

PRINT in INK

Enter the name of the county in which you are filing this case.

STATE OF WISCONSIN, CIRCUIT COURT,
_____ **COUNTY**

For Official Use

Enter the wife's name.

In RE: The marriage of
Joint Petitioner-Wife:

First name Middle name Last name

Enter the wife's address.

Address

On the far right, check divorce or legal separation.

Address

City State Zip

and

Joint Petition
Without Minor Children

Enter the husband's name.

Joint Petitioner-Husband:

First name Middle name Last name

Enter the husband's address.

Address

- Divorce-40101**
- Legal Separation-40201**

Note: Leave case number blank; the clerk will add this.

Address

City State Zip

Case No. _____

Enter the wife's date of birth [month, day, year].

A. We are providing the following information about the wife:

1. Date of birth _____
2. Immediately before filing this petition, the wife will have lived in this county for 30 days or more.
 Yes **No**
3. Immediately before filing this petition, the wife will have lived in the state of Wisconsin for 6 months or more.
 Yes **No**
4. The wife is currently on active duty as a member of the Armed Forces of the United States of America or its allies.
 Yes **No**

For 2, 3 and 4, check yes or no.

Military personnel:
Please see Basic Guide to Divorce/Legal Separation.

Enter the husband's date of birth [month, day, year].

B. We are providing the following information about the husband:

1. Date of birth _____
2. Immediately before filing this petition, the husband will have lived in this county for 30 days or more.
 Yes **No**
3. Immediately before filing this petition, the husband will have lived in the state of Wisconsin for 6 months or more.
 Yes **No**
4. The husband is currently on active duty as a member of the Armed Forces of the United States of America or its allies.
 Yes **No**

For 2, 3 and 4, check yes or no.

Military personnel:
Please see Basic Guide to Divorce/Legal Separation.

C. We are providing the following marriage information:

Enter the date [month, day, year], city, and state in which you were married.

Check a or b. If b, explain why you are filing for a legal separation and not a divorce.

Check a or b. If b, enter the county and state in which it was filed, the case number assigned to it and check yes or no to indicate if the case has been dismissed.

Check yes or no. If no, respond to 5a-5d with information about the wife’s most recent previous marriage.

If the wife had an additional previous marriage, respond to 5e-5h.

Check yes or no. If no, respond to 6a-6d with information about the husband’s most recent previous marriage.

If the husband had an additional previous marriage, respond to 6e-6h.

1. We were married on (date) _____

2. We were married in (city) _____ (state) _____

3. We are filing for:

- a. **Divorce:** This marriage is irretrievably broken.
- b. **Legal Separation:** This marriage is broken and the reason we are requesting a legal separation and not a divorce is _____

4. **Previous Actions**

This is the first time that either my spouse or I have filed for divorce or legal separation **from each other** in Wisconsin or in any other state:

- a. **Yes**
- b. **No:** County _____
State _____
Case No. _____
Has this case been dismissed? **Yes** **No**

5. This is the wife’s first marriage.

Yes **No**

a. The wife was previously married to _____

b. The marriage was terminated by: **divorce.** **death.**

c. Date of the divorce or death _____

d. The divorce was granted in:

Name of court _____

City _____ State _____

e. The wife was also previously married to _____

f. The marriage was terminated by: **divorce.** **death.**

g. Date of the divorce or death _____

h. The divorce was granted in:

Name of court _____

City _____ State _____

If the wife had more than 2 previous marriages, repeat 5e-5h on an additional sheet.

6. This is the husband’s first marriage.

Yes **No**

a. The husband was previously married to _____

b. The marriage was terminated by: **divorce.** **death.**

c. Date of the divorce or death _____

d. The divorce was granted in:

Name of court _____

City _____ State _____

e. The husband was also previously married to _____

f. The marriage was terminated by: **divorce.** **death.**

g. Date of the divorce or death _____

h. The divorce was granted in:

Name of court _____

City _____ State _____

If the husband had more than 2 previous marriages, repeat 6e-6h on an additional sheet.

D. We are providing the following information regarding our children:

- 1. a. No children were born to or adopted together by us before or during our marriage.
- b. All children, who are currently age 18 or older, born to the wife during the marriage include:

Check a or b. If b, write the names and dates of birth of all **adult** children born to the wife during the marriage.

Name of Child	Date of Birth

- 2. To the best of our knowledge, the wife in this marriage:
 - a. **is** currently pregnant. (An attorney [guardian ad litem] for the unborn child will be required if the husband is not the father.)
 - b. **is not** currently pregnant.
- 3. We have made written agreements or received orders from the court about some or all of the matters in this action such as maintenance (spousal support) or property division.
 - a. **Yes, and we have attached a copy of the written agreement to this Petition.**
 - b. **No**

Check a or b. If a, attach a copy of the written agreement to this petition.

We consent to jurisdiction and waive service of summons.

WE ASK THAT THE COURT:

If you are requesting maintenance (spousal support) at this time, check yes. If not, check no.

- 1. Grant a judgment as requested.
- 2. Enter an order granting maintenance.
 - Yes** **No**
- 3. Enter other orders as it deems just and equitable.

ACTS PROHIBITED BY STATUTE

In accordance with § 767.117 Wis. Stats., neither joint petitioners to this divorce or legal separation action can participate in any of the following activities while this action is pending:

- 1. Harassing, intimidating, physically abusing or imposing any restraint on the personal liberty of the other party or a minor child of either of the parties.
- 2. Encumbering, concealing, damaging, destroying, transferring, or in any other way disposing of property owned by either or both of the parties, without the consent of the other party or an order of the court or the Circuit Court Commissioner, except in the usual course of business, in order to secure necessities or in order to pay reasonable costs and expenses of the action, including attorney fees.

A VIOLATION OF THE ABOVE PROHIBITIONS MAY RESULT IN PUNISHMENT FOR CONTEMPT, WHICH MAY INCLUDE MONETARY PENALTIES, IMPRISONMENT, AND OTHER SANCTIONS AS PROVIDED FOR IN SEC. 785.04 WIS. STATS.

These PROHIBITIONS apply until the action is dismissed, a final judgment in the action is entered, or the court orders otherwise.

The wife must sign and print her name.

She must enter the date on which she signed her name.

Note: This signature does not need to be notarized.

▶ _____
Signature of Wife

Print or Type Name

Date

The husband must sign and print his name.

He must enter the date on which he signed his name.

Note: This signature does not need to be notarized.

▶ _____
Signature of Husband

Print or Type Name

Date