

State of Minnesota

District Court

County of: _____

Judicial District: _____
Court File Number: _____
Case Type: Dissolution with Children

In Re the Marriage of:

Name of Petitioner A (first, middle, last)
and

**Joint Petition, Agreement, and
Judgment and Decree for Marriage
Dissolution With Children**

Name of Petitioner B (first, middle, last)

1. Information about Petitioner A:

Full Name: _____
First Middle Last

Address: _____
Street Address Apt. No.

City County State Zip Code

Date of Birth: _____

Petitioner A's former or other names or write "None":

First Middle Last

First Middle Last

Petitioner A's social security number is listed on Confidential Form 11.1 and submitted along with the Joint Petition.

2. Information about Petitioner B:

Full Name: _____
First Middle Last

Address: _____
Street Address Apt. No.

City County State Zip Code

Date of Birth: _____

Petitioner B's former or other names or write "None":

First Middle Last

First Middle Last

Petitioner B's social security number is listed on Confidential Form 11.1 and submitted along with the Joint Petition.

3. Our Marriage

Petitioners were married on (month, day, year) _____
in the City of _____, County of _____,
State of _____, Country of _____.

4. 180 Day Requirement

- a. Petitioner A has been living in Minnesota for the past six (6) months: YES NO
- b. Petitioner B has been living in Minnesota for the past six (6) months: YES NO
- c. Petitioners were married in Minnesota, but neither Petitioner A nor YES NO
Petitioner B reside in Minnesota, nor reside in a jurisdiction that will
maintain an action for dissolution because of the sex or sexual
orientation of the Petitioners.

5. Armed Forces

- a. Petitioner A is an active duty member of the armed forces: YES NO
IF YES, has the member of the armed forces been stationed in Minnesota
for the past six (6) months? YES NO
- b. Petitioner B is an active duty member of the armed forces: YES NO
IF YES, has the member of the armed forces been stationed in Minnesota
for the past six (6) months? YES NO

6. Marriage Cannot be Saved

There has been an irretrievable breakdown of our marriage relationship.

7. Physical Living Situation

Do the Petitioner A and Petitioner B live together at this time? YES NO

If NO, the date we separated was: _____

If YES, Petitioner A and Petitioner B are living together at this time because:

8. Other Proceedings

- a. Has a separate court case for marriage dissolution, legal separation, custody, paternity or annulment already been started by Petitioner A or Petitioner B in Minnesota or elsewhere? YES NO

If YES, the type of court case is _____,
and it was started in _____ County,
in the State of _____, and the court file number is _____,
and the status or outcome of the case is: Open Closed Unknown
or _____

- b. Has a County started a Support case involving the Petitioner A and the Petitioner B or their children? YES NO

If YES, the case was started in _____ County,
in the State of _____ and the court file number is _____.
The case has been Dismissed is Pending resulted with an Order for Support.

9. Protection or Harassment Order

- a. An *Order for Protection* or a *Harassment/Restraining Order* in effect regarding Petitioner A and Petitioner B: YES NO

If YES, the *Order* protects: Petitioner A Petitioner B the children

The *Order* was filed in _____ County, on the date: _____,
and the court file number is _____. A copy of the *Order* is submitted with this Joint Petition.

- b. If an *Order for Protection* is in effect, does the *Order for Protection* include a child support obligation? YES NO

10. Child Protection Case

- a. Has a child protection case involving Petitioner A and Petitioner B's children taken place in Minnesota or another state? YES NO

If YES, the case is in _____ County,

in the State of _____ and the court file number is _____.

The name of the child or children involved in the child protection case is:

11. Children Petitioner A and Petitioner B have Together (Joint Children)

"Child" means a living person under the age 18, or under age 20 and still in high school.

- a. List all joint children born before the marriage or born or adopted during the marriage. **If there are no joint children, or if a spouse is not currently pregnant, you are using the wrong form.** Use Joint Petition, Agreement and Judgment and Decree Without Children.

| Full Name of Child | Date of Birth | Age | Child Currently Lives With |
|--------------------|---------------|-----|---|
| | | | <input type="radio"/> Petitioner A <input type="radio"/> Petitioner B <input type="radio"/> Both parents OR _____ (write in name) |
| | | | <input type="radio"/> Petitioner A <input type="radio"/> Petitioner B <input type="radio"/> Both parents OR _____ (write in name) |
| | | | <input type="radio"/> Petitioner A <input type="radio"/> Petitioner B <input type="radio"/> Both parents OR _____ (write in name) |
| | | | <input type="radio"/> Petitioner A <input type="radio"/> Petitioner B <input type="radio"/> Both parents OR _____ (write in name) |
| | | | <input type="radio"/> Petitioner A <input type="radio"/> Petitioner B <input type="radio"/> Both parents OR _____ (write in name) |

The social security number of the children are listed on Confidential Form 11.1 and submitted along with the Joint Petition.

If a child is living with someone other than a parent, write the child's address below:

Address :

Street Address

Apt. No.

City

County

State

Zip Code

b. Has each child born to or adopted by Petitioner A and Petitioner B together lived in Minnesota for the past six (6) months? YES NO

If NO, name the child or children, name the State(s) the child has lived in during the past 6 months, and the dates the child lived in each state:

12. Adult Dependent Children: Child support may be ordered for a joint child over the age of 18 who cannot support him/herself because of a physical or mental condition.

a. Is there an adult joint child born to or adopted by Petitioner A and Petitioner B who is not able to support him/herself because of a physical or mental condition? YES NO

If YES, the full name, date of birth and age of each adult dependent is:

| Full Name of Dependent | Date of Birth | Age |
|------------------------|---------------|-------|
| <hr/> | <hr/> | <hr/> |
| <hr/> | <hr/> | <hr/> |

The social security number of the adult dependent children are listed on Confidential Form 11.1 and submitted along with the Petition.

13. Pregnancy

a. Is Petitioner A pregnant? YES NO

If Petitioner A is pregnant, answer (i) and (ii):

(i) The date the baby is due is _____

(ii) Do Petitioner B and Petitioner A agree that Petitioner B is the biological father of the unborn child? YES NO

If NO, Petitioner B Petitioner A claims Petitioner B is not the biological father of the child.

b. Is Petitioner B pregnant? YES NO

If Petitioner B is pregnant, answer (i) and (ii):

(i) The date the baby is due is _____

(ii) Do Petitioner B and Petitioner A agree that Petitioner A is the biological father of the unborn child? YES NO

If NO, Petitioner B Petitioner A claims Petitioner A is not the biological father of the child.

14. Petitioner A's Children from Other Relationship (Non-joint Children)

a. Does Petitioner A have minor children born prior to the marriage from another marriage or relationship? YES NO

If YES, the full name, date of birth and age of each child born prior to the marriage is:

| Full Name of Child and Age | Date of Birth | Does Child Live with Petitioner A? | Is Petitioner A Court-Ordered to pay Child Support for this Child? |
|----------------------------|---------------|--|--|
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |

b. Has Petitioner A given birth during the marriage to a minor child who is not a child of Petitioner B? YES NO

If YES, answer (i), (ii), (iii) and (iv):

(i). List the full name, date of birth and age of each child born to Petitioner A since marrying Petitioner B, who is not a child of Petitioner B:

| Full Name of Child and Age | Date of Birth | Does Child Live with Petitioner A? | Is Petitioner A Court-Ordered to pay Child Support for this Child? |
|----------------------------|---------------|--|--|
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |

(ii) Is there a Court Order naming someone other than YES NO
Petitioner B as the father of the children listed in
(i) above?

If YES, attach a copy of the Order. The Order is for:

Full Name of children

(iii) Have Petitioner A and biological father signed a YES NO
Minnesota Recognition of Parentage (ROP) for
any of the children listed in (i) above?

If YES, state the name of the child: _____
Full Name of Children

and attach a copy of the Recognition of Parentage.

If NO, why not?

(iv) Has Petitioner B signed the "Spouse's Non- YES NO
Parentage Statement" for any of the children
listed at (i) above?

If YES, state the name of the child: _____

and submit a copy of the "Spouse's Non-Parentage Statement."

If NO, why not?

15. Petitioner B's Children from Other Relationship (Non-joint Children)

a. Does Petitioner B have minor children *born prior to the marriage* from YES NO
another marriage or relationship?

If YES, the full name, date of birth and age of each child *born prior to the marriage* is:

| Full Name of Child and Age | Date of Birth | Does Child Live with Petitioner B? | Is Petitioner B Court-Ordered to pay Child Support for this Child? |
|----------------------------|---------------|--|--|
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |

b. Has Petitioner B given birth during the marriage to a minor child who is YES NO not a child of Petitioner A?

If YES, answer (i), (ii), (iii) and (iv):

(i). List the full name, date of birth and age of each child born to Petitioner B since marrying Petitioner A, who is not a child of the Petitioner A:

| Full Name of Child and Age | Date of Birth | Does Child Live with Petitioner B? | Is Petitioner B Court-Ordered to pay Child Support for this Child? |
|----------------------------|---------------|--|--|
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |
| | | <input type="radio"/> YES <input type="radio"/> NO | <input type="radio"/> YES <input type="radio"/> NO |

(ii) Is there a Court Order naming someone other than Petitioner A YES NO as the father of the children listed in (i) above?

If YES, submit a copy of the Order. The Order is for:

_____ Full Name of children

(iii) Have Petitioner B and biological father signed a Minnesota YES NO Recognition of Parentage (ROP) for any of the children listed in (i) above?

If YES, state the name of the child:

_____ Full Name of Children

and attach a copy of the Recognition of Parentage.

If NO, why not?

(iv) Has Petitioner A signed the "Spouse's Non-Parentage Statement" for any of the children listed at (i) above? YES NO

If **YES**, state the name of the child: _____

and **submit a copy of the "Spouse's Non-Parentage Statement."**

If **NO**, why not?

16. Custody

It is in the child's best interests and we agree that legal custody be granted as follows:
(check one)

- Joint legal custody to both parents
 Sole legal custody to Petitioner A Petitioner B

It is in the child's best interests and we agree that physical custody be granted as follows:
(check one)

- Joint physical custody to both parents
 Sole physical custody to Petitioner A Petitioner B

17. Parenting Time

Petitioner A's parenting time with the joint children should be: (check one)

If parenting time is unsupervised for both parents, skip to Question 18.

- unsupervised supervised reserved

For **supervised** parenting time answer a and b. For **reserved** parenting time, answer c.

(Option 1) Supervision is necessary because unsupervised parenting time is likely to endanger the child's physical or emotional health or impair the child's emotional development. The circumstances supporting this finding are:

(Option 2) We agree that supervised parenting time is necessary because

It is in the best interests of the children that Petitioner A's parenting time be supervised as follows: (State who should supervise the parenting time, and if there is a cost involved, who should pay the cost and any other important details)

c. We agree that Petitioner A's parenting time should be reserved because:

Petitioner B's parenting time with the joint children should be: (check one)

- unsupervised supervised reserved

For **supervised** parenting time answer a and b. For **reserved** parenting time, answer c.

(Option 1) Supervision is necessary because unsupervised parenting time is likely to endanger the child's physical or emotional health or impair the child's emotional development. The circumstances supporting this finding are:

(Option 2) We agree that supervised parenting time is necessary because

b. It is in the best interests of the children that Petitioner B's parenting time be supervised as follows: (State who should supervise the parenting time, and if there is a cost involved, who should pay the cost and any other important details)

c. We agree that Petitioner B's parenting time should be reserved because:

18. Public Assistance

If either party is receiving public assistance from the State of Minnesota or applies for it after this proceeding is started, notice of this marriage dissolution action must be given to the county's collections and support office. See Minn. Stat. § 518A.44.

a. Petitioner A receives public assistance from the State of Minnesota: YES NO

If YES, the assistance is from _____ County. (Check all that apply):

MFIP in the amount of _____ per month

Tribal TANF in the amount of _____ per month

General Assistance in the amount of _____ per month

Medical Assistance

Child Care Assistance MinnesotaCare

b. Petitioner B receives public assistance from the State of Minnesota: YES NO

If YES, the assistance is from _____ County. (Check all that apply):

MFIP in the amount of _____ per month

Tribal TANF in the amount of _____ per month

General Assistance in the amount of _____ per month

Medical Assistance

Child Care Assistance MinnesotaCare

c. The joint children of the parties receive public assistance from the State of Minnesota: YES NO

If YES, the assistance is from _____ County. (Check all that apply):

- MFIP Medical Assistance Tribal TANF MinnesotaCare
 IV-E Foster Care

19. Supplemental Security Income (SSI)

Supplemental Security Income (SSI) is a Federal income supplement program. It is available to low-income people if they are over age 65, or blind or disabled.

a. Petitioner A receives Supplemental Security Income (SSI): YES NO

IF YES, in the amount of _____ per month.

b. Petitioner B receives Supplemental Security Income (SSI): YES NO

IF YES, in the amount of _____ per month.

c. The joint children of the parties receive(s) Supplemental Security Income (SSI): YES NO

IF YES, in the amount of _____ per month.

What is the name of the child receiving SSI? _____

20. Petitioner A's Employment

a. Petitioner A is employed: YES NO

b. Petitioner A is self-employed: YES NO

c. Petitioner A works at least 40 hours per week: YES NO

If Petitioner A is unemployed or working less than 40 hours a week, answer these questions:

i. Why is Petitioner A unemployed or working less than 40 hours a week?

ii. What is Petitioner A's past work experience (types of jobs, hours, pay, length of time at the job, etc.) and what are Petitioner A's professional qualifications or licenses?

d. Current Employment: (If Petitioner A has more than two jobs at this time, use an attachment for the additional jobs.)

Name of Petitioner A's Employer (If self-employed, list name and business address)

Employer's Street Address

City State Zip Code

Name of Petitioner A's Employer (If self-employed, list name and business address)

Employer's Street Address

City State Zip Code

| Questions about Current Jobs | 1st Job | 2nd Job |
|--|---|---|
| Is Petitioner A paid by the hour or salaried? | <input type="radio"/> hourly <input type="radio"/> salary | <input type="radio"/> hourly <input type="radio"/> salary |
| What is the average number of hours the Petitioner A works per week? | _____ hours | _____ hours |
| How much overtime pay does Petitioner A receive per week on average? | \$ _____ | \$ _____ |
| Does Petitioner A receive bonuses? <input type="radio"/> Yes <input type="radio"/> No 1st Job <input type="radio"/> Yes <input type="radio"/> No 2nd Job | If Yes, how much was received in bonuses last year? \$ _____ | If Yes, how much was received in bonuses last year? \$ _____ |
| | How much does Petitioner A expect to receive this year? \$ _____ | How much does Petitioner A expect to receive this year? \$ _____ |

21. Petitioner A's Income

Source of Income

Amount Per Month (or zero) before deductions/taxes

Self Employment Income _____ per month.

Self Employment income means gross receipts minus costs of goods sold, minus ordinary and necessary business expenses.

Job with _____ per month.

Monthly income from a job = Hourly wage x Hours worked per week x 4.33 (weeks per month)

Second job with _____ per month.

Third job with _____ per month.

Commissions from all jobs _____ per month.

Divide the total amount you expect this year by 12 to get a monthly average.

Unemployment benefits _____ per month.

Social Security Retirement, Survivors or Disability Income (RSDI) (do not include SSI) _____ per month.

Investment and Rental Income _____ per month.

Annuity Payments _____ per month.

Pension or Disability from work or military _____ per month.

Worker's Compensation _____ per month.

Court-ordered spousal maintenance you receive _____ per month.

Other income _____ per month.

Add all of the above: Total monthly income _____ per month.

Enter the amount of child support Petitioner A is court-ordered to pay for any non-joint children _____ per month.

Enter the amount of spousal maintenance Petitioner A is court-ordered to pay to your current or former spouse _____ per month.

Enter the amount of Social Security or Veteran's Benefits received by a joint child because of Petitioner A's retirement, disability or other eligibility _____ per month.

Which parent receives the payment for the child? Petitioner A Petitioner B

22. Living Expenses for the Family

a. Petitioner A and Petitioner B and their children are still living together.

Current monthly living expenses for the family total _____

OR

b. Petitioner A and Petitioner B are living separately.

The monthly family living expenses **before** separation totaled _____

At this time, Petitioner A's separate monthly living expenses total _____

and Petitioner B's monthly living expenses total _____ .

Of the total current monthly living expenses for Petitioner A, _____ is for

expenses just for the children that live with Petitioner A. Of the total current monthly

living expenses for the Petitioner B, _____ is for expenses just for the children that live with the Petitioner B.

23. Expenses for Special Needs for the Children

a. Is there a joint child of the parties who has special needs and extraordinary medical expenses? YES NO

If Yes, Name of child with special needs _____

Describe the needs

b. Does Petitioner A's monthly living expense (stated at #22) include the special needs expenses for the child? YES NO

c. Does Petitioner B's monthly living expense (stated at #22) include the special needs expenses for the child? YES NO

24. Petitioner B's Employment

a. Is Petitioner B employed? YES NO

b. Is Petitioner B self-employed? YES NO

c. Is Petitioner B working at least 40 hours per week? YES NO

If Petitioner B is unemployed or working less than 40 hours a week, answer these questions:

i. Why is Petitioner B unemployed or working less than 40 hours a week?

ii. What is Petitioner B's past work experience (types of jobs, hours, pay, length of time at the job, etc.) and professional qualifications or licenses?

d. Current Employment: (If Petitioner B has more than two jobs at this time, use an attachment for the additional jobs.)

Name of Petitioner B's Employer (If self-employed, list name and business address)

Commissions from all jobs _____ per month.

Divide the total amount you expect this year by 12 to get a monthly average.

Unemployment benefits _____ per month.

Social Security Retirement, Survivors or Disability
Income (RSDI) (do not include SSI) _____ per month.

Investment and Rental Income _____ per month.

Annuity Payments _____ per month.

Pension or Disability from work or military _____ per month.

Worker's Compensation _____ per month.

Court-ordered spousal maintenance you receive. _____ per month.

Other income _____ per month.

Identify Source

Add all of the above: Total monthly income _____ per month.

Enter the amount of child support Petitioner B is court-
ordered to pay for any non-joint children _____ per month.

Enter the amount of spousal maintenance Petitioner B is
court-ordered to pay to a current or former spouse _____ per month.

Enter the amount of Social Security or Veteran's Benefits
provided to a joint child because of Respondent's
retirement, disability or other eligibility _____ per month.

Which parent receives the payment for the child? Petitioner A Petitioner B

26. Child Care Costs

Are there child care costs for the joint children because of work or school? YES NO

If YES,

a. How many of the joint children need child care? One Two Three _____

b. How much does the daycare center(s) or babysitter charge per month? _____

c. Does the County child support agency pay for child care through a subsidy or child care assistance?

Yes, child care assistance is being received.

Petitioner A's Petitioner B's

co-pay for child care per month is _____

No, there is no county child care assistance received.

d. The parties agree that Petitioner A should pay _____ per month for his/her proportional share of child care costs and Petitioner B should pay _____ per month for his/her proportional share of child care costs. These amounts
 are are not based upon calculations using the child support guidelines worksheet.

27. Health Care Coverage

a. Who receives MinnesotaCare or Medical Assistance?

Petitioner A Petitioner B Joint Children No one

b. Does Petitioner A currently have medical insurance? YES NO. If NO, skip to c. (other than MinnesotaCare or Medical Assistance)

i. Where does Petitioner A get the medical insurance?

through his/her employment buys private medical insurance

ii. How much does the medical insurance cost?

_____ per month for single coverage

_____ per month for single plus spouse (if this is offered)

_____ per month for family coverage

iii. Who is currently covered by this medical insurance?

Petitioner A Petitioner B All the joint children Some of the joint children

Name the joint children who are covered _____

Non-joint children covered

c. Does Petitioner A have dental insurance? (other than MinnesotaCare or Medical Assistance) YES NO, If No, skip to d.

i. Where does Petitioner A get the dental insurance?

through his/her employment buys private dental insurance

ii. How much does the dental insurance cost?

_____ per month for single coverage

_____ per month for single plus spouse (if this is offered)

_____ per month for family coverage

Dental is included in the medical insurance costs.

iii. Who is currently covered by this dental insurance?

Petitioner A Petitioner B All the joint children Some of the joint children

Name the joint children who are covered _____

Non-joint children

d. Does Petitioner B have medical insurance? (other than MinnesotaCare or Medical Assistance) YES NO

i. Where does Petitioner B get the medical insurance?

through his/her employment buys private medical insurance

ii. How much does the medical insurance cost?

_____ per month for single coverage

_____ per month for single plus spouse (if this is offered)

_____ per month for family coverage

iii. Who is currently covered by this medical insurance?

Petitioner A Petitioner B All the joint children Some of the joint children

Name the joint children who are covered _____

Non-joint children

e. Does Petitioner B have dental insurance? (other than MinnesotaCare or Medical Assistance) YES NO

i. Where does Petitioner B get the dental insurance?

through his/her employment buys private dental insurance

ii. How much does the dental insurance cost?

_____ per month for single coverage

_____ per month for single plus spouse (if this is offered)

_____ per month for family coverage

Dental is included in the medical insurance costs.

iii. Who is currently covered by this dental insurance?

Petitioner A Petitioner B All the joint children Some of the joint children

Name the joint children who are covered _____

Non-joint children

f. If the joint children are without health care coverage, is coverage available for purchase through Petitioner A's or Petitioner B's employer? YES NO
 The joint children currently have health coverage.

g. Other:

28. Basic Support

Basic support is for a child's housing, food, clothing, transportation, education costs, and other expense related to the child's care. Choose Option A, B, or C below:

Option A (Guideline Amount)

Petitioner A Petitioner B shall pay basic support to the other party in the amount of _____ per month by the _____ day of the month, starting the first month after entry of the judgment for divorce. Payment shall be:

through income withholding

OR

paid directly by the parent owing the child support to the parent receiving the child support.

This amount is based on the calculations from the child support guidelines worksheet, which is attached and incorporated into this Joint Petition

OR

Option B (Deviation from Guidelines)

Petitioner A Petitioner B shall pay basic support to the other party in the amount of _____ per month by the _____ day of the month, starting the first month after entry of the judgment for divorce. Payment shall be:

through income withholding

OR

paid directly by the parent owing the child support to the parent receiving the child support.

This amount is a deviation from guidelines, which is attached and incorporated into this Joint Petition. The parties agree that this amount adequately meets the needs of the children and is in the best interests of the child. The facts supporting the deviation from the guidelines are:

OR

Option C (Reserve Basic Support)

Basic Support shall be reserved because:

29. Spousal Maintenance

Spousal Maintenance is money paid by one spouse to the other for living expenses.

Check only one box:

Petitioner A and Petitioner B do not need spousal maintenance at this time, or in the future. Both parties agree that each party is fully capable of self-support and is not dependent upon the other for additional support in the form of spousal maintenance. Each party has made a full and fair disclosure of all income and assets and liabilities that each is responsible for, and agrees that this waiver is reasonable. The waiver is fair and equitable and is supported by the above consideration and was signed by both parties after full financial disclosure to each other.

Petitioner A or Petitioner B may need spousal maintenance in the future.

The court should reserve maintenance to allow either party to ask for spousal maintenance in the future because:

(explain why you want to do this)

Petitioner A needs spousal maintenance from Petitioner B now.

Petitioner A is _____ years of age, Petitioner A and Petitioner B have been married for _____ years. Petitioner A has the following education: _____

Petitioner A's gross monthly income totals _____ Petitioner A's monthly expenses total _____ and Petitioner A is not able to maintain the standard of living established during the marriage because:

Petitioner B has the ability to pay Petitioner A _____ per month for spousal maintenance.

Petitioner B needs spousal maintenance from Petitioner A now.

Petitioner B is _____ years of age, Petitioner A and Petitioner B have been married for _____ years. Petitioner B has the following education: _____

Petitioner B's gross monthly income totals _____ Petitioner B's monthly expenses total _____ and Petitioner B is not able to maintain the standard of living established during the marriage because:

Petitioner A has the ability to pay Petitioner B _____ per month for spousal maintenance.

30. Name Change

- a. Neither person wants to change his/her name.
- b. Petitioner A wants to change his/her name to: *(full name, not initials)*

Petitioner A's name should be changed to:

| | | |
|-------|--------|------|
| First | Middle | Last |
|-------|--------|------|

1. This name change request is made with no intent to defraud or mislead anyone: True False

2. The person requesting the name change has been convicted of a felony. YES NO

If YES:

- i. Notice of this request for name change has been given to the proper authority as required by Minn. Stat. § 259.13. (IMPORTANT NOTICE: If you are a convicted felon and you request a name change without following the requirements of Minn. Stat. § 259.13, using the new last name after your divorce is a gross misdemeanor)

ii. An *Affidavit of Service of the Notice* marked Exhibit "A" has been submitted along with this Joint Petition

c. Petitioner B wants to change his/her name to: *(full name, not initials)*

Petitioner B's name should be changed to:

| | | |
|-------|--------|------|
| First | Middle | Last |
|-------|--------|------|

1. This name change request is made with no intent to defraud or mislead anyone: True False
2. The person requesting the name change has been convicted of a felony. YES NO

If YES:

- i. Notice of this request for name change has been given to the proper authority as required by Minn. Stat. § 259.13. (IMPORTANT NOTICE: If you are a convicted felon and you request a name change without following the requirements of Minn. Stat. § 259.13, using the new last name after your divorce is a gross misdemeanor)
- ii. An *Affidavit of Service of the Notice* marked Exhibit "A" has been submitted along with this Joint Petition

31. Other Findings

AGREEMENT OF PETITIONER A AND PETITIONER B

1. We have made this agreement to settle once and for all what we owe to each other and what we can expect to receive from each other. Each of us states that nothing has been held back, and that we have honestly included everything we could think of in listing our assets (everything we own and that is owed to us) and our debts (everything we owe) and that we believe the other has been open and honest in writing this agreement. We will sign and exchange any papers that might be needed to complete this agreement before or after the divorce.
2. Legal custody means which parent(s) have a say in the major decisions regarding the joint children's life including education, religious upbringing, and medical treatment. It is in the best interests of the children to grant **legal** custody of each minor joint child of the parties as follows:

Name of child

Granting Legal Custody:

- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.

3. Physical custody identifies which parent(s) will handle the routine daily care and control of the children.

It is in the best interests of the children to grant **physical** custody of each minor joint child of the parties as follows:

Name of child

Granting Physical Custody:

- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.
- Solely to Petitioner A **OR** Solely to Petitioner B **OR**
- Jointly to both parties.

4. Parenting Time

a. Petitioner A's parenting time shall be: Unsupervised Supervised Reserved

b. Petitioner B's parenting time shall be: Unsupervised Supervised Reserved

c. Parenting Time Schedule shall be as follows:

(Clearly explain the time each parent will spend with each child. Include the time (o'clock) when the child will transfer from one parent to the other. If you want the order to say who will pick up and drop off the child, include that under "Other.")

Regular schedule:

Monday through Friday:

Weekends:

Summer (if you want a different schedule in the summer):

Telephone contact with the children: Unlimited OR Only at certain times as follows:

(describe the days and times when the parent and the children may have telephone contact)

Exceptions to the Regular schedule:

You can have a different schedule for holidays, school release days, and birthdays. If you do not want a different schedule, leave it blank.

School Release days or breaks during the school year:

Any school release day schedule will supersede the regular parenting schedule.

Birthdays (child's birthday, parent's birthday)

Holidays

Any holiday or birthday schedule will supersede the regular and school release parenting schedule.

Other:

d. Under the above schedule:

What is the annual number of overnights the children will spend with each parent?

Note: If parenting time is equal, use 182.5 overnights for each parent.

Number of overnights with Petitioner A: _____

Number of overnights with Petitioner B: _____

5. Basic Support for the Joint Children

(Fill in a or b)

a. Petitioner A Petitioner B shall pay to Petitioner A Petitioner B

_____ per month starting on (date): _____ as the basic support obligation for the parties' joint children. Any past due amounts pursuant to a different court order of child support are still owed.

This amount is based on the calculations from the child support guidelines worksheet, which is attached and incorporated into this Joint Petition.

This amount is a deviation from the basic support obligation under Minnesota laws,

and the facts supporting the deviation from the basic amount are:

The monthly amount shall be:

subject to income withholding from the payor's income, regardless of source by his or her employer, trustee, or other payor of funds and mailed to: Minnesota Child Support Payment Center, P.O. Box 64326, St. Paul, MN 55164-0326. If the person paying child support is self-employed, send payments to Minnesota Child Support Payment Center, P.O. Box 64306, St. Paul, MN 55164-0306. **To start income withholding, Petitioner A or Petitioner B must apply for IV-D services or income withholding-only services at the Child Support office in the County where the children live.** Until income withholding starts, the person owing support shall pay the other parent directly.

OR

paid directly by the parent owing the child support to the parent receiving the child support, payable on the _____ day of each month.

b. The issue of Basic Support is reserved because:

Either party can ask the court to order the payment of basic support in the future by filing a Motion.

6. Medical and Dental Insurance for the Joint Children

Ordering Medical insurance as follows:

- a. Petitioner A Petitioner B shall provide medical insurance for the joint minor children through his/her employer or union. The other parent must pay a pro rata share of the health coverage costs by paying _____ OR
- pay nothing toward the medical insurance costs because he/she is financially unable to contribute to the costs.

OR

- b. Petitioner A Petitioner B shall provide medical insurance for the joint minor children by obtaining and paying for private insurance. The other parent must pay a pro rata share of the health coverage costs by paying _____ OR
- pay nothing toward the medical insurance costs because he/she is financially unable to contribute to the costs.

OR

- c. Petitioner A Petitioner B shall pay _____ per month as reimbursement for Medical Assistance or MinnesotaCare, payable by income withholding through the Minnesota Child Support Payment Center, provided Medical Assistance or MinnesotaCare is open for the joint children.

OR

- d. The issue of medical insurance for the joint children is reserved because:

Either party can ask the court to order medical insurance in the future by filing a Motion.

Ordering Dental insurance as follows:

- a. Petitioner A Petitioner B shall provide dental insurance for the joint minor children through his/her employer or union. The other parent must pay a pro rata share of the dental coverage costs by paying _____ OR
- pay nothing toward the dental insurance costs because he/she is financially unable to contribute to the costs.

OR

- b. Petitioner A Petitioner B shall provide dental insurance for the joint minor children by obtaining and paying for private insurance. The other parent must pay a pro rata share of the dental coverage costs by paying _____ OR
- pay nothing toward the dental insurance costs because he/she is financially unable to contribute to the costs.

OR

- c. The issue of dental insurance is reserved because:

Either party can ask the court to order dental insurance in the future by filing a Motion.

- Other:

7. Uninsured and Unreimbursed Medical and Dental Expenses for the Joint Children

- a. Petitioner A shall pay _____ % of the uninsured and/or unreimbursed medical and dental costs for the joint children of the parties, and Petitioner B shall pay _____ % based on the percentage share of combined PICS (parental income for determining child support.)

The parent who paid the bill must tell the other parent to pay his/her percentage share. To ask for payment, send to the other parent a) a copy of the bill, b) evidence that you have paid the bill, and c) a letter requesting payment to you of your percentage share. This request for payment should be made promptly, and no later than 3 months after the bill is paid. If a request for payment is made after 3 months, there must be exceptional circumstances to support the late request for payment.

The person receiving the request for payment shall make the payment within 30 days. If there is a good reason to question the payment, send a letter to the other parent stating what additional information is needed, or why payment is disputed. If neither payment nor a written letter disputing payment is sent within 30 days of receiving the request for payment, then the unpaid bill can be considered back due child support.

OR

- b. Reserving the issue of uninsured and unreimbursed medical and dental costs. "Uninsured and unreimbursed medical and dental costs" are expenses not covered by insurance and not paid by medical assistance or MinnesotaCare. Examples include deductibles, co-pays, and procedures not covered by insurance or assistance. Usually the parent with physical custody of the child will receive and pay the bill for the unreimbursed costs.

8. Medical and Dental Insurance for the Parties

- a. Each party to provide for his or her own dental medical insurance.
- b. _____ (full name)
shall provide medical dental insurance for
_____ (full name)
- c. Allowing _____ (full name),
at his/her own expense, to continue the dependent coverage available under the other party's insurance plan, pursuant to federal and state statutes.
- d. Reserving the issue of medical and dental insurance for the parties.

9. Child Care Support

- a. Petitioner A shall pay _____ per month for child care expenses and Petitioner B shall pay _____ per month for child care expenses.

OR

- b. The issue of child care support is reserved. Either party can ask the court to order payment of child care expenses in the future by filing a motion.

10. Spousal Maintenance

- a. Neither party is awarded spousal maintenance. Both Petitioners have waived any claims to spousal maintenance for the past, present, or future, and expressly waive all rights to modify their waivers of maintenance. This court is divested of jurisdiction to award or modify maintenance in the future pursuant to *Karon v. Karon*, 435 N.W. 2d 501 (Minn. 1989).

Consideration for this agreement is: (check all that apply)

- the parties' mutual waivers of maintenance
- the property settlement
- the parties' respective incomes and ability to earn income
- other:

The Court has reviewed this agreement and finds it to be fair and equitable under all of the circumstances, and supported by sufficient consideration including the parties' mutual waivers, incomes per year and the property division. Full disclosure of each party's financial circumstances has occurred.

- b. Maintenance is reserved because:

Either party can ask the court to order the payment of spousal maintenance in the future by filing a Motion stating a change in circumstances.

- c. Petitioner A Petitioner B shall pay permanent spousal maintenance to the other party in the amount of _____ per month starting on (date): _____
- d. Petitioner A Petitioner B shall pay temporary spousal maintenance to the other party in the amount of _____ per month starting on (date): _____ and ending on (date): _____ .

The monthly amount of permanent or temporary spousal maintenance shall be:

- subject to the income withholding from the payor's income, regardless of source, by his or her employer, trustee, or other payor of funds and mailed to: Minnesota Child Support Payment Center, P.O. Box 64326, St. Paul, MN 55164-0326. If the person paying spousal support is self-employed, send payments to Minnesota Child Support Payment Center, P.O. Box 64306, St. Paul, MN 55164-0306. **To start income withholding, Petitioner A or Petitioner B must apply for income withholding only services at the Child Support office in their County and must send a copy of this Order to the Child Support office.** Until income withholding starts, the person owing maintenance shall pay the amount directly to the spouse receiving it.

OR

- maintenance shall be paid directly by the spouse owing the maintenance to the spouse receiving it, payable on the _____ day of each month.

11. Real Estate

Real estate includes a homestead, condominium, apartment building, vacant land, contract for deed interest, remainder interest, and more.

- Petitioner A owns no real estate by himself/herself or with anyone else.
- Petitioner B owns no real estate by himself/herself or with anyone else.
- Petitioner A and/or Petitioner B own real estate as described on the Real Estate Attachment(s).

(Use a separate Real Estate Attachment sheet for each parcel of real estate. The Real Estate Attachment sheet(s) must be attached to this Joint Petition, even if Petitioner A and Petitioner B have no real estate.)

All Real Estate Attachments are incorporated into this Joint Petition, Agreement, Judgment and Decree and Petitioner A and Petitioner B agree that the real estate shall be awarded as stated on the Real Estate Attachment(s) in Attachment "C".

Check one:

- There is one Real Estate Attachment; OR
- There are _____ Real Estate Attachments.

12. Non-Marital Property

Non-marital Property means: (1) anything that you or your spouse owned before the marriage; (2) a gift, bequest, devise, or inheritance made by a third party to one but not to the other spouse; (3) anything that you or your spouse got in trade or in exchange for your non-marital property; (4) anything that is an increase in the value of non-marital property (STOP: Property can be part non-marital and part marital. Defining and valuing non-marital property can be complicated. If you have any concerns or questions, you should stop here and talk to an attorney.) (5) anything you or your spouse received after the valuation date set by the Court; or (6) anything defined as non-marital property by a valid antenuptial contract.

- a. Petitioner A owns non-marital property: YES NO

If YES, Petitioner A and Petitioner B agree that that the following property is Petitioner A's non-marital property and shall be awarded to Petitioner A:

The total value of Petitioner A's non-marital property is _____

- b. Petitioner B owns non-marital property: YES NO

If YES, Petitioner A and Petitioner B agree that that the following property is Petitioner B's non-marital property and shall be awarded to Petitioner B:

The total value of Petitioner B's non-marital property is _____

13. Division of Marital Property

Marital Property means almost anything that you or your spouse own that you or your spouse received during the marriage, even during the times that you and your spouse were separated. This includes real estate, boats, cabins, household goods, furniture, jewelry, and other things.

(See attached Asset Sheet listing all assets. The Asset Sheet must be attached to the Joint Petition, even if Petitioner A and Petitioner B have no assets.)

The Asset Sheet is incorporated into this Joint Petition, Agreement, Judgment and Decree and Petitioner A and Petitioner B agree to divide their marital property as listed by them in Attachment "A".

14. Division of Marital Debts

Marital Debts means debts incurred by you or your spouse during the marriage, even during the times that you and your spouse were separated. Do not include monthly expenses you pay in full each month, such as telephone and utilities.

(See attached Debt Sheet listing all debts. The Debt Sheet must be attached to the Joint Petition, even if Petitioner A and Petitioner B have no debts.)

The Debt Sheet is incorporated into this Joint Petition, Agreement, Judgment and Decree and Petitioner A and Petitioner B agree to divide their marital debts as listed by them in Attachment "B".

15. Name Change

Neither party is requesting a name change.

Changing Petitioner A's name to:

| | | |
|-------|--------|------|
| First | Middle | Last |
|-------|--------|------|

Changing Petitioner B's name to:

| | | |
|-------|--------|------|
| First | Middle | Last |
|-------|--------|------|

16. Paternity Question

Check only if applicable:

a. Petitioner A does not have a parent-child relationship with a child or children named:

born to Petitioner B during the marriage, and Petitioner A is not the biological or adoptive parent.

The issue of paternity of the unborn child of Petitioner B is reserved.

b. Petitioner B does not have a parent-child relationship with a child or children named:

born to Petitioner A during the marriage, and Petitioner B is not the biological or adoptive parent.

The issue of paternity of the unborn child of Petitioner A is reserved.

17. Other

BASED UPON THE ABOVE INFORMATION, Petitioner A and Petitioner B request that the Court issue a final judgment and decree terminating our marriage and ordering the terms of this Agreement.

READ and SIGN the Acknowledgment.

Acknowledgment

By presenting this form to the court, I certify that to the best of my knowledge, information, and belief, the following statements are true. I understand that if a statement is not true, the court can order a penalty against me (such as to pay money to the other party, pay court costs, and/or other penalties).

1. The information I included in this form is based on facts and supported by existing law.
2. I am not presenting this form for any improper purpose. I am not using this form to:
 - a. Harass anyone;
 - b. Cause unnecessary delay in the case; or
 - c. Needlessly increase the cost of litigation.
3. No judicial officer has said I am a frivolous litigant.
4. There is no court order saying I cannot serve or file this form.
5. This form does not contain any “restricted identifiers” or confidential information as defined in Rule 11 of the General Rules of Practice (https://www.revisor.mn.gov/court_rules/gp/id/11/) or the Rules of Public Access to Records of the Judicial Branch (https://www.revisor.mn.gov/court_rules/rule/ra-toh/).
6. If I need to file “restricted identifiers,” confidential information, or a confidential document, I will use Form 11.1 and/or Form 11.2, as required by Rule 11.
7. **WAIVER [Rule 306.01(c)]**: I know I have the right to be represented by a lawyer of my choice. I hereby expressly waive that right and I freely and voluntarily sign this Joint Petition and Agreement

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.

DATE: _____

DATE: _____

County and State where signed

County and State where signed

Signature of Petitioner A

Signature of Petitioner B

Daytime Telephone Number of Petitioner A

Daytime Telephone Number of Petitioner B

E-mail address of Petitioner A

E-mail Address of Petitioner B

PETITIONER A'S ATTORNEY

Petitioner A is

acting as his/her own attorney

OR

is represented by the following attorney:

PETITIONER B'S ATTORNEY

Petitioner B is

acting as his/her own attorney

OR

is represented by the following attorney:

Name

Name

Address

Address

City/State/Zip

City/State/Zip

Telephone

Telephone

Email Address

Email Address

Attorney Registration Number

Attorney Registration Number

(If public assistance is being provided to a party or non-joint children, the public authority must sign off on this Joint Petition and Agreement.)

The public authority responsible for the collection and enforcement of child support reviewed and agreed to the Joint Petition and Agreement of the above-named parties.

DATE: _____ / _____ / _____
Month Day Year

Name and Title _____

Attorney Reg #: _____

Address: _____

City/State/Zip: _____

Telephone: _____

E-mail address: _____

COURT ORDER

This case came before the Court without a hearing on the parties' Joint Petition for Dissolution of Marriage because both parties are represented by attorneys. The Court, having reviewed the file, makes the following Order:

OR

This proceeding for dissolution of marriage came before the undersigned judge of district court on _____ (date) at _____ (location) in the State of Minnesota. Petitioner A did did not appear. Petitioner B did did not appear.

_____ appeared as attorney for _____
_____ appeared as attorney for _____

Petitioner A is NOT represented by an attorney OR

Petitioner A is represented by the following attorney: _____

Petitioner B is NOT represented by an attorney OR

Petitioner B is represented by the following attorney: _____

1. The parties' Joint Petition and Attachments contains the necessary facts and includes an agreement on all issues before the Court. The real estate, if any, and the personal property of the parties is hereby awarded according to the division set out in their foregoing Joint Petition, which is made part of this final judgment. Debts and liabilities of the parties must be paid as provided in their foregoing Joint Petition. The parties are ordered to obey all of its provisions.
2. The marriage between the parties is dissolved and the parties are single.
3. Petitioner A's name is changed to:

First Middle Last

Petitioner B's name is changed to:

First Middle Last

4. Each party shall execute any documents necessary to transfer real estate and personal property as awarded herein without further order of the Court. Should either party fail to execute the necessary documents, a certified copy of the Judgment and Decree shall operate to transfer title as awarded herein.

5. NOTICE: IF THE AGREEMENT OF THE PARTIES INCLUDES AN AWARD OF SPOUSAL MAINTENANCE AND / OR CHILD SUPPORT, Appendix A is incorporated and made a part of this final judgment. Appendix A contains, among other things, provisions regarding payments to the Public Agency pursuant to Minnesota Statutes § 518A.50; Depriving Another of Custodial or Parental Rights - A Felony, Minnesota Statutes § 609.26; Rules of Support, Maintenance, Parenting Time; Parental Rights from Minnesota Statutes § 518.17, subdivision 3; Wage and Income Deduction of Maintenance and Child Support pursuant to Minnesota Statutes § 518A.53; Change of Address or Residence; Cost of Living Increase of Maintenance and Child Support pursuant to Minnesota Statutes § 518A.75; Judgments for Unpaid Maintenance and Child Support pursuant to Minnesota Statutes § 548.091; Medical Insurance and Expenses pursuant to Minnesota Statutes § 518A.41; and Minnesota Statutes § 259.115 regarding criminal penalties for failure to comply with felon name change law.

General Rule of Practice 125 notwithstanding, let Judgment be entered immediately.

The foregoing facts were found
by me after due hearing and the
Order thereon is recommended.

BY THE COURT

District Court Referee

Judge of District Court

DATED ____ / ____ / ____
Month Day Year

DATED ____ / ____ / ____
Month Day Year

Judgment

I certify the above constitutes the Judgment of the Court and Judgment is hereby entered.

Court Administrator

Deputy

DATED ____ / ____ / ____
Month Day Year

Attachment "A"
DIVISION OF ASSETS AND VALUE

Petitioner A's Name: _____

Petitioner B's Name: _____

Date we filled out this form: _____

1. We agree on how to divide our assets (everything we own and that is owed to us).
2. Each person shall receive as their own, all assets in their column.

Definitions: Current Fair Market Value is an estimate of the amount of money you could get if you sold the item to a stranger, such as through a newspaper advertisement. It does **not** mean what you paid for it originally, and it does not mean what it would cost you to replace it if you lost it. If you are still paying for an item, list it in Petitioner A's or Petitioner B's column at the *present value*.

Present value means the current fair market value minus the amount you still owe.

Who Gets the Item and What is the Value

DESCRIPTION OF ASSET(S)

- If you do not have the type of property described, enter a zero in the columns for Petitioner A and Petitioner B.
- To avoid confusion at a later date, describe each item as clearly as possible. However, list all information, such as account numbers for banks/ credit unions, life insurance, etc. on Confidential Information Form 11.1.
- List all property owned separately or together, no matter when it was acquired, except do not list the non-marital property described at #3 of the Joint Petition.

*** Enter the current fair market value or present value of the item in the column of the person getting the item.**

| DESCRIPTION OF ASSETS | *PETITIONER A | *PETITIONER B |
|---|------------------|------------------|
| Cash on hand: | | |
| Cash in banks/credit unions: (List name of bank and whose name is on the account. Use Form CON111 (Form 11.1) to list bank name, account holder name, and account number.) | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| DESCRIPTION OF ASSETS | *PETITIONER A | *PETITIONER B |
|---|------------------|------------------|
| | | |
| | | |
| | | |
| Stocks/Bonds: | | |
| | | |
| | | |
| | | |
| Notes (money owed to you in writing): | | |
| | | |
| | | |
| Money owed to you (not evidenced by a note): | | |
| | | |
| | | |
| Business interests: (Name of business, who owns it) | | |
| | | |
| | | |
| Automobiles: (Year, Make, Model) (Reminder: Use present value if you are still paying for the items.) | | |
| | | |
| | | |
| | | |
| | | |
| Boats: | | |
| | | |
| | | |
| Other vehicles: (Snowmobiles, 4-Wheelers, etc.) | | |
| | | |
| | | |
| | | |
| Retirement Plans - Profit Sharing or Pension (Enter "present value". Contact plan administrator for the present value. Include name of employer/group providing the plan, and type of plan.) | | |
| | | |
| | | |
| | | |

| DESCRIPTION OF ASSETS | *PETITIONER A | *PETITIONER B |
|---|------------------|------------------|
| 401(k), IRAs or other: (Enter current account balance, name of bank where funds are held, whose name is on the account.) | | |
| | | |
| | | |
| | | |
| | | |
| Furniture & furnishings: | | |
| <input type="checkbox"/> We have already divided the furniture and furnishings in a fair manner. (Enter in each spouse's column the total value of their share of the furniture and furnishings already divided); | | |
| <input type="checkbox"/> We agree to divide the furniture and furnishings as follows: (List items not included above.) | | |
| | | |
| | | |
| | | |
| | | |
| Collectibles & Jewelry: | | |
| | | |
| | | |
| | | |
| Life insurance: (cash surrender value) (List name of insurance company and use Form 11.1 to list insurance company and policy number.) | | |
| | | |
| | | |
| | | |
| Sporting & entertainment & electronic equipment: (TV, stereo, guns, etc.) | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| | | |
|---|--|--|
| Real Estate | | |
| Do Not List Here. Use Real Estate Attachment. | | |
| Other assets: | | |
| | | |
| | | |
| | | |
| | | |
| Total Value of Property To Each Person: (Excluding Real Estate, and any Non-Marital Property listed at Paragraph #4 of the Joint Petition.) | | |

Attachment "B"
DIVISION OF LIABILITIES/DEBTS

Petitioner A's Name: _____

Petitioner B's Name: _____

Date we filled out this form: _____

1. We agree on how to divide our marital debts (debts we have incurred since our marriage date, either separately or together).
2. Each person shall pay as their own the debts listed in their column, and shall not ask the other person to pay these debts/bills.
3. We have listed all marital debts we know of on this Attachment. Any debts incurred by one of us alone and not listed on this Attachment shall be paid by the person whose name is on the debt/bill.

DESCRIPTION OF DEBT(S)

- If you do not have the type of debt described, enter a zero in the columns for Petitioner A and Petitioner B.
- To avoid confusion at a later date, describe each debt as clearly as possible. For example, state who the debt is owed to, whether Petitioner A or Petitioner B's name is on the debt, but do not list confidential information such as account numbers. Use Form 11.1 to list confidential information.
- List all debts in Petitioner A's name alone and in Petitioner B's name alone and in both names together. Include debts incurred during the marriage and after separation. Do not include bills you pay in full each month.

*** Write the current amount owed
in the column of the person who
will pay it.**

| DESCRIPTION OF DEBTS | *PETITIONER A | *PETITIONER B |
|--|------------------|------------------|
| Mortgages and loans on Real Estate: Do not list here. Use the Real Estate Attachment | | |
| Charge/Credit card accounts: | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

Attachment "C"
REAL ESTATE ATTACHMENT

Fill out a separate Attachment for each parcel of real estate.

Property #1

1. Real Estate belongs to: (List all owners)

2. Street Address of the real estate is:

_____ City _____ State _____ Zip Code _____

The property is in _____ County.

3. Legal Description is: (Use the full legal description from the deed. If the legal description is long, you may use an attachment. Type or print neatly.)

4. Purchase Date: _____ and purchase price: _____

5. Mortgage or loans: (Write "NONE" if there is no mortgage).

1st Mortgage: Amount currently owed _____ and name of lender:

2nd Mortgage: Amount currently owed _____ and name of lender:

6. Current Market Value of this property: _____

7. This property is the homestead: YES NO

AGREEMENT OF PETITIONER A AND PETITIONER B

1. All right, title, and interest of Petitioner A and Petitioner B in the real estate described above shall be awarded to: Petitioner A Petitioner B

2. Petitioner A and Petitioner B also agree that: (Describe any liens in favor of Petitioner A or Petitioner B, or other agreements about the use, sale of, or award of the property. Attach additional pages if needed. If there are no other agreements, write "None".)

3. The Mortgage(s) or Loan(s) described above shall be paid by:
 Petitioner A Petitioner B starting on the following date: _____
 There is no mortgage or loan.

Property #2

1. Real Estate belongs to: (List all owners)

2. Street Address of the real estate is:

_____ City _____ State _____ Zip Code

The property is in _____ County.

3. Legal Description is: (Use the full legal description from the deed. If the legal description is long, you may use an attachment. Type or print neatly.)

4. Purchase Date: _____ and purchase price: _____

5. Mortgage or loans: (Write "NONE" if there is no mortgage).
1st Mortgage: Amount currently owed _____ and name of lender:

2nd Mortgage: Amount currently owed _____ and name of lender:

6. Current Market Value of this property: _____

7. This property is the homestead: YES NO

AGREEMENT OF PETITIONER A AND PETITIONER B

- 1. All right, title, and interest of Petitioner A and Petitioner B in the real estate described above shall be awarded to: Petitioner A Petitioner B
- 2. Petitioner A and Petitioner B also agree that: (Describe any liens in favor of Petitioner A or Petitioner B, or other agreements about the use, sale of, or award of the property. Attach additional pages if needed. If there are no other agreements, write "None".)

- 3. The Mortgage(s) or Loan(s) described above shall be paid by:
 Petitioner A Petitioner B starting on the following date: _____
- There is no mortgage or loan.

APPENDIX A

NOTICE IS HEREBY GIVEN TO THE PARTIES:

I. PAYMENTS TO PUBLIC AGENCY. According to Minnesota Statutes, section 518A.50, payments ordered for maintenance and support must be paid to the Minnesota child support payment center as long as the person entitled to receive the payments is receiving or has applied for public assistance or has applied for support and maintenance collection services. Parents mail payments to: P.O. Box 64326, St. Paul, MN 55164-0326. Employers mail payments to: P.O. Box 64306, St. Paul, MN 55164.

II. DEPRIVING ANOTHER OF CUSTODIAL OR PARENTAL RIGHTS -- A FELONY. A person may be charged with a felony who conceals a minor child or takes, obtains, retains, or fails to return a minor child from or to the child's parent (or person with custodial or parenting time rights), according to Minnesota Statutes, section 609.26. A copy of that section is available from any court administrator.

III. NONSUPPORT OF A SPOUSE OR CHILD – CRIMINAL PENALTIES. A person who fails to pay court-ordered child support or maintenance may be charged with a crime, which may include misdemeanor, gross misdemeanor, or felony charges, according to Minnesota Statutes, section 609.375. A copy of that section is available from any district court clerk.

IV. RULES OF SUPPORT, MAINTENANCE, PARENTING TIME.

- A. Payment of support or spousal maintenance is to be as ordered, and the giving of gifts or making purchases of food, clothing, and the like will not fulfill the obligation.
- B. Payment of support must be made as it becomes due, and failure to secure or denial of parenting time is NOT an excuse for nonpayment, but the aggrieved party must seek relief through a proper motion filed with the court.
- C. Nonpayment of support is not grounds to deny parenting time. The party entitled to receive support may apply for support and collection services, file a contempt motion, or obtain a judgment as provided in Minnesota Statutes, section 548.091.
- D. The payment of support or spousal maintenance takes priority over payment of debts and other obligations.
- E. A party who accepts additional obligations of support does so with the full knowledge of the party's prior obligation under this proceeding.
- F. Child support or maintenance is based on annual income, and it is the responsibility of a person with seasonal employment to budget income so that payments are made throughout the year as ordered.
- G. *A Parental Guide to Making Child-Focused Parenting Time Decisions* is available from any court administrator.
- H. The nonpayment of support may be enforced through the denial of student grants; interception of state and federal tax refunds; suspension of driver's, recreational, and occupational licenses; referral to the department of revenue or private collection

agencies; seizure of assets, including bank accounts and other assets held by financial institutions; reporting to credit bureaus; income withholding, and contempt proceedings; and other enforcement methods allowed by law.

- I. The public authority may suspend or resume collection of the amount allocated for child care expenses if the conditions of Minnesota Statutes, section 518A.40, subdivision 4, are met.
- J. The public authority may remove or resume a medical support offset if the conditions of section 518A.41, subdivision 16, are met.

V. MODIFYING CHILD SUPPORT. If either the obligor or obligee is laid off from employment or receives a pay reduction, child support may be modified, increased, or decreased. Any modification will only take effect when it is ordered by the court, and will only relate back to the time that a motion is filed. Either the obligor or obligee may file a motion to modify child support, and may request the public agency for help. **UNTIL A MOTION IS FILED, THE CHILD SUPPORT OBLIGATION WILL CONTINUE AT THE CURRENT LEVEL. THE COURT IS NOT PERMITTED TO REDUCE SUPPORT RETROACTIVELY.**

VI. PARENTAL RIGHTS FROM MINNESOTA STATUTES, SECTION 518.17, SUBDIVISION 3. UNLESS OTHERWISE PROVIDED BY THE COURT:

- A. Each party has the right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children. Each party has the right of access to information regarding health or dental insurance available to the minor children. Presentation of a copy of this order to the custodian of a record or other information about the minor children constitutes sufficient authorization for the release of the record or information to the requesting party.
- B. Each party has the right to be informed by the other party as to the name and address of the school of attendance of the minor children. Each party has the right to be informed by school officials about the children's welfare, educational progress and status, and to attend school and parent teacher conferences. The school is not required to hold a separate conference for each party.
- C. Each party has the right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
- D. Each party has the right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
- E. Each party has the right of reasonable access and telephone contact with the minor children.

VII. WAGE AND INCOME DEDUCTION OF SUPPORT AND MAINTENANCE. Child support and / or spousal maintenance may be withheld from income, with or without notice to the person obligated to pay, when the conditions of Minnesota Statutes, section 518A.53, have been met. A copy of that section is available from any court administrator.

VIII. CHANGE OF ADDRESS OR RESIDENCE. Unless otherwise ordered, each party shall notify the other party, the court, and the public authority responsible for collection, if applicable, of the following information within ten days of any change: residential and mailing address, telephone number, driver's license number, social security number, and name, address, and telephone number of the employer.

IX. COST OF LIVING INCREASE OF SUPPORT AND MAINTENANCE. Basic support and / or spousal maintenance may be adjusted every two years based upon a change in the cost of living (using the U.S. Department of Labor, Bureau of Labor Statistics, consumer price index Mpls. St. Paul, for all urban consumers (CPI-U), unless otherwise specified in this order) when the conditions of Minnesota Statutes, section 518A.75, are met. Cost of living increases are compounded. A copy of Minnesota Statutes, section 518A.75, and forms necessary to request or contest a cost of living increase are available from any court administrator.

X. JUDGMENTS FOR UNPAID SUPPORT. If a person fails to make a child support payment, the payment owed becomes a judgment against the person responsible to make the payment by operation of law on or after the date the payment is due, and the person entitled to receive the payment or the public agency may obtain entry and docketing of the judgment **without notice** to the person responsible to make the payment.

XI. JUDGMENTS FOR UNPAID MAINTENANCE.

- A. A judgment for unpaid spousal maintenance may be entered and docketed when the conditions of Minnesota Statutes, section 548.091, are met. A copy of that section is available from any court administrator.
- B. The public authority is not responsible for calculating interest in any judgment for unpaid spousal maintenance. When providing services in IV-D cases, as defined by Minnesota Statutes, section 518A.26, subdivision 10, the public authority will only collect interest on spousal maintenance if spousal maintenance is reduced to a sum certain judgment.

XII. ATTORNEY FEES AND COLLECTION COSTS FOR ENFORCEMENT OF CHILD SUPPORT. A judgment for attorney fees and other collection costs incurred in enforcing a child support order will be entered against the person responsible to pay support when the conditions of Minnesota Statutes, section 518A.735, are met. A copy of that section and forms necessary to request or contest these attorney fees and collection costs are available from any court administrator.

XIII. PARENTING TIME EXPEDITOR PROCESS. On request of either party or on its own motion, the court may appoint a parenting time expeditor to resolve parenting time disputes under Minnesota Statutes, section 518.1751. A copy of that section and a description of the expeditor process is available from any court administrator.

XIV. PARENTING TIME REMEDIES AND PENALTIES. Remedies and penalties for wrongful denial of parenting time are available under Minnesota Statutes, section 518.175, subdivision 6. These include compensatory parenting time; civil penalties; bond requirements; contempt; and reversal of custody. A copy of that subdivision and forms for requesting relief are available from any court administrator.

In addition to the Notices on pages above, the following NOTICE applies to all orders addressing custody pursuant to Minn. Stat. § 518.17, subd. 3a.

NOTICE

EACH PARTY IS GRANTED THE FOLLOWING RIGHTS:

1. Right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children.
2. Right of access to information regarding health or dental insurance available to the minor children.
3. Right to be informed by the other party as to the name and address of the school of attendance of the minor children.
4. Right to be informed by school officials about the children’s welfare, educational progress and status, and to attend school and parent-teacher conferences. The school is not required to hold a separate conference for each party, unless attending the same conference would result in violation of a court order prohibiting contact with a party.
5. Right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
6. Right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
7. Right to reasonable access and telephone or other electronic contact with the minor children.