
Other Party's Name: _____	Other Party's Age _____
Date of Marriage: _____	Date of Separation: _____

My children for whom support is not being determined in this case:

Name	Age	Resides with
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. SUMMARY OF MY INCOME AND NEEDS *(complete this section last)*

(a) Gross monthly income (from item 3A)	_____
(b) Net monthly income (from item 3B)	_____
(c) Average monthly expenses (item 5A)	_____
(d) Monthly payments to creditors	_____
Total monthly expenses and payments to creditors (item 5C)	_____

3. A. MY GROSS MONTHLY INCOME (complete this section or attach Child Support Schedule A)

*All income must be entered based on monthly average regardless of date of receipt.*

Salary or Wages

ATTACH COPIES OF 2 MOST RECENT WAGE STATEMENTS

\_\_\_\_\_

Commissions, Fees, Tips

\_\_\_\_\_

Income from self-employment, partnership, close corporations,  
and independent contracts (gross receipts minus ordinary  
and necessary expenses required to produce income)

ATTACH SHEET ITEMIZING YOUR CALCULATIONS

\_\_\_\_\_

Rental Income (gross receipts minus ordinary and  
necessary expenses required to produce income)

ATTACH SHEET ITEMIZING YOUR CALCULATIONS

\_\_\_\_\_

Bonuses

\_\_\_\_\_

Overtime Payments

\_\_\_\_\_

Severance Pay

\_\_\_\_\_

Recurring Income from Pensions or Retirement Plans

\_\_\_\_\_

Interest and Dividends

\_\_\_\_\_

Trust Income

\_\_\_\_\_

Income from Annuities

\_\_\_\_\_

Capital Gains

\_\_\_\_\_

Social Security Disability or Retirement Benefits

\_\_\_\_\_

Workers' Compensation Benefits

\_\_\_\_\_

Unemployment Benefits

\_\_\_\_\_

Judgments from Personal Injury or Other Civil Cases

\_\_\_\_\_

Gifts (cash or other gifts that can be converted to cash)

\_\_\_\_\_

Prizes/Lottery Winnings

\_\_\_\_\_



Child support from persons not in this case

Assets which are used for support of family

Fringe Benefits (if significantly reduce living expenses)

Any other income (do NOT include means-tested public assistance, such as TANF or food stamps)

**GROSS MONTHLY INCOME**

B. Affiant's Net Monthly Income from employment  
(deducting only state and federal taxes and FICA)

Affiant's pay period (i.e., weekly, monthly, etc. \_\_\_\_\_)

Number of Exemptions Claimed \_\_\_\_\_

**4. ASSETS**

(If you claim or agree that all or part of an asset is non-marital, indicate the non-marital portion under the appropriate spouse's column and state the amount and the basis: pre-marital, gift, inheritance, source of funds, etc.).

Description	Value	Plaintiff's Separate Asset	Defendant's Separate Asset	Basis of the Claim
Cash	_____	_____	_____	_____
Investment accounts	_____	_____	_____	_____
Certificates (stocks/bonds)	_____	_____	_____	_____
Bank Accounts (list each account):				
Checking	_____	_____	_____	_____
Savings	_____	_____	_____	_____
Retirement Pensions, 401K, IRA, or Profit Sharing	_____	_____	_____	_____
Money owed you:	_____	_____	_____	_____

Tax Refund owed you:	_____	_____	_____	_____
Real Estate:				
Home: :	_____	_____	_____	_____
	_____			
Other:	Debt owed			
	_____	_____	_____	_____
	_____			
Automobiles/Vehicles:	Debt owed			
Vehicle 1:	_____	_____	_____	_____
	_____			
	Debt owed			
Vehicle 2:	_____	_____	_____	_____
	_____			
	Debt owed			
Life Insurance (net cash value):	_____	_____	_____	_____
Furniture/furnishings:	_____	_____	_____	_____
Jewelry:	_____	_____	_____	_____
Collectibles:	_____	_____	_____	_____
Other Assets:	_____	_____	_____	_____
	_____	_____	_____	_____
<b>Total Assets:</b>	_____			

## 5. AVERAGE MONTHLY EXPENSES FOR MY HOUSEHOLD

### HOUSEHOLD EXPENSES

Mortgage or Rent payments	_____	Gas	_____
Property taxes	_____	Repairs & Maintenance	_____
Homeowner's/Renter's Insurance	_____	Lawn care	_____
Electricity	_____	Pest control	_____
Water	_____	Cable TV/Internet	_____

Garbage & sewer	_____	Misc. household & Grocery items	_____
Telephone	_____	Meals Outside Home	_____
Residential Lines	_____	Other ( <i>Specify</i> )	_____
Cellular Telephones	_____		
<b>Total Household Expenses</b>	<b>\$</b>		

### VEHICLE/TRANSPORTATION

Gasoline & Oil	_____	Auto tags/Registration & License	_____
Repairs & Maintenance	_____	Insurance	_____
Public Transportation	_____		
<b>Total Vehicle/Transportation Expenses</b>	<b>\$</b>		

### OTHER VEHICLES (boats, trailers, RVs, etc.)

Gasoline & Oil	_____	Tags/Registration/License	_____
Repairs & Maintenance	_____	Insurance	_____
<b>Total Other Vehicles Expenses</b>	<b>\$</b>		

### CHILDREN'S EXPENSES

Child Care (total monthly cost)	_____	Allowances	_____
School tuition	_____	Clothing	_____
Tutoring	_____	Diapers	_____
Private lessons ( <i>e.g., music, dance</i> )	_____	Medical/Dental/Prescriptions	_____
School Supplies/Expenses	_____	Grooming, Hygiene	_____
Lunch money	_____	Gifts from children to others	_____
Other Educational Expenses (list type & amount):	_____	Entertainment	_____
Activities ( <i>including extra-curricular, school, religious, cultural, etc.</i> )	_____	Summer Camps	_____
<b>Total Children's Expenses</b>	<b>\$</b>		

### INSURANCE

Health	_____	Child(ren)'s portion-health	_____
Dental	_____	Child(ren)'s portion – dental	_____
Vision	_____	Child(ren)'s portion – vision	_____
Life Insurance	_____	Beneficiary – Life	_____
Disability	_____	Other Insurance (specify)	_____
Total Insurance Expenses		Total Child(ren)'s Portion	
	\$ _____		\$ _____

### OTHER EXPENSES

Dry cleaning & laundry	_____	Publications	_____
Clothing	_____	Dues, Clubs	_____
Medical/Dental/Prescription ( <i>out of pocket uncovered expenses</i> )	_____	Religious & Charities	_____
Your Gifts (special holidays)	_____	Pet expenses	_____
Entertainment	_____	Alimony paid to former spouse	_____
Recreational Expenses (e.g. fitness)	_____	Child support paid for other children	_____
Vacations	_____	Date of initial CS order:	_____
Travel expenses for visitation	_____	Other ( <i>attach sheet to list</i> )	_____
Total Other Expenses			
	\$ _____		

**5(A) TOTAL MONTHLY EXPENSES** (*add household, transportation, children's, insurance, and other expenses*)

\$ \_\_\_\_\_

**B. PAYMENTS TO CREDITORS**

(please check one)

To Whom:	Balance Due	Monthly Payment	Plaintiff	Defendant

**5(B) TOTAL MONTHLY PAYMENTS TO CREDITORS:**    \$ \_\_\_\_\_**5(C) TOTAL MONTHLY EXPENSES AND PAYMENTS TO CREDITORS:**    \$ \_\_\_\_\_

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(signature)\_\_\_\_\_  
Printed Name  
Plaintiff signs and affirms under oath that  
the information contained in this *Financial*  
*Affidavit* is complete true and correct.\_\_\_\_\_  
NOTARY PUBLIC

IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

Civil Action File No.:

\_\_\_\_\_  
Plaintiff,

v.

\_\_\_\_\_  
Defendant.

FINAL JUDGMENT AND DECREE OF DIVORCE

Upon consideration of evidence submitted and upon legal principles, the Court grants a total divorce, a divorce a vinculo matrimonii, to Plaintiff and Defendant. The Court orders and decrees that the marriage contract heretofore entered into between Plaintiff and Defendant, from and after this date, be set aside and dissolved as if no such contract had ever been made or entered into, and Plaintiff and Defendant, formerly married, in the future shall be held and considered as separate and distinct persons, altogether unconnected by any nuptial union or civil contract whatsoever.

The prior name of the ☐ Plaintiff ☐ Defendant, \_\_\_\_\_, is restored.

The Agreement between the parties filed dated \_\_\_\_\_ is incorporated herein by reference and made a part of this Final Judgment and Decree. Each party is ORDERED and directed to comply with the terms and provisions therein. This is to certify that the above is a true and correct copy of the Final Judgment and Decree in the above stated case.

This is to certify that the above is a true and correct copy of the Final Judgment and Decree in the above stated case.

This \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Deputy Clerk, Gwinnett Superior Court

SO ORDERED,

this \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
Judge, Gwinnett Superior Court

☐ By designation

**STATE OF GEORGIA**  
**Report of Divorce, Annulment or Dissolution of Marriage**  
Type or print all information

1. Civil Action Number	2. Date Decree Granted (mo., day, year)	3. County Decree Granted
4. Wife's Name (first, middle, last)	5. Maiden (Birth) Last Name	6. Date of Birth (mo., day, year)
7. County of Residence	8. Number of This Marriage (1 <sup>st</sup> , 2 <sup>nd</sup> , etc.)	
9. Husband's Name (first, middle, last, generation)	10. Date of Birth (mo., day, year)	11. County of Residence
12. Number of This Marriage (1 <sup>st</sup> , 2 <sup>nd</sup> , etc.)	13. Date of This Marriage (mo., day, year)	
14. Specify Grounds For Divorce (19-5-3, OCGA)	15. Number of Children Less Than 18 Affected by This Decree	

This above Report may be reproduced by use of a computer. However, the finished Report must be a close reproduction of the original, and prior review and approval must be obtained from the State Registrar before use.  
(31-10-7, O.C.G.A.)

31-10-22. Record of divorce, dissolutions, and annulments.

(a) A record of each divorce, dissolution of marriage, or annulment granted by any court of competent jurisdiction in this state shall be filed by the clerk of the court with the department and shall be registered if it has been completed and filed in accordance with this Code section. The record shall be prepared by the petitioner or the petitioner's legal representative on a form prescribed and furnished by the state registrar and shall be presented to the clerk of the court with the petition. **In all cases, the completed record shall be a prerequisite to the granting of the final decree.**

(b) The clerk of the superior court shall complete and forward to the department on or before the tenth day of each calendar month the records of each divorce, dissolution of marriage, or annulment decree granted during the preceding calendar month.

# Domestic Relations Case Final Disposition Information Form

Superior Court      County \_\_\_\_\_ Date Disposed \_\_\_\_\_  
MM-DD-YYYY  
Docket # \_\_\_\_\_

Reporting Party \_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden Title

Name of Plaintiff/Petitioner(s)

Name of Defendant/Respondent(s)

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

\_\_\_\_\_  
Last First Middle I. Suffix Prefix Maiden

Plaintiff/Petitioner's Attorney      ☐ Pro Se

Defendant/Respondent's Attorney      ☐ Pro Se

\_\_\_\_\_  
Last First Middle I. Suffix

\_\_\_\_\_  
Last First Middle I. Suffix

Bar # \_\_\_\_\_

Bar # \_\_\_\_\_

## Type of Disposition (Check all that apply)

1. ☐ Dismissed Without Final Order
  - A. ☐ Voluntary (by parties)
  - B. ☐ Involuntary (by court)
2. ☐ Pre-Trial Settlement
3. ☐ Judgment on the Pleadings
4. ☐ Summary Judgment
5. ☐ Trial
  - A. ☐ Bench Trial
  - B. ☐ Jury Trial
    1. ☐ Dismissal after jury selected
    2. ☐ Settlement during trial
    3. ☐ Judgment on Verdict
    4. ☐ Directed Verdict or JNOV

## ADR

1. Was mediation utilized?      ☐ Yes      ☐ No
2. If Yes, was it (check if applicable)
  - ☐ court annexed?
  - ☐ court mandated?
3. Binding Arbitration Agreement      ☐ Yes      ☐ No  
If Yes, what matters were subject:
  - ☐ Child Custody
  - ☐ Visitation/Parenting Time
  - ☐ Parenting Plan

## Relief Granted (Check all that apply)

1. ☐ Ex Parte Relief
2. ☐ Temporary Relief
3. ☐ Final Relief
  - a. ☐ Divorce/Annulment/Separate Maintenance
  - b. ☐ Child Custody  
Parenting Plan?      ☐ Yes      ☐ No  
Custodial Arrangement?      ☐ Yes      ☐ No  
If Yes, check one:  
☐ Joint Custody  
☐ Joint Legal Custody  
☐ Joint Physical Custody  
☐ Sole Custody to: \_\_\_\_\_  
14 year old parental selection?      ☐ Yes      ☐ No
  - c. ☐ Visitation or Parenting Time  
Approx. Parenting Time (days per year)  
Mother \_\_\_\_\_ Father \_\_\_\_\_  
Parenting Time Contested?      ☐ Yes      ☐ No
  - d. ☐ Child Support  
Forms attached?      ☐ Yes      ☐ No
  - e. ☐ Legitimation/Paternity
  - f. ☐ Alimony
  - g. ☐ Contempt
  - h. ☐ Equitable Division
  - i. ☐ Protective Order  
☐ Person      ☐ Property  
☐ Finding of Family Violence?
  - j. ☐ Adoption
  - k. ☐ Attorneys Fees?  
If Yes, enter amount: \_\_\_\_\_  
to whom: \_\_\_\_\_
  - l. ☐ Other (Specify) \_\_\_\_\_
4. ☐ Dismissed prior to granting of relief.



## NEXT STEPS... GETTING THE OTHER PARTY SERVED

**Uncontested:** You and spouse agree to the *Parenting Plan*, Child Support, division of debt and property, and are prepared to sign and notarize a *Settlement Agreement*.

- ☐ 1) Complete the [Settlement Agreement without Minor Children](http://gwinnettfamilylawclinic.org) form located at <http://gwinnettfamilylawclinic.org> in the “Alphabetical list of every document” section; AND
- ☐ 2) Obtain your spouse’s acknowledgment of service:
  - If your spouse lives in Gwinnett County:
    - Complete the *Acknowledgment of Service* form on the following page; OR
  - If your spouse lives outside of Gwinnett County:
    - Complete the [Acknowledgment of Service and Consent](http://gwinnettfamilylawclinic.org) form located at <http://gwinnettfamilylawclinic.org> in the “Alphabetical list of every document” section.
- ☐ 3) File all signed, notarized forms with the other completed forms in this packet.

**Contested:** Your spouse will not agree to your request, will not cooperate with signing an *Acknowledgment of Service*.

- ☐ Complete the *Sheriff Entry of Service* form. This form is a 3-part carbon copy which is available at the Gwinnett Justice and Administration Center.

**Spouse’s whereabouts are unknown:** You must document your search efforts and request permission from the Court to publish notice of your *Complaint* through the local newspaper.

- ☐ Complete the [Publication Packet](http://gwinnettfamilylawclinic.org) located at <http://gwinnettfamilylawclinic.org> in the “Alphabetical list of every document” section.

SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

<hr/> <p style="text-align: center;">Plaintiff,</p> <p>v.</p> <hr/> <p style="text-align: center;">Defendant.</p>		<p>Civil Action File No.: <hr/></p>
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**ACKNOWLEDGMENT OF SERVICE**

I am the Defendant in this case. I hereby acknowledge that I have received a copy of the *Summons, Complaint for Divorce without Minor Child(ren)*, and the following other documents:

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I waive formal process, but I do not waive further notice, or my right to raise any defenses I may have in this action.

Should further notice be required for any reason, the notice should be mailed to me at the following address:

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Sworn to and subscribed before  
me on \_\_\_\_\_.

\_\_\_\_\_  
Defendant, *Pro se* (Signature)

\_\_\_\_\_  
Notary Public