

Divorce With Kids

Legal Separation Joint Petition for Divorce Complaint for Divorce with Kids

1. **Petitioner's Full Name** _____
How long have you resided in Nevada? _____ **S.S. #** _____
Address _____ **City** _____ **State** _____ **Zip** _____
Home Phone _____ **Work Phone** _____

2. **Petitioner's Spouse's Full Name** _____ **S.S. #** _____
Address _____ **City** _____ **State** _____ **Zip** _____
Home Phone _____ **Work Phone** _____

3. **Date You Were Lawfully Married (Mo/Da/Yr)** _____
Location of Marriage: City _____ **State** _____
County _____

4. **Date You and Your Spouse Separated (Mo/Da/Yr)** _____
 You and your spouse have lived separate and apart from each other for more than one year. **OR**
 You and your spouse are not compatible in marriage and see no hope for resolution.

5. **Is your spouse willing to sign to receive copies of the forms filed?** Yes No
Spouse will be served by publication? You will need to complete a **Petition to Publish Form**.

6. **Is your spouse on active military duty?** Yes No

7. **Name of Resident Witness** _____
Relationship to Requester _____ **Resident of Nevada Since (Mo/Yr)** _____
Address _____ **City** _____ **State** _____ **Zip** _____
To your knowledge, petitioner has physically lived in Nevada since (Mo/Yr) _____
On Average, how many times a week do you see the Requester? _____

8. **Children: Are there minor children born of this marriage?** Yes No

Is Wife currently pregnant? Yes No
If answered "Yes" **What's the unborn child's expected birth date? (Mo/Da/Yr)** _____

9. Residence Information: Child 1

Name of Child _____ S.S.# _____
 Date of Birth _____ Age _____ Sex _____ Place of Birth _____ State _____

Period of Residence	Address Where Child Lived (Include City and State)	Name and Current Address of Person Child Lived With	Relationship to Child
To: Present From:			
To: From:			
To: From:			

10. Residence Information: Child 2

Name of Child _____ S.S.# _____
 Date of Birth _____ Age _____ Sex _____ Place of Birth _____ State _____

Period of Residence	Address Where Child Lived (Include City and State)	Name and Current Address of Person Child Lived With	Relationship to Child
To: Present From:			
To: From:			
To: From:			

11. Residence Information: Child 3

Name of Child _____ S.S.# _____
 Date of Birth _____ Age _____ Sex _____ Place of Birth _____ State _____

Period of Residence	Address Where Child Lived (Include City and State)	Name and Current Address of Person Child Lived With	Relationship to Child
To: Present From:			
To: From:			
To: From:			

12. Was the child born prior to the date of marriage? Yes No

13. Designate the Legal and Physical Custody arrangements for the child/children (Please Check):

	Husband	Wife	Joint
Physical Custody To:			
Legal Custody To:			

14. Designate the Residence of the child/children:

* If “sole legal custody and joint physical custody” or “joint legal and physical custody”, indicate the residence of one the parents as the mailing address for the child/children.

Father **Mother**

NOTE: Neither parent shall move his or her residence or the residence of the child/children outside the state without obtaining written consent and giving notice to any party with visitation rights or custody. (NRS 125C.200)

15. Parenting Time for Father:

Weekdays (Specify Days) _____

From _____ To _____ Other _____

Weekends: Every Every Other Other _____

16. Parenting Time for Mother:

Weekdays (Specify Days) _____

From _____ To _____ Other _____

Weekends: Every Every Other Other _____

17. Location of Exchanges:

When school is in session, exchange of the child/children **from Father to Mother** shall occur at:

Residence of Father **Residence of Mother** **School** **N/A**

Other (Address) _____

When school is in session, exchange of the child/children **from Mother to Father** shall occur at:

Residence of Mother **Residence of Father** **School** **N/A**

Other (Address) _____

When school is not in session, or N/A, exchange of the child/children **from Father to Mother** shall occur at: **Residence of Father** **Residence of Mother**

Other (Address) _____

When school is not in session, or N/A, exchange of the child/children **from Mother to Father** shall occur at: **Residence of Mother** **Residence of Father**

Other (Address) _____

If an exchange occurs at a location other than the residence of a parent, the parent who has time with the child/children is responsible for picking up and returning the child/children to the specified location. The other parent is responsible for assuring the child/children are at the specified location for pick up, unless otherwise described _____

18. Transportation: Describe who will be responsible for transporting the child/children between parents and how any extraordinary transportation costs will be paid.

Transportation for the child/children to all the scheduled parenting times including, weekdays, weekends, vacation times and holidays shall be:

Mother and Father will share responsibility for transportation of the child/children, including cost, as described _____ **OR**

Father **Mother** will be responsible for transportation of the child/children including cost

If necessary, extraordinary transportation costs (airfare, taxi, train, bus) are the responsibility of:

Shared: _____% **Father** _____% **Mother** **Father** **Mother**

If necessary, describe other arrangements for transportation _____

19. Vacation Schedule: Describe the allotted parenting time to each parent during the following vacation periods: Spring, Summer, Thanksgiving, Winter and any other vacation period.

The child/children will be in the care of each parent according to the parenting time schedule for:

Spring Break **Summer Break** **Thanksgiving Break** **Winter Break**

Each parent will be responsible for providing a schedule, location and contact information for emergency purposes when traveling out of town with the child/children.

20. Schedule Changes: To allow for the parents' commitments and schedules, occasional changes to the parenting time schedule may be required. The parents should try to agree on any changes, however, the parent receiving the request for a change has the right to make the final decision.

The request for a schedule change shall be made no later than:

One Week Two Weeks 24 Hours Other _____

The parent shall make such a request:

By Phone In Person In Writing to the Parent Other _____

The other parent shall respond to the request no later than:

One Week Two Weeks 24 Hours Other _____

The other parent shall respond to the request:

By Phone In Person In Writing to the Parent Other _____

Any parent requesting to make a schedule change will be responsible for any additional transportation costs or child care resulting from the change.

21. Holiday Schedule: Allows each parent to share holidays/special days with their child/children.

Holidays take precedence over the vacation schedule.

Friday and Monday holidays include Saturday and Sunday.

Holidays take precedence over the parenting time schedule.

If the scheduled holiday weekend causes either parent to lose his or her regular weekend time, the parent losing the regular weekend time will receive the other parent's following regular weekend time. Then, the original weekend time schedule will be followed so that each parent will receive two consecutive weekends with the child/children.

Complete the table by stating which parent will have the child/children for each holiday:

Holiday	Odd Years	Even Years	Parenting Time	
			From:	To:
Child's Birthday				
Father's Birthday				
Mother's Birthday				
New Year's Eve				
New Year's Day				
Easter				
President's Day				
Memorial Day				
Independence Day				
Labor Day				
Halloween				
Thanksgiving				
Christmas Eve				
Christmas Day				

22. Special Needs (If necessary): Fill out this section only if there are special needs such as supervised visits, exchanges, or other restrictions necessary to ensure the safety of the child/children.

- a) **Father** **Mother** shall have supervised visits with the child/children.
Length of visits? _____
How often will there be visits? _____ Complete (b,d)
- b) Visits will be supervised by: **Prof. person/agency** **Mutually agreed upon third party**
- c) **Exchanges of the child/children will be supervised by a mutually agreed professional person/agency or third party:**
For the beginning of the visit _____
For the end of the visit _____ Complete (d)
- d) **What are the reasons for the restrictions in (a) or (c)?** _____

- e) **Other restrictions (If necessary)** _____

23. Expenses of the Child: Both parents are responsible for the expenses of the child/children. (NRS 125B.070)

Father's Gross Monthly Income \$ _____ **Mother's Gross Monthly Income \$** _____

Child support is DUE every month on the:

- 1/2 on the 1st and 1/2 on the 15th day of each month
 1st of each month
 Other date _____

Select one of the following options for child support:

- a) **Joint physical custody using the amount of child support calculated from statutory formulas:**
Father will pay \$ _____ **per child, per month for a total amount of \$** _____
Mother will pay \$ _____ **per child, per month for a total amount of \$** _____
- b) **Sole physical custody using the amount of child support calculated from statutory formulas:**
 Father **Mother** will be paying child support.
\$ _____ per child, per month for a total amount of \$ _____
- c) **Deviation from the statutory formulas:**
 Father **Mother** will be paying child support.
\$ _____ per child, per month for a total amount of \$ _____
This amount differs from the statutory formulas indication that the:
 Father **Mother** will be paying child support.
\$ _____ per child, per month for a total amount of \$ _____
The amount calculated by the statutory formulas is inappropriate and unjust because
(see NRS 125B.080): _____

A wage assignment for child support:

Will be Will Not be immediately established.

Select one of the following regarding the payment of child support:

The child/children are receiving Welfare benefits and the Welfare Department has, or will have a child support case through the District Attorney’s Office who will continue to handle the payments.

This will be the first Court Order for child support because no formal child support obligation has ever previously been established. The parent paying child support will be paying the support directly to the receiving parent.

A Child Support action already exists through the District Attorney’s Office and the payments will continue to be handled through that office.

Expense	Father: Amount or %	Mother: Amount or %
Childcare (work-related)		
Health Insurance Coverage		
Vision (eyeglasses, contacts)		
Medical (Including co-pays)		
Dental (braces, crowns)		

24. Taxes:

Father to claim as Tax Deduction Exemption(s) the following child/children:

Mother to claim as Tax Deduction Exemption(s) the following child/children:

Father claims child/children: Odd Years Even Years

Mother claims child/children: Odd Years Even Years

25. Life Insurance:

Neither parent should be required to maintain life insurance for the benefit of the child/children.

Mother should be required to maintain life insurance naming the child/children as beneficiary(ies).

Father should be required to maintain life insurance naming the child/children as beneficiary(ies).

26. Dispute Resolution:

Describe how the parents will resolve any issue they disagree upon involving the parenting plan:

Mediation by _____

Counseling by _____

Other _____

This process will be started by notifying the other parent by:

Certified Mail Written Request Other _____

Determine how the cost of this process will be allocated between the parents:

As determined during the dispute resolution process.

_____% **Father** _____% **Mother**

Based upon each parent’s proportional share of income.

27. Decision-Making Rights and Responsibilities: The public policy of this state encourages parents to participate in decisions regarding the child/children's welfare, education, and health.

* If the parent without custody has been granted supervised or restricted visitation because the court found the child/children, or parent with custody, to be a victim of domestic violence by the parent without custody, the court might order that the reports and records made available pursuant to this subsection not include the address of the parent with custody of the child/children.

Select each that applies:

- The parents shall cooperate with each other when sharing information related to the welfare, education and health of the child/children. Each parent will have access to school and medical records and consult with any professionals involved with the child/children.
- Each parent is responsible for retrieving the reports and records directly from the medical care and school providers.
- All the records and reports made available to the Father Mother will not include the address of the other parent.
- Regardless of the decision-making rights and responsibilities stated, either parent has the right to make emergency decisions related to the safety or health of the child/children. Each parent will make daily decisions regarding the care of the child/children while they are with that parent.

Information is to be communicated between parents by:

- Mail Telephone Personal Contact Other _____

Neither parent will schedule activities for the child/children during the other parent's scheduled parenting time without the other parent's prior agreement, with the exception of _____

28. Do you want your spouse to pay you spousal support? Yes No

If answered "Yes" amount of spousal support to be paid? \$ _____ For how long? _____

Amount due and payable on the _____ of each _____ (week or month)

Will you be paying spousal support (alimony)? Yes No

29. Previous Name:

- Wife requests to return to her previous name of _____
- Wife never changed her name
- Wife does not request to return to her previous name

30. Distribution of Assets:

- There is no community property to be divided.
- All community assets and property have been previously divided and each is to keep the property they currently possess.
- The community assets and property should be divided as follows:

*** Give the last 4 digits of Account Numbers for property and debt information**

*** Include the model, year and VIN# for all motor vehicles.**

Husband Shall Receive the Following:

Wife Shall Receive the Following:

If you and your spouse have an interest in any real property, list its location and include a Legal Description of the Property:

- Husband to Receive Real Property** **Wife to Receive Real Property**

Additional agreement of Husband and Wife regarding real property:

31. Distribution of Debts:

- There are no community debts to be divided.
- All community debts have been previously divided and each is to keep the debts they currently possess.
- The community debts should be divided as follows:

Husband Shall Receive the Following:

Wife Shall Receive the Following:
