

\$1.35

**SPECIAL AFFIDAVIT FOR UNCONTESTED DISSOLUTION OF MARRIAGE
WITHOUT FINAL HEARING**

****DO NOT RETURN THESE DOCUMENTS TO THE CLERK'S OFFICE.
**DOCUMENTS MUST BE RETURNED BY MAIL ACCORDING TO THE
INSTRUCTIONS BELOW.**

Attached you will find a Special Affidavit for Uncontested Dissolution of Marriage and other related forms. The affidavit is to be used if you, as the petitioner in your dissolution of marriage action, wish to request that a final judgment (completion of your divorce) be entered without the necessity of a final hearing.

If you do not follow the directions completely, your paperwork will be returned to you.

***Do not return the Special Affidavit for Uncontested Dissolution of Marriage unless 20 days has passed since you filed your petition.**

1. Complete the Special Affidavit for Uncontested Dissolution of Marriage packet in its entirety. The affidavit must be typed or printed legibly in ink. You must fill in every blank correctly. If a question does not apply to your case, write N/A or No in the blank. You must complete every area of the affidavit.
2. The affidavit must be signed in the presence of a notary public.
3. Mail or hand deliver a copy of the complete Special Affidavit for Uncontested Dissolution of Marriage Packet to your spouse.
4. The following documents must then be mailed to the address below:
 - a. Completed original Special Affidavit for Uncontested Dissolution of Marriage Packet (signed and notarized).
 - b. Two (2) self-stamped, self-addressed legal size envelopes -- one addressed to each party. (It is suggested that if you do not have children, you include at least \$1.22 postage on each envelope and if you do have children, you include at least \$1.83 postage on each envelope.)

Mail items 4 (a) and (b) above to:

Chris Monroe
Family Law Case Manager
Okaloosa County Courthouse Annex Ext.
1940 Lewis Turner Blvd.
Fort Walton Beach, Florida 32547

Once your Special Affidavit Packet has been returned to the Family Law Case Manager listed above, your file will be prepared and forwarded to the judge assigned to your case. If the Court feels it is appropriate to enter the final judgment without a final hearing, it will do so. Please remember that the Court is not required to enter a final judgment without a hearing. You will be notified by the Family Law Case Manager if there is a problem with your documents as submitted or if a hearing is necessary.

You and your spouse will receive a conformed copy of the Final Judgment of Dissolution of Marriage approximately **4-6 weeks** after submission of your completed Special Affidavit Packet.

To obtain a certified copy of the Final Judgment of Dissolution of Marriage after the entry of your judgment, you may contact the Clerk of the Circuit Court, Circuit Civil Division and pay the appropriate fee.

PLEASE NOTE: If the wife's former name has been restored, she must have a certified copy of the final judgment to complete that change on legal documents and records.

For additional procedural information, you may contact the Family Law Case Manager at (850) 609-5495.

IN THE CIRCUIT COURT IN AND FOR OKALOOSA COUNTY, FLORIDA

IN RE: The Marriage of

_____, Petitioner,

and

Case No. _____

_____, Respondent

SPECIAL AFFIDAVIT FOR UNCONTESTED DISSOLUTION OF MARRIAGE

NOTE: YOU MUST ANSWER EVERY QUESTION, EITHER BY TYPING OR PRINTING NEATLY IN INK.

I, the undersigned, under oath and under penalty of perjury, swear or affirm as follows:

1. My name is _____. I am the Petitioner in the above action. I am now married to _____.

We were married at (city & state) _____, on (date) _____.

2. My current address is _____
_____.

3. My spouse's current address is _____
_____.

4. I have carefully re-read my Petition for Dissolution of Marriage. Everything said in it is true.
 Yes NO - I have made corrections below.

5. Have either you or your spouse resided in the State of Florida continuously as a permanent resident for more than six months before the date the petition was filed?
 Yes No

Which spouse? _____ (Write "Husband" "Wife" or "Both")

6. Are you or your spouse a member of the United States armed forces? () Yes () No

Which spouse? _____ (Write "Husband" "Wife" "Both" or "N/A")

Are you on military assignment outside of the State of Florida at this time?

() Yes () No () Not Applicable

7. "Irretrievably broken" means that the marriage cannot be put back together or salvaged in any way, not even with the help of marriage counseling. Is your marriage irretrievably broken?

() Yes () No

8. Are there children born during this marriage who are still minors (under age 18 or still in high school with an anticipated date of graduation prior to age 19)? () Yes () No

If yes, state their names and dates of birth.

Name(s)

Date of Birth

Is the Wife pregnant? () No () Yes _____

9. Have **both** you and your spouse signed and filed a marital settlement agreement (and parenting plan if there are children) settling all of the issues in this case? () Yes () No

Answer all the questions below:

A. Do you recognize both you and your spouse's signature on the agreement(s)?

() Yes () No () Not Applicable

B. Do you believe the agreement(s) is fair?

() Yes () No () Not Applicable

C. Have both of you fully disclosed all assets, liabilities and incomes to each other? () Yes () No () Not Applicable

D. Did both you and your spouse sign the written agreement(s) freely and voluntarily? () Yes () No () Not Applicable

E. Do you want the Court to approve your agreement(s) and make it part of the Final Judgment of Dissolution of Marriage?

() Yes () Not Applicable

10. If there **IS NO** agreement filed in your case, do you want the Court to enter a Final Judgment of Dissolution of Marriage that:

[check one] () Only grants the dissolution of your marriage.

() Grants the dissolution of your marriage and the other relief requested in the Petition for Dissolution of Marriage.

() Not Applicable.

11. Is the wife asking the court to restore her former name? () Yes () No
If yes, state the full restored name desired:

First Middle Last

NOTE: The court can only restore a legal name the wife once had, either by birth or marriage. It cannot grant a new name the wife has never had before.

12. Is there anything else you believe the Court should know that has not been covered above?
() No () Yes - (State briefly below)

13. The Petitioner respectfully requests that any personal appearance and/or further evidence or testimony on this matter be waived and that a Final Judgment of Dissolution of Marriage be entered without a final hearing. The Petitioner understands that the Court is not required to grant this request and that he/she may be required to attend a formal hearing.
() Yes () No

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making false statement includes fines and/or imprisonment.

DATE: _____

PETITIONER SIGNATURE

Printed Name: _____
Address: _____
City, State, Zip: _____
Phone: _____
E-Mail: _____

State of _____
County of _____

SWORN TO (or affirmed) **AND SUBSCRIBED** before me this ____ day of _____, 20____, by _____, who is () personally known to me or () who produced _____ as identification.

NOTARY PUBLIC
(SEAL)

IN THE CIRCUIT COURT IN AND FOR OKALOOSA COUNTY, FLORIDA

IN RE: The Marriage of

Petitioner,

and

Case No. _____

Respondent.
_____ /

**NOTICE OF FILING AFFIDAVIT FOR UNCONTESTED
DISSOLUTION OF MARRIAGE**

TO: _____ (Respondent Name)
_____ (Address)
_____ (City, State, Zip)

YOU ARE HEREBY NOTIFIED that the undersigned petitioner has filed an Affidavit for Uncontested Dissolution of Marriage with the Circuit Court in Okaloosa County, Florida, a copy of which is attached and requests that a Final Judgment of Dissolution of Marriage be entered without a final hearing.

If you disagree with the facts alleged in this affidavit, you must immediately contact the Family Law Case Manager at (850) 609-5495 and file your objections in writing with the Clerk of Court upon receipt of this Notice of Filing.

If you do not contact the Family Law Case Manager with your objections, a Final Judgment of Dissolution of Marriage will be entered without a final hearing unless determined otherwise.

**THIS IS YOUR LAST NOTIFICATION BEFORE THE ENTRY OF THE
FINAL JUDGMENT OF DISSOLUTION OF MARRIAGE.**

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the Respondent at the above address by () mail () hand delivery this _____ day of _____, 20__.

Petitioner Signature

FORM 1.998 FINAL DISPOSITION FORM

This form shall be filed by the prevailing party for the use of the Clerk of Court for the purpose of reporting judicial workload data pursuant to Florida Statutes section 25.075.

I. CASE STYLE

(Name of Court) Circuit

Plaintiff _____

vs.

Case #:

Defendent _____

Judge: _____

II. MEANS OF FINAL DISPOSITION (Place an "x" in one for major category and one subcategory, if applicable, only)

- 9 Dismissed Before Hearing
 - 9 Dismissed Pursuant to Settlement - Before Hearing
 - 9 Dismissed Pursuant to Mediated Settlement - Before Hearing
 - 9 Other - Before Hearing
- 9 Dismissed After Hearing
 - 9 Dismissed Pursuant to Settlement - After Hearing
 - 9 Dismissed Pursuant to Mediated Settlement - After Hearing
 - 9 Other - After Hearing - After Hearing
- 9 Disposed by Default
 - : Disposed by Judge
 - 9 Disposed by Non-jury Trial
 - 9 Disposed by Jury Trial
 - 9 Other

Date _____

SIGNATURE OF PETITIONER/ATTORNEY FOR PREVAILING PARTY

IN THE CIRCUIT COURT IN AND FOR OKALOOSA COUNTY, FLORIDA

_____, Petitioner,

and

Case No.

_____, Respondent.

NOTICE OF LIMITATION OF SERVICES PROVIDED AND ACKNOWLEDGMENT

1. THE FAMILY LAW CASE MANAGER IS NOT ACTING AS YOUR LAWYER OR PROVIDING LEGAL ADVICE TO YOU.
2. THE FAMILY LAW CASE MANAGER CANNOT TELL YOU WHAT YOUR LEGAL RIGHTS OR REMEDIES ARE, REPRESENT YOU IN COURT OR TELL YOU HOW TO TESTIFY IN COURT.
3. THE FAMILY LAW CASE MANAGER IS NOT ACTING ON BEHALF OF THE COURT OR ANY JUDGE. THE PRESIDING JUDGE IN YOUR CASE MAY REQUIRE AMENDMENT OF A FORM OR SUBSTITUTION OF A DIFFERENT FORM. THE JUDGE IS NOT REQUIRED TO GRANT THE RELIEF REQUESTED IN THE FORM.
4. FAMILY LAW CASE MANAGER SERVICES ARE AVAILABLE TO ALL PERSONS UNLESS LIMITED BY STATUTE, WHO ARE OR WILL BE PARTIES TO A FAMILY LAW CASE.
5. THE INFORMATION YOU GIVE TO AND RECEIVE FROM THE FAMILY LAW CASE MANAGER IS NOT CONFIDENTIAL AND MAY BE SUBJECT TO DISCLOSURE AT A LATER DATE. IF ANOTHER PERSON INVOLVED IN YOUR CASE SEEKS ASSISTANCE FROM THE FAMILY LAW CASE MANAGER, HE OR SHE WILL BE GIVEN THE SAME TYPE OF ASSISTANCE THAT YOU RECEIVE.
6. IN ALL CASES, IT IS BEST TO CONSULT WITH YOUR OWN ATTORNEY, ESPECIALLY IF YOUR CASE PRESENTS SIGNIFICANT ISSUES REGARDING CHILDREN, CHILD SUPPORT, ALIMONY, RETIREMENT OR PENSION BENEFITS, ASSETS, OR LIABILITIES.

CHECK ONE (/) _____ I CAN READ ENGLISH.

_____ I CANNOT READ ENGLISH.

THIS NOTICE WAS READ TO ME BY:

{NAME} _____

IN {LANGUAGE}_____

BY MY SIGNATURE BELOW, I DO HEREBY ACKNOWLEDGE THAT I HAVE READ THIS DISCLAIMER AND UNDERSTAND THE LIMITATION OF THE SERVICES PROVIDED.

DATE

SIGNATURE OF SELF REPRESENTED LITIGANT