

YAVAPAI COUNTY
Self-Service Center

**INSTRUCTIONS: COMPLETING A RESPONSE TO PETITION FOR
ANNULMENT OF MARRIAGE WITHOUT MINOR
CHILDREN**

CONFIDENTIAL SENSITIVE DATA SHEET:

Most court files are open to the public for review. Use this form to keep your sensitive information confidential. By writing your sensitive data on this form and then writing "SEE CONFIDENTIAL SENSITIVE DATA FORM" on the papers you file with the court, the public will not have access to this information.

REQUEST FOR ORDER FOR PROTECTED ADDRESS:

You may file this form if your address is not known to the other party and you reasonably believe that physical or emotional harm may result to you or a minor child if your address is not protected. If the court grants this request, the other party will serve you by delivering your copy of any filed documents to the Clerk of the Superior Court. The Clerk will then mail you the papers at the address you provide. **YOU MUST KEEP YOUR ADDRESS CURRENT WITH THE CLERK.**

Type or print in BLACK ink only.

- A. Make sure your form is titled RESPONSE TO PETITION FOR ANNULMENT OF MARRIAGE WITHOUT MINOR CHILDREN in the upper right hand part of the first page
- B. In the top left corner of the first page, fill out the following information: your name, mailing address and DAYTIME telephone number
- C. Fill in the name of the "Petitioner" and "Respondent" the same way as it looks on the Petition. You must do that for every document you ever file with the court regarding this case from now on. **You will always be the Respondent; your purported spouse will always be the Petitioner.**
- D. Use the DO case number that is written above the title of all the documents served on you. You must use that case number for every document you ever file with the court regarding this case from now on.

GENERAL INFORMATION:

- 1. **Information about my purported spouse.** Fill in your purported spouse's (the Petitioner's) name, address, date of birth, occupation and length of time lived in Arizona. This is basic information about the PETITIONER.
- 2. **Information about me.** Fill in your name, address, date of birth, occupation, and length of time lived in Arizona. This is basic information about YOU, the RESPONDENT.
- 3. **Information about our marriage.** Fill in the date that you were married, and the city and state or country where you were married.
- 4. **90-day residency requirement.** This tells the Court that you and/or your purported spouse have lived

in Arizona, or been stationed here while in the Armed Force, for at least 90 (ninety) days prior to the date the annulment papers were filed. **This MUST be true. IF IT IS NOT TRUE, your purported spouse filed too soon and the case must be dismissed. YOU OR YOUR PURPORTED SPOUSE CAN FILE A MOTION TO DISMISS.**

INFORMATION ABOUT PROPERTY AND DEBT:

The information you give in Paragraphs 5 and 6 tells the Court about your property and debts, and how you think your property and debts should be divided.

- ✓ If you have questions, or have a lot of property or debt, you should speak with a lawyer **BEFORE** you file your Response.

5a. Property acquired during the purported marriage.

If you and your purported spouse do not have any property from the purported marriage, check the first box.

If you and your purported spouse have property together, check the second box.

5b. Property acquired before the purported marriage. Separate property.

If you did not have or bring any property into the purported marriage, check the first box.

If your purported spouse did not have or bring any property into the purported marriage, check the next box.

If you or your purported spouse brought property into the purported marriage, check the third and/or fourth box.

6a. Debts incurred during the purported marriage.

If you and your purported spouse do not owe money on any debts from the purported marriage, check the first box.

If you and your purported spouse owe money on any debts from the purported marriage, check the second box. If you check the second box, tell the Court which debts you should pay and which debts your purported spouse should pay. Generally, the Court will attempt to make a fair division of the debts. If you get the property on which money is owed, you probably will be given the debt. Ordering one person to pay all the debt is unusual. Think about what is a fair division of the debts before answering this question. Put enough information to identify each debt.

If you and your purported spouse have been separated and have acquired new debts on your own before filing for divorce, you may want the Court to order that each of you pay for any new debt after the date you separated. You can make this request on the last page of your Response under Letter C.

6b. Separate debts. Debts incurred prior to purported marriage.

If you did not owe money on any debts before you were married, check the first box.

If your purported spouse did not owe money on any debts before you were married, check the second box.

If you owed money on debts before you were married, check the third box.

If your purported spouse owed money on debts before you were married, check the fourth box.

If either you or your purported spouse owe money on any debts you or your purported spouse brought into the marriage, describe the debts, and tell the Court which debts you should pay and which debts your purported spouse should pay.

7. Children and Pregnancy.

Mark the first box if no children have been born of the purported marriage. **THIS MUST BE TRUE TO USE THIS PACKET. IF IT IS NOT TRUE**, see a lawyer for help. You cannot use this packet for Responding to an Annulment Without Minor Children.

If the purported wife **IS NOT pregnant** at this time, check the second box and go on.

If the purported wife **IS pregnant**, and purported husband **IS NOT THE FATHER** check the third box.

Fill in the date the baby is due.

If purported wife is pregnant and purported husband is the father, see a lawyer for help. You cannot use this packet.

OTHER STATEMENTS TO THE COURT.

This is where you tell the Court if you disagree with part(s) of the Petition for Annulment. Mark all boxes that apply. If you do not agree with the Petitioner's belief that there is a legal impediment that makes the marriage void, use the lines to explain your reasons to the Court.

REQUESTS TO THE COURT. This section requests the Court to do certain things.

- A. **ANNULMENT.** Mark the box that describes what you want the Court to do.
- B. **PROPERTY.** This asks the Court to divide the property as requested by you in your Response.
- C. **DEBTS.** This asks the Court to divide the debts as requested by you in your Response. **IF YOU HAVE BEEN SEPARATED FROM YOUR PURPORTED SPOUSE FOR ENOUGH TIME THAT YOU OR YOUR PURPORTED SPOUSE MAY HAVE ADDITIONAL DEBTS, WRITE THE DATE OF SEPARATION ON THE LINE PROVIDED IF YOU WANT EACH PURPORTED SPOUSE TO PAY THE DEBTS ACQUIRED AFTER YOU SEPARATED.**
- D. **OTHER ORDERS:** Tell the Court anything else you may want ordered that has not been covered in your Response.

This form does not have to be signed in front of a notary public. However, be aware that by signing, you are swearing that everything you have said in this Response is true to the best of your knowledge. You can be prosecuted for perjury if the Court finds you are not telling the truth.

You are required to mail a copy of this Response to the Petitioner or attorney after the Response has been filed. Below your signature, write in the name and address of the Petitioner (or Petitioner's attorney, if there is one). Also fill in the date you will mail a copy to the Petitioner or attorney.

RESOLUTION STATEMENT

This form is not needed unless the Court requests it or a Response is filed. If this happens follow the instructions provided with the form.

THEN GO ON TO: WHAT TO DO AFTER I HAVE COMPLETED THE FORMS