

COMPLAINT FOR DIVORCE, LEGAL SEPARATION, ANNULMENT WITHOUT CHILDREN

Case Caption [DR 1(B)]

Parties' names

Parties' addresses (A Complaint is not rejected if either party's address is listed as confidential or unknown.)

Parties' telephone numbers (A Complaint is not rejected if either party's telephone number is listed as confidential, unlisted, or unknown.)

Jurisdiction and Venue - §3105.62 ORC

1. Jurisdiction – A statement that the parties have been residents of the State of Ohio six (6) months preceding the filing of the Complaint.
2. Venue – A statement that the parties have been residents of Butler County ninety (90) days preceding the filing of the Complaint.

Statement of Marriage §3105.63 ORC

A statement of the date the parties were married.

Statement of No Children

A statement that there were no children born issue of the marriage.

Grounds for Divorce

A statement of the grounds the parties rely upon for divorce.

Statement of Military Service [DR 1(D)]

A statement of whether or not the defendant is in the military service. (A statement in the body of the Complaint meets this requirement. An affidavit is not necessary. However, a signed and notarized affidavit complies with the rule.)

Counsel Identification

Counsel for Plaintiff provided their name, Supreme Court Registration Number, address and telephone number.

Signatures on Complaint

1. If Plaintiff is represented by counsel, the Complaint was signed by counsel.
2. If Plaintiff is not represented by counsel, the Complaint was signed by Plaintiff.

EX PARTE ORDERS

(Not required if an approved Separation Agreement is provided)

If no Separation Agreement is provided, a Complaint for Divorce without children must contain *ex parte* orders under certain circumstances.

WHEN PARTIES REMAIN IN THE SAME HOME

Payment of Marital Debts [DR 24]

1. If the parties are living in the same household, then the Complaint shall contain an order for the payment of marital debts and obligations in accordance with the established practices of the household.

WHEN PARTIES ARE SEPARATED:

Payment of Marital Debts [DR 24]

1. If, at the time of filing, the parties are living in separate households, either party may file a motion for a temporary order allocating debts and expenses.

Restraining Order [DR 26]

1. If a Restraining Order is requested, a signed and notarized affidavit setting forth the reasons for the request was provided.
2. The restraining order complies with the mandatory language.

MANDATORY LANGUAGE IS DEFICIENT BECAUSE: _____

Number of Copies [DR 14]

Two copies, plus the original, of the Complaint were provided.

Required Documents to be submitted with Complaint

A Family Information Sheet (DR Form 729) was provided.

The address and telephone numbers for the parties provided on the DR Form 729 matches the address and telephone numbers for the parties in the case caption.

If no *ex parte* orders were provided, an approved Separation Agreement, plus one (1) copy was provided.