

RESPONSE TO DIVORCE WITH OR WITHOUT CHILDREN

General Information

PLEADINGS/ACTIONS	JDF#	ADDITIONAL INFORMATION
Purchase packet from The Clerk of Court's office or download from Judicial website.		Packet price \$3.50 at court OR free at: www.courts.state.co.us → Self Help/Forms → All Court Forms and Instructions → Divorce, Family Matters, Civil Unions Divorce/Legal Separation → Divorce With Children OR Divorce Without Children
Filing Fee		\$116.00
A RESPONSE is required if the Respondent wishes to have any say or take part in decisions relating to the marriage or children.		<ul style="list-style-type: none"> Such items include: status of marriage, division of property, assets, liabilities (loans & debt), child support, spousal support, child custody including decision making, and parenting time. If the Respondent chooses to not file a Response, the case will still move forward.
An automatic temporary injunction (temporary order) will be in effect upon filing of the case, upon service of the Petition and Summons on the Respondent, or upon the signing of a Waiver and Acceptance of Service by the Respondent.		<ul style="list-style-type: none"> The temporary injunction remains in effect until a decree (final order) is entered or until a further court order is entered. Purpose: to prevent a party from transferring or hiding marital property, disturbing the other party, removing minor children from the state without consent of parties or court order, and from canceling or changing insurance; including life insurance that names any party as a beneficiary.
There is a mandatory 91-day waiting period before the Court can enter a decree (final order).		<ul style="list-style-type: none"> If the petition is filed together the 91-day period begins on the date the case is filed. If one party files the petition and serves the other party the 91-day period begins on the date of service. Your divorce will take at least 91 days and perhaps longer depending on the circumstances of your case and court schedules.

STEP 1: Completing the Response Form

Response to the Petition for Dissolution of Marriage (divorce). Complete all sections of the form including the <u>caption</u> at the top of form and the <u>Certificate of Service</u> at the bottom of form.	1103	<ul style="list-style-type: none"> You are the Respondent in the case and your spouse is the Petitioner. A party's title (Petitioner, Respondent) will not change once the case has been filed with the Court. Include your case number and division on the form. You can find this on the papers served to you by your spouse. On the Certificate of Service, put the date you will be sending and how you will be providing a copy of the Response to your spouse (U.S. mail or hand delivery).
Make two copies of your response: 1) A copy for you 2) A copy for your spouse.		<ul style="list-style-type: none"> Bring the original and both copies with you to the Court.

STEP 2: Filing the response form and service:

File the form listed above and pay the \$116.00 filing fee.		<ul style="list-style-type: none"> • File your form at the Clerk of Court's Office
Clerk will accept the original for filing and stamp two copies and return them to you.		<ul style="list-style-type: none"> • Keep one copy and send one copy to your spouse.

STEP 3: Preparing for Case Management Conference

<p>Complete the following forms before the scheduled Case Management Conference. All paragraphs and sections must be complete, including the caption at the top of each form. If something does not apply use N/A. <u>Provide a copy of each form to your spouse.</u></p>		<ul style="list-style-type: none"> • Bring all completed forms to Case Management Conference. The conference date is listed on the Case Management Order that your spouse served to you. • Bring (3) of your most current paystubs or most current notice showing income for SS, SSI, etc.
Sworn Financial Statement	1111 1111SS	<ul style="list-style-type: none"> • Enter all information related to your income, deductions, monthly expenses, unsecured debts, and assets. • You must calculate each section and place totals in the appropriate locations on the form.
<p>Certificate of Compliance with Mandatory Financial Disclosures</p> <p>Refer to the Mandatory Disclosures form (JDF 1125), for a reference on financial documents required to be sent to your spouse.</p>	1104	<ul style="list-style-type: none"> • Mark the box (<input checked="" type="checkbox"/>) next to the item(s) you provided to your spouse. • Sign and date the form. • Complete the Certificate of Service. • File ONLY the Certificate of Compliance and Sworn Financial Statement with the Court