UNCONTESTED DIVORCE—NO CHILDREN

The forms presented in this packet are designed to guide you in the preparation of your divorce papers. You must fill in the required information as it applies to your situation. Your papers should remain in the same order as they appear in this packet. If you do not have access to a typewriter, you may fill the papers out by hand in neat print using BLACK ink.

You should fill in every blank line EXCEPT for the civil action file number blanks and the lines provided for signatures by the Notary Public and the Judge.

In the Complaint and the Settlement Agreement, some sections have two possible answers, separated by an [OR]. In these sections, you must choose which of the two choices fits best in your situation, and then include only that choice in your documents. The other choice should be ignored, and should not be included in your documents.

Make sure that everything is signed. All signatures that require notarization must be notarized before your documents will be approved for filing.

State Law O.C.G.A. §15-19-51 forbids court personnel to give legal advice. Different situations may require special procedures and courthouse personnel cannot advise you on how to proceed or what forms may be necessary in specific situations. Divorce can be very complicated. The only person allowed to help you in the preparation of these forms is a licensed attorney hired to represent you. Please consult an attorney if you have questions about the procedure or what action is best for you to take.

YOU MAY NEED AN ATTORNEY IF:

- The case is contested and your spouse has a lawyer.
- You cannot locate your spouse to serve him or her with your papers.
- You or your spouse has a house, pension, or large amount of property or income.
- You might lose custody of your children.
- You think you will have difficulty getting documents from your spouse about retirement funds, income, etc.
- Even if it is a friendly divorce, you should talk to a lawyer before you sign any settlement papers or file anything in court.

Remember, you must fully complete the forms before the Judge will be able to grant you a decree of divorce. Incomplete forms, as well as forms that are improperly filled out, may delay the grant of your divorce. Make sure that you take time to read over all the forms, and understand what is being asked of you in each situation.

		STA	TE OF GE	ORGIA	
Plaint v.	tiff,		§ §	Civil Action File No.	
		COMPLA	INT FOR D	DIVORCE	
h ofone	Plainti	ff,urt and shows this Court as fo	11		Name], comes
before	e this Co	urt and snows this Court as ic			
			1.		
		Residence requireme	nt (Choose	e <u>only one</u> : a, b,	or c)
	a)	Plaintiff is a resident of_		County,	Georgia, and has been
a resi	dent of	Georgia for at least six mor	nths prior to	o the filing of thi	s action.
		Plaintiff is a resident of _			
reside	ed at the				military post
for at	least or	e year before filing this pe	tition.		
	c)	Plaintiff is not a resident	of the State	e of Georgia, but	Plaintiff's spouse has
been	a reside	nt of the state of Georgia as	nd the cour	nty of	for at
least	six (6) n	nonths prior to my filing th	is action.		
			2.		
		Venue (Cho	oose <u>only o</u>	one: a or b)	
	a)	Defendant is a resident o	f	Co	unty, Georgia, and has
ackno	wledge	d service of the Complaint	and Summ	ons and has wai	ved further service of

process.

IN THE SUPERIOR COURT OF _____ COUNTY

	b)	Defendant is a resident of	County,	
[State]	and ha	s signed an ACKNOWLEDGEMENT OF SERV	ICE AFFIDAVIT OF	
WAIV	ER OF	VENUE AND PERSONAL JURISDICTION.		
		3.		
		Date of Marriage (Choose only one: a o	or b)	
	a)	Plaintiff and Defendant were lawfully married o	n	[Date].
	b)	Plaintiff and Defendant are common law married	d, having entered into	a
comm	on law	marriage before January 1 1997 as of		[Date].
Note:	Commo	on law marriage was abolished in Georgia on Jan	nuary 1, 1997.	
		4.		
		Date of Separation		
	The D	efendant and I separated on		[Date] and
have r	emaine	d in a bona fide state of separation since that date.		
		5.		
		Minor Children of the Marriage		
	There	are no minor children born of the marriage and m	y spouse is not now	
pregna	ant.			
		6.		
		Grounds for Divorce		
	Plainti	ff is entitled to a divorce upon the statutory grounds th	at the marriage is	
irretrie	vably br	oken and there is no hope of reconciliation, O.C.G.A.	§19-5-3(13).	

Settlement Agreement

The parties have entered into a settlement agreement that resolves all issues as to an equitable division of property and debts. WHEREFORE, Plaintiff respectfully requests: a) That the parties herein be totally divorced; That the Court adopt and incorporate the parties' settlement agreement into a b) final judgment and decree in this matter; That the Plaintiff's/Defendant's name be restored to former name, which was: c) [Name]. Year of Birth . d) That the Plaintiff have such other and further relief as this Court deems equitable and just. Respectfully submitted, this day of , 20 . Plaintiff pro se [Signature — No Notary Public needed] Plaintiff's Address

Plaintiff's Telephone Number(s)

IN THE SUPERIOR COURT OF _		COUNTY
STATE	OF GE	EORGIA
Plaintiff, v. Defendant.	\$ \$ \$	Civil Action File No.
s	SUMM	ONS
To the above-named defendant:		
You are hereby summoned and requ	uired to	file with the Clerk of said Court and serve
upon		, the pro se plaintiff, whose
address is		an answer to the
complaint which is herewith served upon ye	ou, wit	hin 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 complain	nt.	
This day of		, 20
Clerk of Superior Court,		unty

IN THE SUPERIOR COURT OF	COUNTY
STATE	OF GEORGIA
Plaintiff, v. Defendant.	\$ Civil Action File No
	CATION rsigned who on oath states that the facts set forth of her knowledge and belief.
•	Plaintiff pro se
	[Sign in presence of Notary Public]
Sworn and subscribed before me This day of	, 20
Notary Public, State of Georgia	
My Commission Expires	

IN THE SUPERIOR COURT OF		COUNTY	
STAT	STATE OF GEORG		
, , , , , , , , , , , , , , , , , , ,	§		
Plaintiff,	§		
V.	§	Civil Action File No.	
Defendant.	§		
CONSENT TO TRIAL 31 DAYS AFTER TRIAL	SERVIC BY JURY		
Both of the above parties, as indicated b	y their sig	gnatures below, waive their right to trial	
by jury and consent to the hearing and granting of	of a divor	ce in this action any time thirty-one (31)	
days after the filing of the acknowledgment of se	ervice or a	after service having been perfected.	
		Plaintiff, pro se [Sign in presence of Notary Public]	
Sworn to and subscribed before me	20		
This day of	, 20_		
Notary Public, State of Georgia My Commission Expires		<i>∍</i> _·	
		Defendant, pro se [Sign in presence of Notary Public]	
Sworn to and subscribed before me			

Notary Public, State of Georgia
My Commission Expires

IN THE SUPERIOR COURT OF _		COUNTY	
STATE	STATE OF GEORGIA		
Plaintiff, v. Defendant.	\$ \$ \$ \$	Civil Action File No.	
ACKNOWLEDGEMENT O	F SER	RVICE AND SUMMONS	
The undersigned Defendant hereby ack	nowled	lges service of the above Summons and	
Complaint for Divorce for and states that (s)he	has rec	eived a copy of said Complaint, and	
Defendant hereby waives any further service of	proces	s.	
This the day of		, 20	
		D.C. 1	
		Defendant pro se [Sign in presence of Notary Public]	
worn to and subscribed before me his day of	, 20)	
otary Public, State of Georgia			

My Commission Expires ______.

IN THE SUPERIOR COURT OF	COUNTY
STAT	E OF GEORGIA
	\$ Civil Action \$ File No. \$ VLEDGEMENT OF SERVICE UE AND PERSONAL JURISDICTION
	Name], the named Defendant in the above-style
case, after being duly sworn do hereby depe	
County,	[State], and that the Plaintiff in the above-
styled case is a resident of	County, Georgia. I affirm that I
notice, service, and issuance of process. After being duly informed that I have jury on the above matter in the county of me	n the county of my residence, and consent to
This day of	, 20
	Defendant Affiant [Sign in presence of Notary Public]
Notary Public Sworn to and subscribed before me this day of	, 20

IN THE SUPERIOR COURT OF	COUNTY
STATE OF	GEORGIA
Plaintiff, v.	
Defendant.	File No
SETTLEMENT A	
This is an agreement by and between	
referred to as "Plaintiff") and	(hereinafter referred to as
"Defendant").	
WHEREAS, the parties are married but are separation;	currently living in a bona fide state of
WHEREAS, the parties desire to settle between property, alimony, and all other rights and obligation	
NOW THEREFORE, in consideration of the parties agree as follows:	e mutual covenants hereinafter contained, the
1.	
Separat	tion
☐ The parties shall continue to live separate an	nd apart and each shall be free from
interference, molestation, authority and control, dire	ect or indirect, by the other as fully as if sole
and unmarried, and each may reside at such place or	r places as he or she may select.
2.	
Alimony (Choos <u>e c</u>	only one: a or b)
a) The □ Plaintiff/ □ Defendant shall pay to the □ P	Plaintiff/ Defendant as alimony the sum of
\$ per week/month, to be paid beg	ginning on [Date] and to
continue thereafter until the □ Plaintiff/ □ Defendan	at remarries or dies.

 $\hfill\Box$ b) The parties hereby expressly waive alimony for the past, present and future.

		Div	ision of Property (Choose only	one: a, b or c)	
	 a) The parties have no marital property subject to equitable division. b) The parties have previously divided their marital property to their mutual satisfaction. 				
C) The parties acknowledge that they possess various items of jointly ow property, which shall be divided as follows:					
		1) To	the Plaintiff:		
		2) To	the Defendant:		
			4.		
		Di	vision of Debts (Choose <u>only on</u>	<u>e</u> : a or b)	
	a)	The partie	es acknowledge that they have no	outstanding joint debts.	
	b)	The partie	es agree to the division of debts a	s indicated below:	
	Cr	reditor	Amount	Responsible Party	
		ble party inde these obliga	emnifies and holds harmless the rations.	non-responsible party for any	
			5.		
			Name Restoration		
Av fo	rmer na	ime is		and I request that it	

restored to me. Year of Birth _____.

Binding Agreement

The parties acknowledge that they have entered into this Agreement freely and voluntarily and that it is not the result of any duress or any undue influence. This Agreement constitutes the entire understanding of the parties. There are no representations, warranties, covenants, or undertakings other than those expressly set forth herein.

7.

Agreement enforceable with or without divorce

☐ It is expressly understood that this Agree	ement does	s not obligate the parties to continue to
live in a state of separation or to proceed with an	action for	divorce. However, in the event that
either party shall bring or maintain an action for	dissolutior	n of the marital relationship, this
Agreement shall be presented to the court and in	corporated	by reference into any judgment or
decree concerning the matters provided herein.	Notwithsta	anding such incorporation, this
Agreement shall survive and be enforceable inde	ependently	of the judgment or decree.
This Agreement is entered into this the	day of _	, 20
		Plaintiff pro se
		Plaintiff's Address
Sworn to and subscribed before me This day of		Plaintiff's Telephone Number(s)
Notary Public, State of Georgia My Commission Expires		
		Defendant pro se
		Defendant's Address
sworn to and subscribed before me		Defendant's Telephone Number(s)

.

This day of , 20

Notary Public, State of Georgia

My Commission Expires _____

IN THE SUPERIOR COURT OF _	COUNTY
STATE	OF GEORGIA
Plaintiff, v. Defendant.	<pre>\$ Civil Action File No</pre>
FINAL JUDGME	NT AND DECREE
judgment of the Court that a total divorce be gra <i>matrimonii</i> , between the parties to the above stat	the Court that the marriage contract heretofore
dissolved as fully and effectually as if no such co	
Plaintiff and Defendant in the future so distinct persons altogether unconnected by any both shall have the right to remarry.	shall be held and considered as separate and nuptial union or civil contract whatsoever and
The Court restores to	her prior or maiden
name, to wit:	; Year of Birth:
The settlement agreement entered into be day of made a part of this Final Judgment and Decree o enjoined from molesting or harrassing the other	f Divorce. Each party is hereby restrained and
SO ORDERED, this day of	

JUDGE, Superior Courts Southern Judicial Circuit



PLEASE PRINT OR TYPE ALL INFORMATION LEGIBLY AND CORRECTLY BELOW.

DECLUIRED INFORMATION							
REQUIRED INFORMATION							
CIVIL ACTION NUMBER		DATE DECREE GRANTED (MONTH, DAY, YEAR)		COUNTY DECREE GRANTED			
FIRST NAME OF PARTY 1 MIDDLE NAM		E	LAST NAME		LAST NAME AT BIRTH		
DATE OF BIRTH (MONTH, DAY, YEAR)		COUNTY OF RESIDENCE		NUMBER OF THIS MARRIAGE (FIRST, SECOND, ETC.)			
FIRST NAME OF PARTY 2 MIDDLE NAM		ΛΕ LAST NAME			LAST NAME AT BIRTH		
DATE OF BIRTH (MONTH, DAY, YEAR)	COUNTY OF RESIDENCE		NUMBER OF	FHIS MARRIAGE (FIRST, SECOND, ETC.)			
SPECIFY GROUNDS FOR DIVORCE (19-5-3, OCGA)			NUMBER OF CHILDREN LESS T	HAN 18 AFFECT	ED 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.