

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____

In the Matter of the Marriage or Registered Domestic Partnership (RDP) of:

Case No: _____

Petitioner
and

**PETITION FOR SEPARATION
OF MARRIAGE RDP**
Filing fees at ORS 21.155 (marriage) &
21.135 (RDP)

Respondent

Claim { is is not } subject to mandatory
arbitration

➤ I need an interpreter: Spanish Russian other: _____

Date of marriage/RDP: _____

Place of marriage/RDP: _____ (County, State)

The Petitioner and Respondent have no children together under the age of 21

1. (Check one)

- My spouse or partner and I have differences that are so great that our marriage/RDP cannot be repaired
- My spouse or partner and I have an agreement that will be filed with the court suspending all rights and obligations as husband and wife/domestic partners for a period of at least one year

2. Duration

The separation should be unlimited **or** _____
(fill in amount of time or end date)

3. Residency

Marriage Only: At least one spouse currently lives in the county in which this *Petition* is being filed

Registered Domestic Partnership Only:

- At least one partner currently lives in the county in which this *Petition* is being filed
- or**
- Neither partner currently lives in Oregon and this *Petition* is being filed in the county where { Petitioner Respondent } last resided

4. Pregnancy

- Neither party is now pregnant
- Petitioner Respondent is pregnant (and) the other party is is not the parent of this child. The expected date of the child's birth is _____

5. By filing this petition, I acknowledge that I am bound by the terms of the Statutory Restraining Order (SRO) prohibiting either party from disposing of marital/partnership assets. I understand that this restraining order is effective as soon as this *Petition* and the *Summons* are served on Respondent.

SPOUSAL/PARTNER SUPPORT

6. Support

- No spousal/partner support is requested **or**
 Spousal/partner support should be paid by Petitioner to Respondent (*or*)
 Respondent to Petitioner

Type of support and amount requested (<i>check all that apply</i>):	Monthly Or Total	Based on the following factors (<i>explain</i>):
<input type="checkbox"/> transitional \$ _____ Ends:	<input type="checkbox"/> /mo <input type="checkbox"/> total	
<input type="checkbox"/> compensatory \$ _____ Ends:	<input type="checkbox"/> /mo <input type="checkbox"/> total	
<input type="checkbox"/> maintenance \$ _____ Ends:	<input type="checkbox"/> /mo <input type="checkbox"/> total	

or

- in an amount to be determined when the case is finalized

7. Payments

Payments should be made:

- on the first *or* _____ day of each month
beginning the month following entry of this judgment *or* the date of service of this *Petition*

or

- in a lump sum by _____ (*date*)

Payments should end upon the death of either party *or*: _____
 _____, whichever is sooner

Choose ONE option:

All support payments should be made directly into recipient's checking or savings account. The spouse or partner receiving support must provide the paying spouse or partner with either current deposit slips or bank name, account name, and account number.

To the Department of Justice, Child Support Accounting Unit, PO Box 14506, Salem, OR, 97309. The Department of Justice should provide collection, accounting, and disbursement services. (*NOTE: services are only available through DOJ if the receiving party is on public assistance or if your county provides services locally. DOJ will notify you if your case does not qualify for services. Talk to a lawyer for more information.*)

8. Life Insurance

- The party paying support should carry life insurance for the benefit of the other party throughout the period of the support obligation. The coverage should be in the amount of \$ _____

PROPERTY AND DEBTS

9. Real Property

- Neither party has any interest in any real property in Oregon or any other place
 Both parties have *or* { Petitioner Respondent has } an interest in real property at:
(address) _____

Additional page attached titled "Section 9 - Real Property"

The legal description of the real property is attached as Exhibit _____ and incorporated in this petition

This property should be distributed: equitably, ***or*** as follows: _____

10. Personal Property

(Retirement benefits can be divided. See a lawyer if you want to do that)

The Petitioner and Respondent have divided between them all personal property that they own. This includes all personal effects, household goods, motor vehicles, pets, and other items of property. Neither party should claim items now in the possession of the other.

or

Petitioner and Respondent should be awarded an equitable distribution of the parties' personal property. This includes retirement benefits, pension plans, profit-sharing plans, deferred-compensation plans, and stock option plans held by the parties.

or

The parties' personal property should be divided as follows, with equitable distribution of any property not listed:

Petitioner should be awarded the following personal property: _____

Additional page attached titled "Section 10 - Petitioner's Personal Property"

Petitioner should be awarded all of Petitioner's retirement benefits, pension plans, profit-sharing plans, deferred-compensation plans, and stock option plans held by Petitioner's employer, free of any interest by Respondent.

Respondent should be awarded the following personal property: _____

Additional page attached titled "Section 10 - Respondent's Personal Property"

Respondent should be awarded all of Respondent's retirement benefits, pension plans, profit-sharing plans, deferred-compensation plans, and stock option plans held by Respondent's employer, free of any interest by Petitioner.

11. Distribution of Debts Debts should be paid as follows:

Name of Creditor (who debt is owed to)	What debt is for	Amount	Who should pay (Petitioner or Respondent)

Additional page attached titled "Section 11, Distribution of Debts"

Each spouse or partner should be responsible for the payment of all debts incurred individually since the date of their separation, all debts distributed to him or her by the court, *and* all debts secured by property distributed to him or her

Debts should be divided as of (*date*): _____

Transfer of Debts and Property

Each party should be ordered to complete all property transfers required by the judgment within 30 days of the date of judgment. Each should execute, acknowledge, and deliver whatever documents are necessary to accomplish the distribution of debts and property ordered by the court. The judgment should operate to convey title if either party fails to comply with this requirement.

12. Former Name

My former name of _____ should be restored
(*write the FULL name – first, middle, and last*)

13. Information required by ORS 107.085

Age of Petitioner: _____ Age of Respondent: _____
Respondent's contact address: _____

A *Confidential Information Form* (CIF) has been completed and filed with the court clerk containing all information required by ORS 107.085 that is identified as confidential by UTCR 2.130 for: Petitioner Respondent

14. Is there any other divorce, annulment, separation, or spousal/partner support case started in any state? No (*or*) Yes - case number, court name, state, and type of case: _____

Additional information attached titled "Section 14 - Other Domestic Relations Cases"

15. Is there any existing order in any state that restrains one of the parties from contact with the other party? No (*or*) Yes - case number, court name, state, and type of case: _____

Additional information attached titled "Section 14 - Other Protective Order Cases"

16. Court Costs and Fees for this case (whether paid or deferred)

- Each party should be responsible for paying his or her own costs and fees
- Costs and fees should be paid by both parties equally
- Respondent should reimburse Petitioner for costs and fees paid
- Other: _____

I request a Judgment granting the relief asked for above, and other equitable relief that the court finds just.

Certificate of Document Preparation. Check all that apply:

- I chose this form for myself and completed it without paid help
- A legal help organization helped me choose or complete this form, but I did not pay money to anyone
- I paid (or will pay) _____ for help choosing, completing, or reviewing this form
- Guide & File selected and completed this form and I did not pay anyone to review the completed form

I hereby declare that the above statements are true and complete to the best of my knowledge and belief. I understand they are made for use in court and I am subject to penalty for perjury.

Date

Petitioner (signature)

Print Name

Contact Address

City, State, Zip

Contact Phone