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| District Court _____ County, Colorado Court Address: | ▲ COURT USE ONLY ▲ |
| In re the Marriage of: Petitioner: And Co-Petitioner/Respondent: | |
| Attorney or Party Without Attorney (Name and Address): | Case Number: |
| Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____ | Division _____ Courtroom _____ |
| AFFIDAVIT FOR DECREE WITHOUT APPEARANCE OF PARTIES | |

Please complete the appropriate information in Numbers 1 – 6 prior to filing with the Court.

The Petitioner and/or Co-Petitioner/Respondent files this Affidavit in support of a request for issuance of a Decree of Dissolution of Marriage without appearance of the parties.

1. The Petition for Dissolution of Marriage was filed on _____ (date). On that date, Petitioner and/or Co-Petitioner/Respondent _____ (name) had been domiciled in Colorado for more than 90 days immediately before the Petition for Dissolution of Marriage was filed.

2. The Petition and Summons were served by: **(check one)**

A Co-Petitioner filing.

Personal service on _____ (date).

Waiver of service signed on _____ (date).

Publication/Certified Mail (**Note:** Service by either of these methods is only allowed by Court Order.) The publication occurred on _____ (date) **OR** the return receipt for Certified Mail was signed by the Respondent on _____ (date).

3. **There are no minor child(ren) and wife is not pregnant.**

OR

There are minor child(ren) and each party is represented by counsel. The parties have completed a Parenting Plan that provides for the allocation of parental responsibilities (decision-making responsibilities and parenting time) and have reached an agreement with respect to child support, and medical/dental insurance of the child(ren) of the marriage. The Parenting Plan is in the best interests of the child(ren). **(The Parenting Plan must be filed with the Court.)**

4. **Check only one.**

The parties have signed a written Separation Agreement. The parties have completed a Separation Agreement that provides for the division of all marital property and marital debts, and addresses spousal support/maintenance. The parties agree that the Separation Agreement is fair and not unconscionable. **(The Separation Agreement must be filed with the Court.)**

OR

There is no marital property to be divided and there are no marital debts and neither party requests spousal support/maintenance.

5. There are no genuine issues of material fact and the marriage is irretrievably broken.

6. The Petitioner Co-Petitioner/Respondent wishes to have the prior name of _____ restored. The restoration of the prior name will not defraud any creditors or injure third parties.

7. Other:

The Petitioner and/or Co-Petitioner/Respondent request that the attached Decree of Dissolution of Marriage be entered after the statutory waiting period has elapsed.

Petitioner:

Co-Petitioner Respondent (check one):

Signature Date

Address

City State Zip Code

Home Phone # Cell #

Signature Date

Address

City State Zip Code

Home Phone # Cell #

Attorney Signature, if any

Attorney Signature, if any

Subscribed and affirmed, or sworn to before me
in the County of _____,
State of _____, this _____
day of _____, 20 _____.
My Commission Expires: _____

Subscribed and affirmed, or sworn to before me
in the County of _____,
State of _____, this _____
day of _____, 20 _____.
My Commission Expires: _____

Notary Public/Clerk

Notary Public/Clerk

CERTIFICATE OF SERVICE

(If only one party signs this Affidavit, complete the Certificate of Service below.)

I certify that on _____ (date) the original was filed with the Court; and a true and accurate copy of the **AFFIDAVIT FOR DECREE WITHOUT APPEARANCE OF PARTIES** was served on the other party by:

Hand Delivery, E-filed, Faxed to this number _____, **or**
 by placing it in the United States mail, postage pre-paid, and addressed to the following:

To: _____

(Your signature)