

Appendix VI
Mandatory Procedures for Simplified
Dissolution

Appendix VI
Mandatory Procedures--Simplified Dissolution (a/k/a Simplified Domestic Case Procedures/Divorce with Dignity)

Some individuals and groups have expressed concerns about the lack of consistency among districts and individual courtrooms that are proceeding with the simplified process. Therefore, every court using the simplified process shall implement these procedures.

1. Simplified dissolution is designed to provide active case management by the court from filing to resolution or hearing on all issues. It is a process of diversified case management wherein court personnel must evaluate each case to determine the timing of that individual case, and to determine the resources, disclosures/discovery, and experts necessary to prepare that case for resolution or hearing. The goal is to provide a timely and less expensive process to parties and counsel, but also to provide a quality process that recognizes that not every decree will be entered on the 91st day, and not every case can proceed without any discovery or only one expert. (See attached opinion.)
2. Every district shall provide in its case management order that parties may opt out of the simplified domestic case process after discussion at the initial status conference, and an advisement of the simplified and the traditional process. (See attached proposal from AAML.) Parties may opt out at any time following the initial status conference, but the judge must approve a request to opt out presented more than ten days after the initial status conference on a finding of good cause.
3. Every district shall provide in its case management order that no motions shall be filed without permission of the court EXCEPT motions concerning the jurisdiction of the court, motions for restraining orders, and motions to withdraw.
4. Every district shall provide in the case management order that initial disclosures as set forth in CRCP 26.2 shall be exchanged, and that formal DISCOVERY shall be by permission from the court, and the court shall not unreasonably withhold that permission. The court shall approve the use of the revised financial affidavit form and authorizations for releases on the request of either party (copies attached).
5. Every district shall provide in the case management order, and advise at the initial status conference, that the parties shall agree to one expert per disputed issue, or the court may appoint an expert pursuant to CRE 706, and that parties may request additional experts, and the court shall promptly consider requests for additional experts if necessary to an individual case.
6. The case management order shall provide that parties or counsel may request a record of any proceeding, and the court may require that any or all proceedings in specific cases be on the record.

7. The case management order shall provide that parties or counsel may request status conferences by telephone.
8. The court shall enter minute orders, or prepare a written order, or have counsel prepare a written order to reflect any orders entered by the court during status conferences.
9. The court shall set initial status conferences within 30 to 45 days following filing of the petition. Conferences should not be set too early in that 30 or 45 day period to allow for completion of initial financial disclosures.
10. The court shall establish procedures to provide access for emergency or interim issues that may arise. This may be a contact through the family court facilitator, who shall, in turn set status conferences or hearings as soon as possible with a judicial officer.
11. The court shall establish procedures to provide that a judicial officer other than one who has been involved in status conferences will be available to hear disputed issues on a reasonable/good faith request.
12. Each conference with parties and counsel should be a meaningful event, which results in moving the case forward. Timing between conferences (if more than one is necessary) should be tailored to the individual case. The court should schedule telephone conferences to the extent possible.

SUPREME COURT, STATE OF COLORADO
Two East 14th Avenue
Denver, Colorado 80203

Case No. 01SA338

Original Proceeding Pursuant to C.A.R. 21
Jefferson County District Court, Case No. 01CV453
Honorable Christopher J. Munch, Judge

In Re:

Plaintiffs:

CHELSEY RAE BURCHETT, a minor, through her guardian ad litem,
STEVEN E. EZELL, ESQ.; and JUSTIN DAVID BURCHETT, a minor, through
his guardian ad litem, LINDSAY F. FISCHER,

v.

Defendants:

SOUTH DENVER WINDUSTRIAL CO., a Delaware corporation; ESTATE OF
JAMES C. CLOUTIER; and SANDRA Y. OKAMOTO, as personal
representative of the ESTATE OF JAMES C. CLOUTIER.

RULE MADE ABSOLUTE
EN BANC
March 4, 2002

J. Gregory Walta
Colorado Springs, Colorado

Attorney for Plaintiffs

McClain, Drexler & Matthews, L.L.C.
Regina T. Drexler
Michael J. Decker
Denver, Colorado

Attorneys for Defendant South Denver Windustrial Co.

[Continued]

Honorable Christopher J. Munch, Judge
Golden, Colorado

District Judge for the First Judicial District

No appearance by or on behalf of the ESTATE OF JAMES C.
CLOUTIER; and SANDRA Y. OKAMOTO, as personal representative
of the ESTATE OF JAMES C. CLOUTIER.

JUSTICE BENDER delivered the Opinion of the Court.

I. Introduction

In this original proceeding, we review the trial court's denial of a motion to postpone the deadline for disclosure of expert testimony and to continue the trial date. This tort case involves an airplane accident in which the pilot and passenger were killed. The surviving children of the passenger sued the estate of the pilot for wrongful death.

The trial was set eight months from the time the case was at issue. Four months before the trial date, and two weeks before the deadline for disclosure of expert testimony, the plaintiffs moved, with the agreement of the defendants, to postpone this deadline and to continue the trial date because both parties were waiting for the issuance of the accident investigation report from the National Transportation Safety Board (NTSB). Two weeks after the deadline for disclosure of expert testimony passed, the trial judge denied both motions. The plaintiffs then sought, with no opposition from the defendants, an extraordinary writ in this court. We issued an order to show cause.

We hold that the trial court abused its discretion by refusing to grant the plaintiffs' motions to postpone the

deadline for disclosure of expert testimony and to continue the trial. Hence, we make the rule absolute.

II. Reasons for Granting Writ

C.A.R. 21 permits this court, at its discretion, to exercise original jurisdiction over this case. Redden v. SCI Colo. Funeral Servs., Inc., 38 P.3d 75, 80 (Colo. 2001); People v. Miller, 25 P.3d 1230, 1231 (Colo. 2001); City & County of Denver v. Dist. Court, 939 P.2d 1353, 1360-61 (Colo. 1997). We may grant relief under C.A.R. 21 only when the trial court has abused its discretion or no other adequate remedy exists. Id.

We exercise jurisdiction under C.A.R. 21 when a case "raise[s] issues of significant public importance that we have not yet considered." Wesp v. Everson, 33 P.3d 191, 194 (Colo. 2001). Trial courts must process each case in a timely, efficient, and fair manner. Although the parties moved to postpone the deadline for expert disclosure and sought to continue the trial date because both wanted the benefit of the NTSB investigation report before hiring experts and engaging in serious settlement negotiations, the trial court denied the parties' requests.

Appellate review is an inadequate remedy in this case because, at the time we granted the writ, the deadline for disclosure of expert testimony had passed, the trial date

was pending, and the parties would have been forced to hire expensive expert witnesses to investigate the airplane accident instead of waiting for the same information from the NTSB.

III. Facts and Proceedings Below

The plaintiffs' mother was killed in an airplane accident that also killed the pilot. The Colorado probate code required the plaintiffs to file suit against the pilot's estate sixty days after the personal representative denied the claim -- long before the parties had the benefit of the NTSB's¹ accident investigation report. The parties stipulated that without the report, there would be little chance of settlement because questions of fault and negligence would remain unanswered. In addition, the parties agreed that once the report is issued,² many questions regarding equipment failure and pilot error will likely be resolved and settlement discussions may become more viable.

The trial court that was assigned the case has a case management policy of scheduling cases for trial six months,

¹ The NTSB thoroughly and meticulously investigates all airplane accidents that involve serious injury in order to determine the cause of the crash.

² At the time the plaintiffs sought the writ in this court, the NTSB had not released its report.

or as close as possible thereto, from the time the case is at issue. The case became at issue in May 2001 and, although the parties requested the trial date be set a year away (May 2002) to await the issuance of the NTSB report, the court set trial for January 29, 2002. Pursuant to C.R.C.P. 26(a)(2)(C)(I), the plaintiffs' deadline for disclosing expert witness reports is 120 days before trial. Hence, the deadline for disclosure of expert testimony was October 1, 2001.

On September 12, 2001, the plaintiffs, with agreement by the defendants, moved to postpone the deadline for disclosure of expert testimony and to continue the trial date on the bases set forth above. On October 15, 2001, the trial court denied both motions.

IV. Analysis

A. Caseflow Management

Sound caseflow management plans are essential not only to ensure timely justice but also to provide a just process. Well-designed management plans are realistic, encourage settlement, encourage preparedness for trial by attorneys, reduce the costs of litigation, and increase the quality of the outcome of cases. David C. Steelman, Caseflow Management: The Heart of Court Management in the New Millennium 9 (2000); Bureau of Justice Assistance,

Differentiated Case Management 4-5 (1993). As we noted in Todd v. Bear Valley Village Apartments, 980 P.2d 973, 976 (Colo. 1999), "delay devalues judgments, creates anxiety in litigants and uncertainty for lawyers, results in loss or deterioration of evidence, [and] wastes court resources."

A key component of caseflow management is strict adherence to trial-setting and continuance policies that create expectations on the part of attorneys that trials will start on the date set. Id. See also Steelman, supra, at 9. Likewise, a solid plan emphasizes attorney preparedness and encourages settling of cases. Id. Empirical research reveals that when attorneys perceive that the court rarely grants continuances, attorneys more actively seek settlement before trial and are more prepared when the set trial date arrives. Id.

This court supports the principle that trial courts, not attorneys, should closely control the management of dockets and cases. We applaud a trial court's efforts to design a case management system that will increase the efficiency of its docket. In keeping with this principle, trial setting and the granting of continuances are within the sound discretion of the trial courts. Furthermore, continuances "shall be granted only for good cause." C.R.C.P. 121 § 1-11; Todd, 980 P.2d at 976.

The goals of caseflow management must be harmonized with the ultimate goals of the court system -- dispensing of cases fairly and expeditiously. Courts and litigants may not benefit from caseflow management plans that attempt to treat all cases similarly. A case management plan must make a reasonable effort to treat some cases differently, according to the specific needs of each case, and retain flexibility to provide exceptions to its management scheme. "Cases differ substantially in the time required for a fair and timely disposition." Bureau of Justice Assistance, supra, at 1; see also James S. Kakalik, et al., Averting Gridlock: Strategies for Reducing Civil Delay in the Los Angeles Superior Court 103 (1990) ("What is appropriate for one sort of case may not be appropriate, or may be counterproductive, for another.").³

³ Caseflow management systems may be developed by judges and staff in the local district courts or by cooperation between the state and local courts. Caseflow management systems should include mechanisms to differentiate between cases based on objective factors including, but not limited to, the complexity and number of issues, the number of parties, motions expected to be filed, possibility of settlement, the number of expected witnesses, the type and extent of discovery needed, the amount of judicial intervention needed, likelihood of trial, and length of trial. Maureen Solomon & Douglas K. Somerlot, Caseflow Management in the Trial Court: Now and for the Future (1987).

Because each case is unique and deserves unique treatment, the trial court should make a reasonable effort to distinguish from the outset between cases according to the amount and type of discovery, number of parties, and the amount of attention needed by the judge. Steelman, supra, at 5. Fitting caseflow management timetables to the specific needs of each case "minimiz[es] and mak[es] more predictable the time between case events." Bureau of Justice Assistance, supra, at 1.

As the Florida Supreme Court explained, "Case differentiation means that a case should be evaluated at the outset to determine the appropriate resources for that case and the appropriate way to handle that case." In re Report of the Family Ct. Steering Comm'n, 794 So. 2d 518, 529 (Fla. 2001).

Our standard of review in this case is whether the trial court's denial of the continuance constitutes an abuse of discretion. Todd, 980 P.2d at 976.

B. Application

This case demonstrates that it should have been treated differently than many others. It involves an airplane accident that will be investigated thoroughly and impartially by a respected government agency, irrespective of this litigation. The complicated discovery and expert

requirements of the case make it such that a longer period before trial, and consequently for deadlines for disclosure of expert testimony, may improve the chances for settlement, reduce the costs of the litigation, and improve the overall outcome of the case.

A common reason for implementing an extended case management schedule is that the case is complex and needs extra attention by the judge to facilitate efficient and timely proceedings. This case most likely does not present such a situation. The judge and the parties may need to do little while they await the NTSB report. Once the report is issued, the parties agree that settlement is highly possible.⁴ Even though this case may not present itself as one that requires extra judicial attention and likewise a detailed management plan, the trial court did not take into

⁴ Of course, it goes without saying that the future is unpredictable. All that we conclude is that this case appears to have a high probability of settlement given the type of controversy, the responses of the parties, and the nature of the NTSB's preliminary report which suggested no cause of the accident other than pilot error.

The parties expect that the final report will explain the cause of the accident. Until the report is issued, settlement is unlikely because the defendants assert mechanical failure caused the accident, while the plaintiffs contend the pilot's negligence was the cause.

Even if settlement is not reached, the NTSB report may narrow the contested issues at trial, thereby reducing costs to the parties and the time needed to try the case.

account the specific circumstances of the case when it set a trial date which in turn triggered related discovery deadlines.

Additionally, the trial court's denial of these motions may not further the important goals of attorney preparedness and predictability of time between case events. If the attorneys in this case had not prepared for trial, it was not because of lack of diligence but because they were awaiting the NTSB report. If trial would have proceeded, then the parties would have been forced to forego settlement discussions and would have had to hire expert investigators on short notice to try the case.

The trial court implied that it might reconsider continuing the trial date when the trial became imminent. Postponing the continuance reduces the predictability of the trial date and leaves the parties less sure about the need to be prepared while at the same time causing them to spend substantial sums to retain experts and obtain their opinions.

The trial court stated its policy that it considers continuances only when either the contingency has occurred or when the trial date is imminent. Here, because the trial date was not imminent when the parties sought the agreed continuance, it reasoned that the motions were

premature and therefore unwarranted. As a general statement, we wholeheartedly endorse the trial court's policy which is rooted in that court's many years of experience. However this policy triggers another crucial deadline: disclosure of expert testimony. C.R.C.P. 26(a)(2)(C)(I).⁵ As applied here, this deadline appears impractical and unnecessarily expensive.

Therefore, we conclude that the failure to grant a continuance in the unique circumstances presented by this case may impede justice, reduce the likelihood of settlement, and cause an increase in the cost of litigation.

Given the considerations discussed, we hold that the trial court abused its discretion when it denied the uncontested motions to postpone the deadline for disclosure of expert testimony and to continue the trial date.

V. Conclusion

We make absolute the order to show cause and vacate the trial court's order that denied the plaintiffs' motion

⁵ We note that disclosure of expert testimony under C.R.C.P. 26(a)(2)(B) requires the disclosing party to produce a written report for each expert that includes such information as the opinions and reasons therefore, the expert's qualifications, the exhibits the expert will use, and other cases in which the expert has testified. C.R.C.P. 26(a)(2)(B).

to postpone the deadline for disclosure of expert testimony
and to continue the trial date.



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February 18, 2002

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Ms. Resa Gilats
Colorado Judicial Department
1301 Pennsylvania St., Ste. 300
Denver, CO 80203

Re: Court Improvement Commission

Dear Ms. Gilats,

The Court Improvement Commission had requested the Colorado chapter of the American Academy of Matrimonial Lawyers to draft an advisement form concerning the various judicial tracks available in a divorce case. Enclosed is such a form drafted by our chapter. The form provides information about the traditional and simplified programs in a divorce case and allows participants to choose which track they wish to utilize.

The form was drafted by Steve Harhai, Barbara Salomon, Dale Johnson, Gary Polidori, Bill Hunnicutt and Richard Zuber of our chapter. The chapter hopes that it is useful for the committee.

The chapter members who drafted the form want the Commission to know that they considered and rejected recommending a judicial role in the advisement beyond providing the form. The members believed such an advisement would take too much time and might not be neutral in some circumstances.

In addition, Judge O'Rourke had requested information from our chapter on several matters. Since her request was made, we have been advised that the matters have been referred to subcommittees for future work.

Please contact me if the chapter can be of further assistance.

* Practitioner, Academy of Family Mediators
** Fellow, American Academy of Matrimonial Lawyers
*** Licensed in New York and Colorado



LETTER TO MS. RESA GILATS
FEBRUARY 18, 2002
PAGE 2

Sincerely,

A handwritten signature in cursive script that reads "Diane Carlton".

Diane Carlton
President,
Colo. chapter AAML

encl.

Dissolution of Marriage Options

Parties in Dissolution of Marriage (divorce) cases have two options:

1. The traditional legal system in which the parties and their attorneys are primarily responsible for making decisions about how the case will proceed, within the legal rules under the supervision of the judge. These rules are set out in the Colorado Rules of Civil Procedure. Some examples of decisions that are made by the parties and their attorneys in this system include discovery (requests for information from the other spouse and others), selection of witnesses, and filing of motions.
2. The simplified system in which the judge becomes involved early in the case and closely supervises the activities in the case. The rules for the simplified system are attached. In this system the judge will typically decide what discovery is needed, what witnesses can be called and whether motions can be filed.

In both systems the same legal standards apply to decisions made by the judge. For example, parenting decisions must be in the best interests of the children and division of property must be fair. The legal standards are set forth in the Colorado Revised Statutes.

Which system is best for you depends on many factors, including how complicated your financial affairs are, whether there are serious disputes about parenting matters and whether you have a lawyer to assist you in understanding the procedures and requirements of the legal system. If you are unsure as to which system would be best for your case, you may wish to contact a lawyer to assist you in this decision.

REQUIREMENTS FOR SELECTION OF OPTION

If you have been assigned to the traditional system your case will be switched to the simplified system at any time that all parties make the written request to proceed under the simplified system. To do this, all parties must complete this form and submit it to the Court. Your case can be switched to the simplified system by agreement of all parties at any time, even if your case was earlier transferred from the simplified system to the traditional system.

If you have been assigned to the simplified system your case will be switched to the traditional system upon order of the Judge in the Judge's discretion, or upon written request of any of the parties made by the time your final hearing date is set. If you request the transfer after your final hearing date is set, the Judge must find that ~~there~~ is good cause for the change, or your case will continue in the simplified system.

DISSOLUTION OF MARRIAGE SELECTION OF OPTION

I want my case to use the procedures of the:

Traditional system

Simplified system

Name

Index of Forms on CD For Use In Divorce With Dignity Project

(Place CD in computer drive & installation instructions will appear. After installation click on name or number of form for it to appear)

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22.	Temporary Spousal Maintenance Order - (under new statute effective 7-1-01)	048-049

DISTRICT COURT, _____ COUNTY, COLORADO Court Address: _____ _____ Phone Number: _____ <hr/> In re the _____ of: Petitioner: _____ and <input type="checkbox"/> Co-Petitioner <input type="checkbox"/> Respondent: _____ Attorney(s) or party without attorney: _____ Address: _____ _____ Phone Number: _____ Fax Number: _____ E-mail: _____ Atty. Reg. # _____	<div style="text-align: center; border-top: 1px solid black; border-bottom: 1px solid black;">*COURT USE ONLY*</div> <hr/> Case No. _____ Div.: _____ Ctrm: _____
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AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS - (Long Form with schedules attached)

I, _____, Social Security No.

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 declare under oath that:

1. My occupation is: _____
(Note: if you are self-employed, fill out [Schedule A - Self-Employment](#), or attach a Profit and Loss or Income Statement that is current within the last 60 days. Repeat the "Gross Income After Business Expenses" from [Schedule A](#), or the comparable figure from your Profit and Loss or Income Statement, at paragraph 6 on this page.)

2. I am primarily employed _____ hours per week at: _____
Employer's Name and Address

3. I am paid weekly every other week twice a month monthly other _____

4. I am paid on _____ → Attach Copies of your last 3 mo's pay stubs/vouchers
(List pay dates or otherwise describe pay schedule)

5. Each paycheck amounts to (gross) _____
("Gross" means prior to deductions for taxes, etc.)

6. My **MONTHLY** GROSS income from my primary employment is: _____
(To convert weekly pay to monthly, multiply by 4.33. To convert pay received every other week to monthly, multiply by 2.167. To convert pay received twice per month to monthly, multiply by 2)
 Does this income include **employer required** overtime? Yes No What amount? _____
 Does this income include **voluntary** overtime? Yes No What amount? _____
(If active duty military, list base pay here & other entitlements on [Schedule B - Employee or Military Benefits](#).)

7. My **MONTHLY** payroll deductions from my primary employment are:
 Marital status and number of exemptions claimed _____
(examples: M-3, S-1)

A. Mandatory Deductions:	(4) Social Security Tax	
(1) Federal Income Tax _____	(5) Medicare Tax	_____
(2) State Income Tax _____	(6) Local Tax	_____
(3) PERA/Civil Service _____	(7) Other _____	_____

B. Additional Deductions:

- | | | | |
|--|-------|---------------------------------------|-------|
| (1) Credit Union
<i>(Examples: savings plans or loan - if loan, do not duplicate monthly portion in debt section)</i> | _____ | (7) Stock Purchase Plan | _____ |
| (2) Retirement/Deferred Compensation
<i>(401(k), 403(b), TIAA/CREF, IRA, FPPA, etc.)</i> | _____ | (8) Flex Benefit Cafeteria Plan | _____ |
| (3) Health Insurance
<i>(Total Medical, Vision, Dental paid by you, <u>not</u> your employer)</i> | _____ | (9) Disability Insurance | _____ |
| (a) Portion for children of this marriage. | _____ | (10) Life Insurance | _____ |
| (4) Dues (includes Union Dues) | _____ | (11) Charity | _____ |
| (5) Bonds | _____ | (12) Child Care | _____ |
| (6) Other _____
<i>(Describe)</i> | _____ | (13) Other _____
<i>(Describe)</i> | _____ |

Comments: _____

TOTAL monthly deductions/withholdings from primary employer:

8. My NET MONTHLY TAKE HOME PAY from my primary employer is: _____
(Subtract Total for Question 7 monthly deductions from Total for monthly gross income at Question 6.)

9. Do you have any Employee Benefits or Military Benefits? (for example: health care, rent free residence, pension, expense account allowance & reimbursements, per diem, disability or life insurance, company car ? Or military benefits such as BAH, BAS/Separate Rations, DLA, reenlistment bonus, clothing allowance, hardship/hazardous duty pay, etc.) YES NO
(If yes, then fill out and attach [Schedule B - Employee or Military Benefits](#))

10. Place the GROSS TOTAL from **Schedule B - Employee or Military Benefits** here: _____

11. Do you have any **Additional Employment?** (for example: overtime pay, additional jobs?) or **Other Sources of Income?** (for example: Tax Exempt Income, Trust Funds, Unemployment, Workers' Compensation, Disability Income or Pension Payments, Social Security, Bonus, Commissions, Tips, Severance Pay, Rents, Investment Income, Dividends/Interest, Regular Cash Gifts, Child Support, Spousal Maintenance (alimony)) YES NO
(If yes, fill out and attach [Schedule C - Additional Employment or Other Income](#))

12. Place GROSS TOTAL from **Schedule C - Additional Employment or Other Income** here: _____

13. Place NET TOTAL from **Schedule C - Additional Employment or Other Income**, here: _____

14. My **TOTAL GROSS MONTHLY INCOME** (from ALL sources) is: _____
(Add answers to questions 6 + 10 +12)

15. My **TOTAL NET MONTHLY INCOME** (from ALL sources) is: _____
(Add answers to questions 8 + 13)

16. Do dependent children of this marriage have any income or assets? YES NO
(If yes, then fill out and attach [Schedule D - Dependent Children Income & Assets](#))

17. My total income reported on my last Federal Tax Return (tax year _____) was: _____
(List the portion of the amount on line 22 of the Federal Return that was your income)

18. My Medicare Wages & Tips listed at section 5 on my most recent W-2 Form (tax year _____) was: _____
 My occupation then was: _____

19. My total gross income on my Federal Tax Return for the year preceding the last return was:
 Year: _____ Occupation: _____ Gross Income: _____

20. I believe the monthly gross income of the other party to be: _____

21. I believe the monthly net income of the other party to be: _____

Comments on information above: _____

21. My MONTHLY EXPENSES for a household consisting of _____ adults and _____ children are as follows:
 (If the household includes persons other than the parties and minor children of this action, list the name of each such person.)

Complete Column (1). If you propose *adjustments* up or down in your current expenses listed in Column (1), do so in Column (2). For example, if you propose an increase in rent from \$800 to \$900, the adjustment is \$100. If you propose a decrease in rent from \$800 to \$700, the adjustment amount is a negative number - \$100. If you have a second residence, include your relevant expenses in Column (2) and note you have done so in the Comment section at the bottom of the page. Complete Column (3) only if the parents' combined incomes for purposes of child support calculation exceed \$15,000 per month.

	(1)	(2)	(3)
	CURRENT MONTHLY TOTAL	PROPOSED ADJUSTMENTS (IF ANY) or 2ND RESIDENCE	PORTION OF COLUMNS (1) & (2) FOR CHILDREN OF THIS MARRIAGE
A. HOUSING			
(1) 1st Mortgage	_____	_____	_____
(2) 2nd Mortgage	_____	_____	_____
(3) Rent	_____	_____	_____
(4) Property Taxes <i>(if not included in mortgage payment)</i>	_____	_____	_____
(5) Maintenance	_____	_____	_____
(6) Other _____	_____	_____	_____
Total Housing	_____	_____	_____
B. HOUSING MISC.			
(1) Fees <i>(Home Owners Association Fees, etc.)</i>	_____	_____	_____
(2) Security System	_____	_____	_____
(3) Cleaning Services	_____	_____	_____
(4) Lawn care, snow removal	_____	_____	_____
(5) Other _____	_____	_____	_____
Total Housing, Misc.	_____	_____	_____
C. UTILITIES			
(1) Gas/Elec/Water/Sewer <i>(if combined in one bill)</i>	_____	_____	_____
(2) Gas/Heating Fuel	_____	_____	_____
(3) Electric	_____	_____	_____
(4) Water\Sewer	_____	_____	_____
(5) Cell Phone/pager	_____	_____	_____
(6) Phone including Long Distance	_____	_____	_____
(7) Trash Removal	_____	_____	_____
(8) Other _____	_____	_____	_____
Total Utilities	_____	_____	_____

Comments on information above: _____

	(1)	(2)	(3)
	CURRENT MONTHLY TOTAL	PROPOSED ADJUSTMENTS (IF ANY) or 2ND RESIDENCE	PORTION OF COLUMNS (1) & (2) FOR CHILDREN OF THIS MARRIAGE
D. FOOD & HOUSEHOLD SUPPLIES			
(1) Groceries	_____	_____	_____
(2) Dining Out	_____	_____	_____
(3) Household supplies	_____	_____	_____
(4) Other _____	_____	_____	_____
Food Total	_____	_____	_____
E. MEDICAL <i>(Portion <u>not</u> covered by insurance)</i>			
(1) Doctor	_____	_____	_____
(2) Dentist	_____	_____	_____
(3) Orthodontist	_____	_____	_____
(4) Vision Care	_____	_____	_____
(5) Medicine/RX Drugs	_____	_____	_____
(6) Therapist	_____	_____	_____
(7) Other _____	_____	_____	_____
(8) Other _____	_____	_____	_____
Medical Total	_____	_____	_____
F. INSURANCE <i>(Other than auto insurance.) (Do <u>not</u> list the same expense if you already listed it as a payroll deduction)</i>			
(1) Life	_____	_____	_____
(2) Health/Hospital	_____	_____	_____
(3) Dental	_____	_____	_____
(4) Vision	_____	_____	_____
(5) Disability	_____	_____	_____
(6) Homeowners/Renters <i>(if not in mortgage payment)</i>	_____	_____	_____
(7) Other _____	_____	_____	_____
Total Insurance	_____	_____	_____
G. (1) TRANSPORTATION _____ <i>(Year, Make, Model)</i>			
Vehicle Leased? <input type="checkbox"/> YES <input type="checkbox"/> NO			
(1) Vehicle Payment	_____	_____	_____
(2) Fuel	_____	_____	_____
(3) Maintenance	_____	_____	_____
(4) Insurance	_____	_____	_____
(5) Parking/Bus Commuter Fees	_____	_____	_____
(6) Registration/license fees	_____	_____	_____
(7) Other _____	_____	_____	_____
Total G. (1) Transportation	_____	_____	_____

Comments on information above: _____

	(1)	(2)	(3)
	CURRENT MONTHLY TOTAL	PROPOSED ADJUSTMENTS (IF ANY) or 2ND RESIDENCE	PORTION OF COLUMNS (1) & (2) FOR CHILDREN OF THIS MARRIAGE
G. (2) TRANSPORTATION _____ (Year, Make, Model)			
Vehicle Leased? <input type="checkbox"/> YES <input type="checkbox"/> NO			
(1) Vehicle Payment	_____	_____	_____
(2) Fuel	_____	_____	_____
(3) Maintenance	_____	_____	_____
(4) Insurance	_____	_____	_____
(5) Parking/Bus Commuter Fees	_____	_____	_____
(6) Registration/License fees	_____	_____	_____
(7) Other _____	_____	_____	_____
Total G. (2) Transportation	_____	_____	_____
G. (3) TRANSPORTATION _____ (Year, Make, Model)			
Vehicle Leased? <input type="checkbox"/> YES <input type="checkbox"/> NO			
(1) Vehicle Payment	_____	_____	_____
(2) Fuel	_____	_____	_____
(3) Maintenance	_____	_____	_____
(4) Insurance	_____	_____	_____
(5) Parking/Bus Commuter Fees	_____	_____	_____
(6) Registration/License fees	_____	_____	_____
(7) Other _____	_____	_____	_____
Total G. (3) Transportation	_____	_____	_____
H. CLOTHING	_____	_____	_____
I. LAUNDRY & DRY CLEANING	_____	_____	_____
J. CHILD CARE & RELATED EXPENSES			
(1) Work/Education Related	_____	_____	_____
(2) Other Babysitting	_____	_____	_____
(3) Lessons	_____	_____	_____
(4) Allowances	_____	_____	_____
(5) Camp	_____	_____	_____
(6) Other _____	_____	_____	_____
(7) Other _____	_____	_____	_____
Total Child Care & Related Expenses	_____	_____	_____

Comments on information above: _____

	(1)	(2)	(3)
	CURRENT MONTHLY TOTAL	PROPOSED ADJUSTMENTS (IF ANY) or 2ND RESIDENCE	PORTION OF COLUMNS (1) & (2) FOR CHILDREN OF THIS MARRIAGE
K. EDUCATION			
<input type="checkbox"/> Self			
(1) Tuition	_____	_____	
(2) Books/Supplies	_____	_____	
(3) Activities/Fees	_____	_____	
(4) Other _____	_____	_____	
Total Education, Self	_____	_____	
<input type="checkbox"/> Children			
(1) Tuition	_____	_____	_____
(2) Books/Supplies	_____	_____	_____
(3) Tutor	_____	_____	_____
(4) Lunch Money	_____	_____	_____
(5) Activities/Fees/Field Trips	_____	_____	_____
(6) Other _____	_____	_____	_____
Total Education, Children	_____	_____	_____
L. CHILD SUPPORT			
<input type="checkbox"/> Paid This Family	_____	_____	_____
<input type="checkbox"/> Paid Other Family (Prior to current family)	_____	_____	_____
Total Child Support	_____	_____	_____
<i>Detail Other Family Child Support: To Whom? Until When? Are you current in its payment?</i>	_____		

M. MAINTENANCE			
<input type="checkbox"/> Paid This Family	_____	_____	
<input type="checkbox"/> Paid Other Family	_____	_____	
Total Maintenance	_____	_____	
<i>Detail Other Family Maintenance Obligation(s): To Whom? Until When? Are you current it its payment?</i>	_____		

N. RECREATION/ENTERTAINMENT			
(1) Computer/ Internet Service	_____	_____	_____
(2) Newspapers/Magazines	_____	_____	_____
(3) Books	_____	_____	_____
(4) Vacation/Travel	_____	_____	_____
(5) Memberships/Clubs	_____	_____	_____
(6) Cable/Satellite TV	_____	_____	_____
(7) Movies/Video Rentals	_____	_____	_____
(8) Sports events\participation	_____	_____	_____
(9) Hobbies	_____	_____	_____
(10) Other _____	_____	_____	_____
Total Recreation/Entertainment	_____	_____	_____

Comments on above information: _____

	(1) CURRENT MONTHLY TOTAL	(2) PROPOSED ADJUSTMENTS (IF ANY) or 2ND RESIDENCE	(3) PORTION OF COLUMNS (1) & (2) FOR CHILDREN OF THIS MARRIAGE
O. MISCELLANEOUS (Do <u>not</u> repeat items already included in Groceries.)			
(1) Gifts	_____	_____	_____
(2) Hair/Nail Care	_____	_____	_____
(3) Donations/Worship	_____	_____	_____
(4) Pets/pet care	_____	_____	_____
(5) Postage	_____	_____	_____
(6) Photographs	_____	_____	_____
(7) Bank Charges	_____	_____	_____
(8) Home Furnishings	_____	_____	_____
(9) Household equip.\tools	_____	_____	_____
(10) Professional Assoc.	_____	_____	_____
(11) Legal (not for this case)	_____	_____	_____
(12) Accounting (not for this case)	_____	_____	_____
(13) Other _____	_____	_____	_____
(14) Other _____	_____	_____	_____
Total Miscellaneous	_____	_____	_____
P. INVESTMENTS (<u>not</u> payroll deducted)			
(1) Savings	_____	_____	_____
(2) Retirement	_____	_____	_____
(3) Other _____	_____	_____	_____
Total Investments	_____	_____	_____
22. TOTAL OF MONTHLY EXPENSES	_____	_____	_____

Monthly Debt Payments: (List balances for all "unsecured debts," [that is, debts other than mortgage debts on real estate and liens against vehicles, which are "secured" debts], including such "unsecured" debts as credit cards, gas cards, JCPenney, etc. If you already deducted a monthly debt payment above as an expense or payroll deduction, leave blank the portion below that is entitled "Minimum Monthly Payment Required." For "In Whose Name," list "H" for Husband, "W" for Wife, and "J" for Joint.)

(Do not complete this section if you need more space. Complete the [Long Form Schedule of Debts](#) instead and list the **Total** balance of debts owing and the **Total** monthly payments at **Paragraph 23, below**)

Creditor	Account Number	In Whose Name	Date of Balance	Balance	Minimum Monthly Payment Required	Purpose For Which Debt Was Incurred
		H, W, J				

23. Total Monthly Debt Payments (If you filled out a separate schedule, list monthly totals here -> ->)

	CURRENT MONTHLY TOTAL	PROPOSED ADJUSTMENTS (IF ANY)
Total Monthly Expenses Plus Debt :		
Total Monthly Expenses (22., above)	_____	_____
Total Monthly Debt Payments (23., above)	_____	* _____
Total Monthly Expenses & Debts (22. + 23.)	_____	_____
Total Monthly Expenses & Debts, <i>with adjustments</i> (22. + 23. + proposed adjustments)	_____	_____

If a different monthly debt payment is proposed than the required minimum monthly payment, just show the amount of the adjustment up or down, not the total payment.

Instructions for Completing Assets Schedules

Note: Abbreviated asset schedules {24. (1) through 24. (9)} are provided below as a part of this **Long Form Financial Affidavit**. If you need more space than the abbreviated schedule provides for a type of asset, do **not** fill in the detail on that schedule. Complete, instead, the **Long Form** provided for that type of asset. Repeat the Total you calculated on the Long Form, at the place where the **"Total"** section appears for that asset on the abbreviated schedule below. Then attach a copy of the Long Form for that asset to this Long Form Financial Affidavit.

24. (1) Real Estate

(For Title Owner, "H"=Husband, "W"=Wife, and "J"=Joint)

Property Type (residence, condo, rental, etc.)	Address	Title	Percent Owned	Fair Market Value	Basis of Fair Market Value (appraisal, estimate, purchase price, etc., & <u>date</u> of same)	Encumbrances		Equity
						1st Mortgage	2nd Mortgage	
Total								

Date of Mortgage Debt Balance listed above: _____

Person or Entity to Whom Each Encumbrance is owing: _____

Comment: _____

24. (2) Motor Vehicles

(For title designation, "H" = Husband, "W" = Wife, and "J" = Joint)

Vehicle, Year, Model and Vehicle Identification Number (VIN Number on vehicle registration)	Title	Principal Operator	Date of Value & Debt	Creditor to Whom Debt is Owning	Basis Used to State Value (Estimate, NADA Bluebook, Kelly Bluebook, etc.)	Fair Market Value	Debt Owning	Equity
Total								

Comment: _____

24. (3) Cash on Hand, Bank, Checking or Savings Accounts, CDs Or Money Market Funds

Type of Account	Institution and Location	Account Number	Name on Account	Date of Balance	Balance
Total					

Comment: _____

24. (4) Life Insurance

(For Owner, "H"=Husband, "W"=Wife, and "J"=Joint)

Company & Policy Number	Type of Policy (whole life, term, universal, etc.)	Insured	Owner	Beneficiary	Face Amount of Policy	As of Date	Outstanding Loan Bal. and/or Surrender Charge	Cash Surrender Value (Net of Loan &/or Surrender charge)
Comment: _____								Total

24. (5) Furniture and Household Goods

("Value" equals what you could sell it for in its current condition, such as at auction, not what you paid for it or cost of replacement.)

Item	Value in Husband's Possession	Value in Wife's Possession	Value Elsewhere
Household furnishings			
Comment: _____			Total

24. (6) Stocks, Bonds, Mutual Funds, Securities &/Or Investment Accounts (Non-Retirement)

(For Owner, "H"=Husband, "W"=Wife, and "J"=Joint. For "Tax Basis" enter the amount you paid to acquire it, or its value at the date of your receipt of it by gift or inheritance. Show items owned by category. Include shares of stock, mutual fund units, bonds, warrants, debentures, treasury bills and notes, and any other securities owned by you that are not in retirement plans. Give your best estimate of market value if the items were sold on an open market, or if traded on a recognized exchange, and their unit or share value as of the date of your completing this form).

Name of Item or Fund	# of Shares or Units	Value Per Share or Unit	As of Date	Tax Basis	Owner	Brokerage or Location of Security	Account Number	Margin Account Balance	Net Value
Comment: _____									Total

24. (7) Pension, Profit Sharing, or Retirement Funds - Defined Contribution Plan

(Include those having an actual balance today in your name, but are not paid out as regular monthly or annual amounts for life. For example, do not list PERA, Civil Service, FFPA, Union or Military Retirement here, but do list SEP's, IRA's, Keogh's, 401(k), 403(b), Tax Savings Plans, TIAA/CREF, etc.)

Category of Retirement Plan Asset	Official Plan Name, or if IRA, Institution Where Held	Name of Plan Administrator	Owner H/W	Account Number	# of Shares or Units	Value Per Share or Unit	Percent Vested (enter decimal)	As of Date	Current Value
Comment: _____									Total

24. (8) Other Pension or Retirement Funds - Defined Benefit Plan

(Include those that are paid at retirement as regular monthly or annual amounts for life or some defined period of time. For example, do list PERA, Civil Service, FFPA, Union or Military Retirement here, but do not list SEP's, IRA's, Keogh's, 401(k), 403(b), Tax Savings Plans, TIAA/CREF, Etc.)

	<u>First Plan</u>	<u>Second Plan</u>	<u>Third Plan</u>
Name of Employer and division or dept., or military service	_____	_____	_____
Name of Retirement Plan	_____	_____	_____
Address & telephone number for Plan	_____	_____	_____
Your date of birth	_____	_____	_____
Spouse's date of birth	_____	_____	_____
Date of hire or enlistment	_____	_____	_____
Plan Entry Date (if not date of hire)	_____	_____	_____
Date of Marriage	_____	_____	_____
Your rank, (if military), or your job description	_____	_____	_____
Date 1st eligible to receive retirement	_____	_____	_____
Monthly benefit you are/would be entitled to receive through today, if no future service.	_____	_____	_____
Comment:	_____		

24. (9) Miscellaneous/Other Assets (not previously listed, please read the examples below)

The following items are examples: accounts or loans receivable, security deposits, jewelry, art, wine, guns or collectibles, beneficial interests in trusts, country club memberships, frequent flyer miles, motel/hotel/vacation club points, livestock, growing or stored crops, farm implements, power tools, vehicle lease down payment, motor homes, motorcycles, trailers, prepaid expenses [such as sports season/trip tickets, funds in lawyer's trust account, prepaid leases], recreation and sports equipment and vehicles, boats, royalties, tax refunds or prepayments, lottery winnings, timeshares, partnership distributions, past due maintenance or child support owing you from other relationship, workers' compensation or disability payments, proceeds from a lawsuit, pending claims, work performed for which payment will be/is due, oil & gas interests or contract rights, water rights, paid sick or vacation days.

	Asset	Location	Owner of Asset	Value	Date of Valuation
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
			Total		

Comment: _____

24. Assets of the Parties:

{Complete the appropriate schedule for which you answer "yes" below, even if you claim a "separate property interest" in that asset or assets that were listed on earlier schedules. A **Separate Property Interest** schedule, **Schedule H** is attached for completion where you may identify your "separate property interest." That term is defined on Schedule H.}

- (1). I/We have **Stock Options** YES NO
If yes, complete and attach [Schedule E - Stock Options](#)
- (2). I/We have **Disability Insurance** YES NO
If yes, complete and attach [Schedule F - Disability Insurance](#)
- (3). I/We have **Business Interests (Not Publicly Traded)** (Including sole proprietorships, general and limited partnerships, limited liabilities companies, corporations or other interests) YES NO
If yes, complete and attach [Schedule G - Business Interests](#)
- (4). I/We have **Separate Property Interests** YES NO
If yes, complete and attach [Schedule H - Separate Property Interests](#)

COMMENT: _____

(State any comment you wish to make concerning the above schedules)

OATH

I affirm that this Affidavit With Respect To Financial Affairs (including attached schedules and summary sheet) contain a complete disclosure of all items of property in which I have any current interest or I expect to receive in the future based upon the work or events that took place during the marriage, and all liabilities for which I am aware that I could be held personally responsible. I also affirm that the representations made herein concerning my income and expenses are accurate to the best of my knowledge. I am aware and agree that should the information provided herein prove to be fraudulent or contain material misstatements or omissions, whether inadvertent or intentional, or be found to be inaccurate, the Court shall have continuing jurisdiction to enter such orders as it considers necessary in equity and law to determine the rights and duties with regard to that property right or obligation.

I am aware that any materially false statements knowingly made with intent to defraud or mislead shall subject me to the penalty for perjury and may be considered a fraud upon the Court. I am also aware that the Court has jurisdiction to award attorneys fees and costs, interest and/or compensatory damages as it deems appropriate to make the aggrieved party whole.

Your Signature
(Sign only in front of Notary or Court Clerk.)

State of Colorado)
County of _____) ss.

Subscribed and sworn to before me this ____ day of _____, 200__ by

WITNESS my hand and official seal.

My Commission expires: _____

Notary Public

(SEAL)

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SUMMARY OF PROPOSED OR FINAL ASSET AND DEBT DIVISION

The **Asset and Debt Summary** below is:

- As proposed by: Husband Wife
 Final as agreed upon by both parties.

Income Summary:

Husband's total gross income: _____
 (Paragraph 14, p. 2 of his Affidavit)

Wife's total gross income: _____
 (Paragraph 14, p. 2 of her Affidavit)

Asset Category or Unsecured Debt (It is assumed secured debts will be paid by the one awarded the property item securing that debt, unless otherwise provided)	Net Fair Market Value	Separate Property		Comment ("Marital Share" = Net Fair Market Value - Sep. Prop. Interest) (when final, specify who will prepare any document necessary to complete the division)	Marital Share Husband	Marital Share Wife
		Husband	Wife			
(1) Real Estate {Schedule 24. (1)}						
(2) Motor Vehicles {Schedule 24. (2)}						
(3) Cash on Hand, Checking or Savings Acct's, CDs, or Money Market Funds {Schedule 24. (3)}						
(4) Life Insurance {Schedule 24. (4)}						
(5) Furniture and Household Goods {Schedule 24. (5)}						
(6) Stocks, Bonds, Mutual Funds &/or Investment Acct's (Non-Retire) {Schedule 24. (6)}						
(7) Pension, Profit Sharing or Retirement Funds {Schedule 24 (7)}						
(8) Other Pension or Retirement Funds (Whether Vested or Not) {Schedule 24. (8)}						
(9) Miscellaneous/Other Assets (not previously listed) {Schedule 24. (9)}						
(10) Stock Options {Schedule E - Stock Options}						
(11) Disability Insurance {Schedule F - Disability Insurance}						
(12) Business Interests (Not Publicly Traded) {Schedule G - Business Interests}						
(13) Debts (<u>Unsecured</u> Portion) {Schedule 23.} [list as a negative number]						
Totals						

DISTRICT COURT, _____ COUNTY, COLORADO,

Court Address: _____

Phone Number: _____

In re the _____

Petitioner: _____

and

Co-Petitioner Respondent: _____

Attorney(s) or party without attorney: _____

Address: _____

Phone Number: _____

Fax Number: _____

E-mail: _____

Attorney Registration Number: _____

* COURT USE ONLY *

Case No. _____

Div.: _____ Ctrm: _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS - Short Form

(To be used in those cases where the Annual Combined (Gross) Income of the Parties is \$75,000 or less)

1. General Information

Name _____

Street Address _____

Town/City State, Zip _____

Date of Birth _____

Social Security No. _____

Date of Marriage _____

Children of the Parties (Name, DOB, and SSN)

Name DOB Social Security No.

Comment on any information on this page: _____

2. Monthly Income

Base Pay from Salary, Wages _____

Overtime & Shift Differential _____

Commissions, Tips, Bonuses _____

Additional Employment _____

[Self-Employment](#) (attach Long Form S.E. Schedule) _____

Unemployment & Veterans' benefits _____

Disability, Workers Compensation. _____

Pension & Retirement Benefits _____

Interest & Dividends _____

Trust & Other Investment Income _____

Rental Income & Business Profits _____

Social Security Benefits (SSA) _____

TANF and Food Stamps _____

Child Support from Others _____

All other sources _____

[Employee/Military Benefits](#) (attach Benefits schedule) _____

Total Monthly Income _____

Monthly Deductions and Expenses of:

NOTE: Round all numbers to the nearest dollar.
(Convert Weekly Expenses to Monthly by multiplying by 4.33)

3. MONTHLY Deductions

Mandatory Deductions

Federal Income Tax _____
State Income Tax _____
PERA/Civil Service _____
Social Security Tax _____
Medicare Tax _____
Local Tax _____
Other _____

Voluntary Deductions

Credit Union _____
Retirement/Deferred Compensation _____
Health Insurance _____
Dues _____
Bonds _____
Stock Purchase Plan _____
Flex Benefit Cafeteria Plan _____
Disability Insurance _____
Life Insurance _____
Charity _____
Child Care _____
Other _____

(NOTE ! Attach copies of your last 3 month's pay stubs/vouchers)

If you are self-employed, attach a copy of Schedule C from your last tax return.

Comment: _____

Total Monthly Deductions: _____
Total Monthly Net Income: _____

4. MONTHLY Expenses

A. Housing

1st Mortgage _____
2nd Mortgage _____
Rent _____
Property Taxes (not in mortgage payment) _____
Maintenance _____
Condo/Home Owners fees _____
Security System _____
Cleaning Services _____
Lawn care, snow removal _____
Other _____

C. Food & Supplies

Groceries/Supplies _____
Dining Out _____

D. Uninsured Health Care

Doctor _____
Dentist _____
Orthodontist _____
Vision Care _____
Medicine/RX Drugs _____
Therapist _____
Other _____

B. Utilities

Gas/Elec/Water/Sewer (if combined in one bill) _____
Gas/Heating Fuel _____
Electric _____
Water/Sewer _____
Cell Phone/pager _____
Phone/Long Distance _____
Trash Removal _____
Internet Provider _____
Other _____

E. Insurance (other than deducted above from pay)

Life _____
Health/Hospital _____
Dental _____
Vision _____
Disability _____
Homeowners/Renters (if not in mortgage pymt) _____
Automobile _____
Other _____

Monthly Deductions and Expenses of: _____

F. Transportation

Primary Vehicle Payment _____
Other Vehicle Payment(s) _____
Fuel _____
Maintenance _____
Registration and Tax _____
Parking _____
Bus/Commute Fees _____
Other _____

G. Clothing and Shoes (for you) _____

H. Laundry & Dry Cleaning _____

I. Children's Expenses & Activities

Children's Clothing and Shoes _____
Work/Education Related Child Care _____
Babysitting _____
Tuition/Lessons _____
Books/Supplies _____
Tutor _____
Schools Lunches _____
Activities/Fees/Field Trips _____
Allowance _____
Other _____

F. Education (for you)

Tuition/Lessons _____
Books/Supplies _____
Activities/Fees _____
Other _____

H. Spousal Maintenance & Child Support

Spousal Maintenance _____
Child Support _____

Summary of Total Net Income, Expenses & Monthly Debt:

I. Recreation/Entertainment

Newspapers/Magazines _____
Books _____
Vacation/Travel _____
Membership/Clubs _____
Cable/Satellite TV _____
Movies/Video Rentals _____
Sports Events/Participation _____
Hobbies _____
Other _____

J. Miscellaneous

Gifts _____
Cash/ATM Withdrawals _____
Hair/Nail Care _____
Pets/Pet care _____
Postage _____
Photographs _____
Bank Charges _____
Home Furnishings _____
Household equipment/tools _____
Professional Association _____
Legal _____
Accounting _____
Other _____

K. Investments (not payroll deducted)

Savings _____
Retirement _____
Other _____

Total Monthly Expenses _____

Total Monthly Net Income _____

Less Total Monthly Expenses _____

Less Min. Monthly Debt Payment _____
(from next page)

Shortfall or Excess _____

24. (2) Motor Vehicles

(For title designation, "H" = Husband, "W" = Wife, and "J" = Joint)

Vehicle, Year, Model and Vehicle Identification Number (VIN Number on vehicle registration)	Title	Principal Operator	Date of Value & Debt	Creditor to Whom Debt is Owing	Basis Used to State Value (Estimate, NADA Bluebook, Kelly Bluebook, etc.)	Fair Market Value	Debt Owning	Equity
Comment: _____								Total

24. (3) Cash on Hand, Bank, Checking or Savings Accounts, CDs Or Money Market Funds

Type of Account	Institution and Location	Account Number	Name on Account	Date of Balance	Balance
Comment: _____					Total

24. (4) Life Insurance

(For Owner, "H"=Husband, "W"=Wife, and "J"=Joint)

Company & Policy Number	Type of Policy (whole life, term, universal, etc.)	Insured	Owner	Beneficiary	Face Amount of Policy	As of Date	Outstanding Loan Balance and/or Surrender Charge	Cash Surrender Value (Net of Loan & Surrender Charge)
Comment: _____								Total

24. (5) Furniture and Household Goods

("Value" equals what you could sell it for in its current condition, such as at auction, not what you paid for it or cost of replacement.)

Item	Value in Husband's Possession	Value in Wife's Possession	Value Elsewhere
Household furnishings			
Comment: _____			Total

24. (6) Stocks, Bonds, Mutual Funds, Securities &/Or Investment Accounts (Non-Retirement)

(For Owner, "H"=Husband, "W"=Wife, and "J"=Joint. For "Tax Basis" enter the amount you paid to acquire it, or its value at the date of your receipt of it by gift or inheritance. Show items owned by category. Include shares of stock, mutual fund units, bonds, warrants, debentures, treasury bills and notes, and any other securities owned by you that are not in retirement plans. Give your best estimate of market value if the items were sold on an open market, or if traded on a recognized exchange, and their unit or share value as of the date of your completing this form).

Name of Item or Fund	# of Shares or Units	Value Per Share or Unit	As of Date	Tax Basis	Owner	Brokerage or Location of Security	Account Number	Margin Account Balance	Net Value
Comment: _____									Total

24. (7) Pension, Profit Sharing, or Retirement Funds - Defined Contribution Plans

(Include those having an actual balance today in your name, but are not paid out as regular monthly or annual amounts for life. For example, do not list PERA, Civil Service, FFPA, Union or Military Retirement here, but do list SEP's, IRA's, Keogh's, 401(k), 403(b), Tax Savings Plans, TIAA/CREF, etc.)

Category of Retirement Plan Asset	Official Plan Name, or if IRA, Institution Where Held	Name of Plan Administrator	Owner H/W	Account Number	# of Shares or Units	Value Per Share or Unit	Percent Vested (enter decimal)	As of Date	Current Value
Comment: _____									Total

24. (8) Other Pension or Retirement Funds - Defined Benefit Plans

(Include those that are paid at retirement as regular monthly or annual amounts for life or some defined period of time. For example, do list PERA, Civil Service, FFPA, Union or Military Retirement here, but do not list SEP's, IRA's, Keogh's, 401(k), 403(b), Tax Savings Plans, TIAA/CREF, Etc.)

	<u>First Plan</u>	<u>Second Plan</u>
Name of Employer and division or dept., or military service	_____	_____
Name of Retirement Plan	_____	_____
Address & telephone number for Plan	_____	_____
Your date of birth	_____	_____
Spouse's date of birth	_____	_____
Date of hire or enlistment	_____	_____
Plan Entry Date (if not date of hire)	_____	_____
Date of Marriage	_____	_____
Your rank, (if military), or your job description	_____	_____
Date 1st eligible to receive retirement	_____	_____
Monthly benefit you are/would be entitled to receive through today, if no future service.	_____	_____

Comment: _____

24. (9) Miscellaneous/Other Assets (not previously listed) [**please read illustrative list**, below]

The following items are examples: Business interests (not publicly traded), stock options, disability insurance, accounts or loans receivable, security deposits, jewelry, art, wine, guns or collectibles, beneficial interests in trusts, country club memberships, frequent flyer miles, motel/hotel/vacation club points, livestock, growing or stored crops, farm implements, power tools, vehicle lease down payment, motor homes, motorcycles, trailers, prepaid expenses [such as sports season/trip tickets, funds in lawyer's trust account, prepaid leases], recreation and sports equipment and vehicles, boats, royalties, tax refunds or prepayments, lottery winnings, timeshares, partnership distributions, past due maintenance or child support owing you from other relationship, workers' compensation or disability payments, proceeds from a lawsuit, pending claims, work performed for which payment will be/is due, oil & gas interests or contract rights, water rights, paid sick or vacation days.

	Asset	Location	Owner of Asset	Value	Date of Valuation
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
	Total				

Comment: _____

(If you listed a business interest or stock options as a Miscellaneous /Other Asset, please additionally complete the Long Form for that asset, titled [Business Interests \(Not Publicly Traded\)](#), or [Stock Options](#), and attach it to this Affidavit)

Separate Property

"Separate property" includes the following: (1) property acquired prior to the marriage, (2) property acquired by gift or inheritance during the marriage, (3) property acquired in exchange for property acquired prior to the marriage or in exchange for property acquired by gift or inheritance during the marriage, (4) property acquired after the entry of a Decree of Dissolution of Marriage or Legal Separation, and (5) property excluded from the marital property by valid agreement of the parties.

If separate property is mixed with marital property, for example, by placing ownership of it or proceeds from the sale of it into property held in both spouses' names, the separate property may become marital property.

Any increase in the value of separate property from the date of marriage or, if acquired during the marriage, from the date of acquisition is marital property.

I, **Husband** or **Wife**, claim the following "separate property":

(check appropriate box)

Description of Separate Property Interest (and if it has changed form since it was your separate property, briefly trace the changes here)	Schedule on Which Property is Listed	Date Property Acquired if During Marriage	From Whom Acquired if During Marriage	Value of Property on Date of Marriage or Date Acquired, if During Marriage
	Real Estate {Section 24.(1)}			
	Motor Vehicles {Schedule 24 (2)}			
	Cash, Checking, Savings, etc. {Schedule 24. (3)}			
	Life Insurance {Schedule 24. (4)}			
	Furniture and Household Goods {Schedule 24. (5)}			
	Stocks, Bonds, Mutual Funds, etc. {Schedule 24. (6)}			
	Pension, Profit Sharing, Retire, etc {Schedule 24 (7)}			
	Other Pension or Retirement, etc. {Schedule 24 (8)}			
	Miscellaneous / Other Assets {Schedule 24 (9)}			

Comments concerning above Separate Property: _____

OATH

I affirm that this Affidavit With Respect To Financial Affairs (including attached schedules and summary sheet) contain a complete disclosure of all items of property in which I have any current interest or I expect to receive in the future based upon the work or events that took place during the marriage, and all liabilities for which I am aware that I could be held personally responsible. I also affirm that the representations made herein concerning my income and expenses are accurate to the best of my knowledge. I am aware and agree that should the information provided herein prove to be fraudulent or contain material misstatements or omissions, whether inadvertent or intentional, or be found to be inaccurate, the Court shall have continuing jurisdiction to enter such orders as it considers necessary in equity and law to determine the rights and duties with regard to that property right or obligation.

I am aware that any materially false statements knowingly made with intent to defraud or mislead shall subject me to the penalty for perjury and may be considered a fraud upon the Court. I am also aware that the Court has jurisdiction to award attorneys fees and costs, interest and/or compensatory damages as it deems appropriate to make the aggrieved party whole.

Your Signature
(Sign only in front of Notary or Court Clerk.)

State of Colorado)
County of _____)ss.

Subscribed and sworn to before me this ____ day of _____, 200__, by

WITNESS my hand and official seal.

My Commission expires: _____

(SEAL)

Notary Public

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SUMMARY OF PROPOSED OR FINAL ASSET AND DEBT DIVISION

The **Asset and Debt Summary** below is:

- As proposed by: Husband Wife
 Final as agreed upon by both parties.

Income Summary:

Husband's total gross income (after business expenses): _____
Wife's total gross income (after business expenses): _____

Asset Category or Unsecured Debt (It is assumed secured debts will be paid by the one awarded the property item securing that debt, unless otherwise provided)	Net Fair Market Value	Separate Property		Comment (when final, specify who will prepare any document necessary to complete the division)	Husband	Wife
		Husband	Wife			
(1) Real Estate {Section 24.(1)}		\$0	\$0			
(2) Motor Vehicles {Schedule 24. (2)}		\$0	\$0			
(3) Cash on Hand, Checking or Savings Acct's, CDs, or Money Market Funds {Schedule 24. (3)}		\$0	\$0			
(4) Life Insurance {Schedule 24. (4)}		\$0	\$0			
(5) Furniture and Household Goods {Schedule 24. (5)}		\$0	\$0			
(6) Stocks, Bonds, Mutual Funds &/or Investment Acct's (Non-Retire) {Schedule 24. (6)}		\$0	\$0			
(7) Pension, Profit Sharing or Retirement Funds {Schedule 24 (7)}		\$0	\$0			
(8) Other Pension or Retirement Funds (Whether Vested or Not) {Schedule 24. (8)}		\$0	\$0			
(9) Miscellaneous/Other Assets (not previously listed) {Schedule 24. (9)}		\$0	\$0			
(10) Unsecured Debts {5. Total Debts} [[list as a negative value]						
Totals						

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE A - SELF-EMPLOYMENT

Name of Business: _____

Financial Condition as of what date? _____

Fiscal Year of Business: _____

Annual Gross Receipts: _____

Annual Cost of Goods Sold: _____

Annual Gross Profit: _____

Annual Expenses:

Accounting and Legal _____

Advertising _____

Auto _____

Gas _____

Insurance _____

Maintenance _____

Repairs _____

Registration _____

Bad Debts: _____

Bank Fees: _____

Business Use of Home Expenses _____

Collection Fees _____

Commissions _____

Continuing Education _____

Contributions & Deductible Gifts _____

Depreciation (straight line or accelerated?) _____

Disability Insurance _____

Dues and Publications _____

Education Fees/ Consultation _____

Employee Benefit Programs _____

Employee Salaries & Compensation _____

Insurance (health) _____

Other Insurance _____

Interest on mortgages to banks _____

Interest expense on other loans _____

Machinery/Equipment _____

Marketing/Referral _____

Meals & Entertainment _____

Office Expenses _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE A - SELF-EMPLOYMENT, Continued

Expenses, continued

Other Business Property _____
Parking _____
Patient/Client Expenses _____
Professional Fees _____
Rent on leased equipment _____
Rents _____
Repairs _____
Taxes _____
Telephone _____
Training _____
Travel _____
Utilities _____

Total Annual Expenses _____

Annual Net Income After Business Expenses _____

Monthly Net Income After Business Expenses _____ \$0

(Repeat this amount at Net Monthly Take Home Pay, at paragraph 6, page 1 of the Long Form Financial Affidavit, or at Self-Employment at paragraph 2, page 1 of the Short Form Financial Affidavit)

Comments: _____

**AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE B - EMPLOYEE or MILITARY BENEFITS**

Fill Out For Each Employer

EMPLOYEE: _____ Social Security No. - -

EMPLOYER: _____

Company Name

Company Address

Company Phone

Item No.	Employee or Military Benefits (Describe each benefit. For example: health care, pension, expense account allowance & reimbursements, per diem, disability or life insurance, company car, club memberships, sports tickets, in-kind benefits, etc. If in <u>Military</u> : BAH, BAQ, BAS/Separate Rations, DLA, COLA, reenlistment bonus, CSB, clothing allowance, hardship/hazardous duty pay, flight pay, government housing, other special pay. Reserve or National Guard drill pay, etc.)	Annual Benefits	Monthly Benefits
(1)			
(2)			
(3)			
(4)			
(5)			
(6)			
(7)			
(8)			
(9)			
(10)			
(11)			
(12)			
Total Estimated Gross Value of Employee/Military Benefits			

(Remember to list the monthly total you list here at paragraph 10 on page 2 of the Long Form Financial Affidavit, and at paragraph 2 on page 1, if you are using the Short Form Financial Affidavit.)

Comments: _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE C - ADDITIONAL EMPLOYMENT OR OTHER SOURCES OF INCOME

If you have additional employment or other sources of income, such as the following examples, list the detail concerning them here: Overtime Pay, Additional Jobs, Trust Funds, Unemployment/Worker's Compensation, Disability Income or Pension payments, Social Security, Bonus, Commissions, Tips, Severance Pay, Rents, Investment Income, Dividends/Interest, Cash Gifts, Child Support, Spousal maintenance (alimony), etc.

Description of Other Income	Source of Income (Name, address, phone, account number, etc.)	Monthly Gross
Total Monthly Gross From Additional Employment or Other Sources of Income		

(*) Convert weekly amount to monthly by multiplying by 4.33. Multiply amount received every 2 weeks by 2.167. Multiply amount received twice per month by 2.

My **MONTHLY** deductions from or obligations on this Additional Employment or Other Sources of Income are:
 Marital status and Number of exemptions claimed _____
 (examples: M-3, S-1)

- A. Mandatory Deductions:**
- (1) Federal Income Tax _____
 - (2) State Income Tax _____
 - (3) PERA/Civil Service _____
 - (4) Social Security Tax _____
 - (5) Medicare Tax _____
 - (6) Local Tax _____
 - (7) Other _____
- B. Additional Deductions:**
- (1) Credit Union _____
 (Examples: savings plans or loan - if loan, do not duplicate monthly portion in debt section)
 - (2) Retirement/Deferred Compensation _____
 (401(k), 403(b), TIAA/CREF, IRA, FPPA, etc.)
 - (3) Health Insurance _____
 (Total Medical, Vision, Dental paid by you, not your employer)
 - (4) Dues _____
 - (5) Bonds _____
 - (6) Other _____
 (Describe)
 - (7) Stock Purchase Plan _____
 - (8) Flex Benefit Cafeteria Plan _____
 - (9) Disability Insurance _____
 - (10) Life Insurance _____
 - (11) Charity _____
 - (12) Childcare _____
 - (13) Other _____
 (Describe)

TOTAL monthly deductions or obligations on this Additional Employment or Other Sources of Income are: _____
TOTAL Net Income from Additional Employment or Other Sources of Income is: _____
 (Repeat this Total Net Income at the Total for paragraph 13, page 2 of the Financial Affidavit)->->->

Comments: _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE D - DEPENDENT CHILDREN

DEPENDENT CHILDREN ARE CHILDREN WHO ARE THE SUBJECT OF THIS ACTION

A. ASSETS

	Child's Name	Date of Birth	Description of Asset	Name on Account	Value of Asset	Date of Value
1.						
2.						
3.						
4.						
5.						
6.						

B. INCOME

	Child's Name	Source of Income	Amount of Monthly Income
1.			
2.			
3.			
4.			
5.			
6.			

Comments: _____

**AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE E - STOCK OPTIONS**

Stock Options

(Please include all: phantom stock plans, phantom stock options, excess benefit plans, stock appreciation rights (SAR's), restricted stock, reload/replacement options, non-statutory stock options, indexed options, performance grants, cash awards linked to share price, top-hat plan (Serp's), Unisys Plan (repricing of old options plus new options), 75 percent plus 15 percent stock option if deferred, IRC section 457(b) plans, and IRC section 457(f) plans)

Type of Plan	Grant Date	Shares Granted	Option Price	Shares Exercised	Unvested Shares	Exercisable Shares	Expiration Date	Vesting Date	Current Price	Equity
(Repeat the total you list here at paragraph 10, page 12 of the Long Form Financial Affidavit, which is the Summary Sheet, or as an asset in the Miscellaneous/Other Assets at page 7 of the Short Form Financial Affidavit)->->->										Total

Comments: _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE F - DISABILITY INSURANCE

Spouse Insured ("H" or "W")	Insurance Company and Address	Monthly Benefit	Delay in Commencement Following Disability	Date of Termination of Coverage

Additional Comments: _____

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE G- BUSINESS INTERESTS (NOT PUBLICLY TRADED)

Complete a separate Schedule G for each business in which you have an ownership interest.

1. Name of spouse with ownership interest: _____
2. The business is:

<input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> "S" Corporation	<input type="checkbox"/> Limited Partnership
<input type="checkbox"/> "C" Corporation	<input type="checkbox"/> General Partnership	<input type="checkbox"/> Limited Liability Company
<input type="checkbox"/> Other: (Describe) _____		
3. Business Name: _____
4. Business Address: _____
5. Business Telephone: _____
6. The primary activity of the business is as follows: _____
7. My percentage ownership of the business is: _____
8. The current value of my interest in the business is: _____
(Repeat this current value at paragraph 12, page 12 of the Long Form Financial Affidavit, which is the summary sheet. If you are using the Short Form Financial Affidavit, post the total under Schedule 24 (9) of Miscellaneous/Other Assets at Page 7)
9. The primary contact person and telephone number are: _____
10. **If you have been provided or are entitled to obtain any of the following documents, you must provide copies to your spouse or his/her attorney upon submission of your Affidavit With Respect to Financial Affairs:**
 - a. Year-end balance sheets or statements of assets and liabilities for the last three fiscal years of the business.
 - b. Most recent periodic balance sheet or statement of assets and liabilities for the year of the business.
 - c. Year-end profit and loss or income statements for the last three fiscal years of the business.
 - d. Most recent periodic profit and loss or income statements for the current fiscal year of the business.
 - e. Income tax returns for the business for the last three fiscal years.

Comment: _____

(State any comment you would like to make concerning the above business interest.)

AFFIDAVIT WITH RESPECT TO FINANCIAL AFFAIRS
SCHEDULE H- SEPARATE PROPERTY INTERESTS

"Separate property" includes the following: (1) property acquired prior to the marriage, (2) property acquired by gift or inheritance during the marriage, (3) property acquired in exchange for property acquired prior to the marriage or in exchange for property acquired by gift or inheritance during the marriage, (4) property acquired after the entry of a Decree of Dissolution of Marriage or Legal Separation, and (5) property excluded from the marital property by valid agreement of the parties, such as a premarital agreement.

If separate property is mixed with marital property, for example, by placing ownership of it or proceeds from the sale of it into property held in both spouses' names, the separate property may become marital property.

Any increase in the value of separate property from the date of marriage or, if acquired during the marriage, from the date of acquisition is marital property.

I claim the following "separate property":

Description of Separate Property Interest <small>(if it has changed form since it was first your separate property, briefly trace the changes here)</small>	Schedule on which Property is Listed	Date Property Acquired if After Marriage	From Whom Acquired, if After Marriage	Estimated Value of Sep. Property on Date of Marriage or Date Acquired, If After Marriage
	(1) Real Estate {Schedule 24 (1)}			
	(2) Motor Vehicles {Schedule 24 (2)}			
	(3) Cash, Checking, Savings, etc. {Sch. 24 (3)}			
	(4) Life Insurance {Schedule 24 (4)}			
	(5) Furniture & Household Goods {Schedule 24 (5)}			
	(6) Stocks, Bonds, Mut'l Fund, etc. (Non-Retire) {Sch. 24 (6)}			
	(7) Pension, P. Sharing or Retire. Funds {Sch. 24 (7)}			
	(8) Other Pension, Retire. Funds, etc. {Schedule 24 (8)}			
	(9) Miscellaneous/ Other Assets {Schedule 24 (9)}			
	(10) Stock Options {Schedule E - Stock Options}			
	(11) Disability Insurance {Schedule F}			
	(12) Business Interests (Not Pub. Traded) {Sch. G}			

Note: (Repeat the Separate Property Interest for that particular category of asset at page 12 of the Long Form Financial Affidavit, or that particular category of asset at page 10 of the Short Form Financial Affidavit, which is the Summary Sheet)

Additional Comments: _____

24. (3) Cash on Hand, Bank, Checking or Savings Accounts, CDs Or Money Market Funds

Type of Account	Institution and Location	Account Number	Name on Account	Date of Balance	Balance
(Insert the Total here in the Total space for Cash on Hand, etc, for Schedule 24. (3), at page 8 of the Long Form Financial Affidavit, and in the Total space for Cash on Hand, etc, for Schedule 24. (3), at page 5 if you are using the Short Form Financial Affidavit)					Total

Comment: _____

Long Form - 24. (9) Miscellaneous/Other Assets (not previously listed)

The following items are examples: accounts or loans receivable, security deposits, jewelry, art, wine, guns or collectibles, beneficial interests in trusts, club memberships, frequent flyer miles, motel/hotel/vacation club points, growing or stored crops, livestock, vehicle lease down payment, motor homes, motorcycles, prepaid expenses [such as season/trip tickets or funds in trust with lawyer, or lease prepayments], recreation and sports equipment and vehicles, boats, royalties, tax refunds or prepayments, lottery winnings, timeshares, trailers, partnership distributions, past due maintenance or child support owing you from other relationship, workers' compensation or disability payments, proceeds from a lawsuit, pending claims, work performed for which payment has not been received, oil & gas interests or contract rights, water rights, paid sick or vacation days, etc.

	Asset	Location or Comment	Owner of Asset	Date of Valuation	Value
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					

(Repeat Total you list here at the place for the Total on the Long Form Financial Affidavit at page 10 of 12 for Section 24 (9) Miscellaneous/Other Assets, and at that same location at page 7 of the Short Form Financial Affidavit)

Total

--

DISTRICT COURT, _____ COUNTY, COLORADO <hr/> <hr/>	
In re the Marriage of: Petitioner: [and Respondent: [
Attorney for [: [, Esq. [[, [[Phone Number: ([) [Attorney Registration No. [Case Number: [Division [
STIPULATED COURT AUTHORIZATION FOR FINANCIAL DISCLOSURE	

TO: Any person, financial institution, or entity having information regarding the following persons, or entities:

RE: [Social Security # [Social Security # [

DOCUMENTS

You are hereby authorized to furnish to the persons and firms whose names are listed as authorized persons starting at page [, (or to any person designated in writing by them, but to no others) ("Authorized Person(s)"), for inspection and/or copying, all records, reports or writings regarding the financial or economic status, past or present, of the parties identified above, and concerning any business or enterprise in which they have any material ownership interest. This shall also include requests for credit reports from you, if you should be a credit reporting agency, and records of charges, if you are a credit card company, or have otherwise extended credit to that person. Should you be a retirement authority, such as PERA, FPPA, TIAA/CREF, civil service, or a plan administrator's office for a defined benefit plan, IRA, or defined contribution plan such as a 401(k), or the Social Security Administration, the person identified above that is entitled to the pension benefit, by signing this document, hereby releases and authorizes you to provide the authorized person with a pension benefit calculation, as well as the materials set forth below.

You may furnish Authorized Persons with copies of all requested records, including by way of examples, cancelled checks, check registers, charges, credit card statements, personal

financial statements, applications for loans, and tax returns. The authorized person making the request shall be solely responsible for all copying costs for himself/herself, and shall pay you for your charges at the time the copies are made available to them.

Any authorized Person receiving documents pursuant to this Authorization shall, on their own and without further request or Court Order, immediately supply a copy of each and every document received to the legal representative for the other party, or of the other party is proceeding without an attorney, then they shall supply such copies to that party.

VERBAL CONVERSATIONS

You are authorized to speak with Authorized Persons about such financial matters at times they have scheduled to speak with you on subjects they have designated in advance, whether or not a party or a party's legal or accounting representative is present, provided that the Authorized Person wishing to speak with you:

- (1) Provides written assurance to you that they have previously given reasonable written notice to the other party or the other party's legal representative of their scheduled conversations with you so that the other party and/or his or her legal representative or accountant might also be present in person or by telephone when you are communicating with the Authorized Person wishing to speak with you; and
- (2) Provides written advance notice to the other party or the other party's legal representative of the subjects to be discussed with you.

Any Authorized Person conversing with you in the absence of the other party and/or his or her legal representative or accountant is required to summarize in writing what the Authorized Person understands you told them within one week of such conversation and to mail a copy of that summary to you and to the other party or the other party's legal representative.

CONFIDENTIALITY

All information and documents received pursuant to this Authorization shall be kept confidential and limited to the parties to this proceeding, Authorized Persons, legal representatives and accountants for the parties and their personnel, and the Court and its personnel.

FURTHER PROCEDURES

A photostatic or facsimile copy of the Authorization shall be considered as effective as the original. This Authorization shall be effective until one year following the date of this Order, at which time it is automatically revoked. It is automatically revoked earlier upon the entry of a Decree of Dissolution of Marriage or a Decree of Legal Separation in this matter, or dismissal of the within action. By use of this Authorization, any person making requests under it, under penalty of contempt, gives assurance to the person from whom information is sought that this Authorization is still in full force and effect. Accordingly, a person receiving a request by use of this Authorization is entitled to assume this Authorization is in full force and effect, and need not make further inquiry to verify same.

The following persons are Authorized Persons:

[
Attorney for [
[
[
[(facsimile)

[
Attorney for [
[
[
[(facsimile)

[
Paralegal for [, Esq.
[
[
[(facsimile)

[
Paralegal for [, Esq.
[
[
[(facsimile)

[, C.P.A.
C.P.A. for [
[
[
[(facsimile)

[, C.P.A.
C.P.A. for [
[
[
[(facsimile)

_____ District Court Judge/Magistrate

CERTIFICATE OF MAILING

I hereby certify that a true and accurate conformed copy of the foregoing Stipulated Court Authorization for Financial Disclosure was mailed this _____ day of _____, _____, postage prepaid, to each of the following:

[
[

Clerk of the District Court

BY: _____
Deputy Clerk

Order Requiring Automatic Disclosure Under The Divorce With Dignity Project
Effective September 1, 2001

(1) Each party in a suit for legal separation or for dissolution of marriage who is proceeding under the Divorce With Dignity Project shall provide the other party with copies of the following documents in their possession or control, unless they have already been furnished in compliance with the requirements in Rule 26.2, C.R.C.P.:

- (a) A complete financial affidavit signed by the party on the new form of financial affidavit approved for use in The Divorce With Dignity Project on August 2, 2001.
- (b) A complete copy of personal federal and state income tax returns filed by either party for the last three calendar years preceding the filing of the petition or post-decree motion, including all schedules, W-2 forms, 1099 forms, and K-1 forms for those years, as well as a complete copy of records of income, funds, assets or bartered items or services received by either party, whether taxable or not, that are not reflected on each of those income tax returns.
- (c) If income tax returns for the last calendar year have not been filed, then all W_2 statements, year_end payroll statements, K-1 forms, and all 1099 statements, as well as and all other records of income, funds, assets or bartered items or services received by either party, whether taxable or not, during the last calendar year.
- (d) All records showing any income earned or received by either party for the current calendar year including, but not limited to, pay stubs or statements of earnings from all employers for the three months preceding the filing of the petition. If self-employed, provide a sworn statement by the party of gross income, business expenses, and their net income (before personal income taxes) for each of the full months completed since December 31st of the previous year for which you filed a return.
- (e) A complete copy of federal income tax returns for the three years preceding the filing of the petition, including all schedules, for any corporation, business, or partnership in which a party has had any interest entitling that party to a copy of such returns.
- (d) All financial statements, statements of net worth and credit card and loan applications prepared by or for either party during the last three calendar years.
- (e) All documents showing debts of either party, including the most recent statement of any loan, credit line or charge card balance due.
- (f) All documents such as deeds, real estate contracts, appraisals and most recent statements of assessed value relating to real or personal property in which either party has any interest.
- (g) Certificates of title or registrations of all automobiles, motor vehicles, boats or other personal property registered in either party's name or in which either party has any interest.
- (h) Documents showing stocks, bonds, secured notes, mutual funds and other investments in which either party has any interest, including copies of share certificates, bonds, and other instruments constituting and/or evidencing that interest.
- (i) The most recent statement describing any retirement plan, IRA, pension or profit_sharing, stock option or deferred compensation plan in which either party may have any interest, whether or not the interest is vested under the terms of the plan at this time or later; as well as the most recent statement of the balances in any such account or earned benefits under that plan, including third party summaries of balances and performance of those assets for the last three years.
- (j) All financial institution or brokerage account records on any account in which either party has had any interest or signing privileges in the past year for that entire year, including a copy of the

most current statement, whether or not the account is currently open or closed.

(k) A copy of any trust instrument under which you are now or may later become a beneficiary entitled to receive distributions at this time or at a future time based upon your age, death of a person, or based upon the exercise of discretion a trustee has to distribute funds or property to you as a member of a particular group of persons or as a person designated by name.

(l) A current copy of each life insurance certificate on either of the party's or their children's lives, reflecting the death benefit, beneficiary designations, ownership, cash surrender and loan values, as well as the premium charges for the same.

(2)(a) Except as otherwise ordered by the court, the documents referenced above in paragraphs (1)(a) through (l) shall be provided to the other party no later than 30 days after the case was filed by the Petitioner and/or Co-Petitioner, and shall be furnished by the Respondent no later than 30 days after service upon the Respondent.

(b) If a support conference at which temporary financial issues are to be determined is pending, then the information listed in subsection (1)(a) to (e) of this section shall be supplied earlier to the other party no later than three judicial days before the support conference.

(3) Upon request by either party, unless the other party objects and shows good cause why the same should not be issued, the Court will enter an Order Authorizing Financial Disclosure in the manner of the form affixed hereto.

(4) Discovery shall be as otherwise limited in the "Divorce with Dignity Rules."

It is so ordered this 2nd day of August, 2001
effective September 1, 2001.

Douglas E. Anderson

District Judge

DISTRICT COURT, _____ COUNTY, COLORADO, Court Address: _____ _____ Phone Number: _____	
In re the _____ Petitioner: _____ and <input type="checkbox"/> Co-Petitioner <input type="checkbox"/> Respondent: _____	
Attorney(s) or party without attorney: _____ _____ Address: _____ _____ Phone Number: _____ Fax Number: _____ E-mail: _____ Attorney Registration Number: _____	* COURT USE ONLY * Case No. _____ Div.: _____ Ctm: _____
Temporary Orders as to Spousal Maintenance, Child Support and Payment of Marital Debt (Where the parties' combined adjusted gross incomes do not exceed \$75,000)	

The Court enters the following findings of fact and Temporary Orders regarding Spousal Maintenance, Child Support, and allocation of Marital Debt Payments:

Petitioner's Annual Gross Income:	_____	
Co-Petitioner's/Respondent's Annual Gross Income	_____	
Parties' Combined Annual Gross Income		_____
<u>Higher Income</u> Party's Monthly Gross Income, (before adjustment)	_____	\$0
Maintenance under prior valid court order	_____	
Child Support actually paid for children not of marriage	_____	
Higher Income Party's Monthly Adjusted Gross Income	_____	\$0
40% of Higher Income Party's Monthly Adjusted Gross Income		_____ \$0
<u>Lower Income</u> Party's Monthly Gross Income, (before adjustment)	_____	\$0
Maintenance under prior valid court order	_____	
Child Support actually paid for children not of marriage	_____	
Lower Income Party's Monthly Adjusted Gross Income	_____	\$0
50% of Lower Income Party's Monthly Adjusted Gross Income		_____ \$0
Presumptive Amount of Monthly Temporary Spousal Maintenance		_____ \$0
Presumptive Amount of Monthly Temporary Child Support under Guidelines		_____

Minimum monthly debt payments required by creditors:

Creditors included in listing of minimum monthly payments required:

Allocation of Responsibility for temporary payment of minimum monthly marital debt payments:

Debt amounts Petitioner is to pay:

Creditors Petitioner is to Pay:

Debt amounts Co-Petitioner/Respondent is to pay:

Creditors Co-Petitioner/Respondent is to Pay:

Temporary Spousal Maintenance and Child Support:

Petitioner Co-Petitioner/Respondent shall pay the following monthly amount to

Petitioner Co-Petitioner/Respondent as **Temporary Spousal Maintenance**

terminating upon the death of either party, or further order of court:

_____ \$0

and it is further ORDERED as to the time and method of payment of Temporary Spousal Maintenance that _____

Petitioner Co-Petitioner/Respondent shall pay the following monthly amount to

Petitioner Co-Petitioner/Respondent as **Temporary Child Support**

and it is further ORDERED as to the time and method of payment of Temporary Child Support that _____

If there is any deviation in the amount of Temporary Spousal Maintenance or Temporary Child Support from the presumptive amounts set forth on the previous page, the reason for such deviation or consideration for waiver of temporary spousal maintenance is as follows:

and it is further ORDERED that _____

It is so ordered this _____ day of _____, 200__

BY THE COURT:

District Judge or Magistrate