

District Court _____ County, Colorado Court Address:	▲ COURT USE ONLY ▲
In re the Civil Union of: Petitioner:  and Co-Petitioner/Respondent:	
Attorney or Party Without Attorney (Name and Address):  Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____	Case Number:  Division _____ Courtroom _____
<b>AFFIDAVIT FOR DECREE WITHOUT APPEARANCE OF PARTIES (CIVIL UNION)</b>	

**Please complete the appropriate information in Numbers 1 – 7 prior to filing with the Court.**

The  Petitioner and/or  Co-Petitioner/Respondent files this Affidavit in support of a request for issuance of a Decree of Dissolution of Civil Union or a Decree of Legal Separation of Civil Union without appearance of the parties.

- The Petition for Dissolution of Civil Union/Petition for Legal Separation of Civil Union was filed on \_\_\_\_\_ (date). On that date,  Petitioner and/or  Co-Petitioner/Respondent \_\_\_\_\_ (name) had been domiciled in Colorado for more than 91 days immediately before the Petition for Dissolution of Civil Union/Petition for Legal Separation of Civil Union was filed  
**OR**  
 Neither Petitioner nor Co-Petitioner/Respondent reside in the State of Colorado, however, the Civil Union was obtained in the State of Colorado.
- The Petition and Summons were served by: **(check one)**

A Co-Petitioner filing. (When both parties sign the Petition – JDF 1250)

Personal service (service by Return of Service/Affidavit of Service) on \_\_\_\_\_ (date).

Waiver of service (Respondent signs Waiver to accept service) signed on \_\_\_\_\_ (date).

Publication/Certified Mail (**Note:** Service by either of these methods is only allowed by Court Order.)  
The publication occurred on \_\_\_\_\_ (date) **OR** the return receipt for Certified Mail was signed by the Respondent on \_\_\_\_\_ (date).
- There are no minor child(ren) of the Civil Union and neither party is pregnant.**

**Or**

**There are minor child(ren) of the Civil Union and each party is represented by counsel.** The parties have completed a Parenting Plan that provides for the allocation of parental responsibilities (decision-making responsibilities and parenting time) and have reached an agreement with respect to child support, and medical/dental insurance of the child(ren) of the civil union. The Parenting Plan is in the best interests of the child(ren). **(The Parenting Plan must be filed with the Court.)**
- Check only one.**

**The parties have signed a written Separation Agreement.** The parties have completed a Separation Agreement that provides for the division of all property and debts of the civil union, and addresses partner support/maintenance. The parties agree that the Separation Agreement is fair and not unconscionable. **(The Separation Agreement must be signed and notarized by both parties and filed with the Court.)**

**Or**

There is no property to be divided and there are no debt of this civil union and neither party requests partner support/maintenance.

5.  Petitioner  Co-Petitioner/Respondent acknowledge(s) that they have reviewed the maintenance guidelines contained in §14-10-114, C.R.S.
6.  The parties agree that there are no genuine issues of material fact and the Civil Union is irretrievably broken.
7.  The  Petitioner  Co-Petitioner/Respondent wishes to have the prior full name of \_\_\_\_\_ restored. The restoration of the prior name will not defraud any creditors or injure third parties.
8. Other:

\_\_\_\_\_  
\_\_\_\_\_

The  Petitioner and/or  Co-Petitioner/Respondent request that the attached Decree of Dissolution of Civil Union/Decree of Legal Separation of Civil Union be entered after the statutory waiting period has elapsed.

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

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### VERIFICATION

**I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.**

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
(Printed name of Petitioner)

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip Code

\_\_\_\_\_  
Home Phone

\_\_\_\_\_  
Cell Phone

\_\_\_\_\_  
Attorney Signature (if any)

**I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.**

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
(Printed name of Co-Petitioner/Respondent)

\_\_\_\_\_  
Signature of Co-Petitioner/Respondent

\_\_\_\_\_  
City

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip Code

\_\_\_\_\_  
Home Phone

\_\_\_\_\_  
Cell Phone

\_\_\_\_\_  
Attorney Signature (if any)

**CERTIFICATE OF SERVICE**

**(If only one party signs this Affidavit, you must complete the Certificate of Service below.)**

I certify that on \_\_\_\_\_ (date) a true and accurate copy of the **AFFIDAVIT FOR DECREE WITHOUT APPEARANCE OF PARTIES (CIVIL UNION)** was served on the other party by:

- Hand Delivery,  E-filed,  Faxed to this number \_\_\_\_\_, **or**
- by placing it in the United States mail, postage pre-paid, and addressed to the following:

To: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
(Your signature)