
(PETITIONER)

NO: _____ DIVISION _____

VERSUS

THE FAMILY COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

(DEFENDANT)

PETITION FOR DIVORCE

NOW INTO COURT comes _____, of full age of majority domiciled in the Parish/County of _____, State of _____, who respectfully represents:

1.

Made Defendant herein is _____, of full age of majority domiciled in the Parish/County of _____, State of _____.

2.

The parties were married on _____ in the Parish/County of _____, in the State of _____. The parties last resided together as spouses in the Parish/County of _____, in the State of _____.

3.

Neither party is an active member of the United States armed forces.

4.

The parties did not contract a covenant marriage.

5.

(please select one of the following)

_____ There are no minor children born or adopted of the marriage of the parties nor is either party currently pregnant.

_____ The following minor children were born of the marriage or adopted by the parties:

(CHILD'S NAME) (DATE OF BIRTH) _____
(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH) _____
(CHILD'S NAME) (DATE OF BIRTH)

(CHILD'S NAME) (DATE OF BIRTH) _____
(CHILD'S NAME) (DATE OF BIRTH)

6.

On _____, a protective order or an injunction was issued against the Defendant to protect the Petitioner or a child of one of the spouses from abuse, which was issued in a suit entitled _____ v. _____, bearing the docket number _____

_____, filed in the _____ Court in _____.

7.

Petitioner is entitled to and does desire a divorce under the provisions of Louisiana Civil Code article 103 (5) due to the fact that a protective order or an injunction has been issued against the Defendant to protect the Petitioner or a child of the spouses from abuse.

WHEREFORE Petitioner prays that after all legal delays and due proceedings, this Court issue a Judgment of Divorce in accordance with the provisions of Louisiana Civil Code article 103 (5), and for all general and equitable relief.

PETITIONER FURTHER PRAYS that: *(please select one of the following)*

_____ Petitioner be cast with the costs of these proceedings.

_____ Defendant be cast with the costs of these proceedings.

_____ The parties share the costs of these proceedings in equal amounts.

Respectfully submitted:

(SIGNATURE)

(PRINTED FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(E-MAIL ADDRESS)

_____ **DEFENDANT TO ACCEPT SERVICE**

OR

_____ **PLEASE SERVE:**

(DEFENDANT'S FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(E-MAIL ADDRESS)

(PETITIONER)

NO: _____ DIVISION _____

VERSUS

THE FAMILY COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

(DEFENDANT)

VERIFICATION

STATE OF _____

PARISH/COUNTY OF _____

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in this state and parish, personally appeared:

PETITIONER'S NAME

who after being duly sworn, did depose and state that he/she is the Petitioner in the above and foregoing numbered and entitled cause, that he/she has read the same, and that all of the allegations contained therein are true and correct to the best of his/her knowledge, information, and belief.

PETITIONER'S SIGNATURE

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____, at _____.

NOTARY PUBLIC

(PETITIONER)

NO: _____ DIVISION _____

VERSUS

THE FAMILY COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

(DEFENDANT)

**ACCEPTANCE OF SERVICE AND
WAIVER OF CITATION AND ALL DELAYS**

STATE OF _____

PARISH/COUNTY OF _____

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in this state and parish, personally appeared:

DEFENDANT'S NAME

who after being duly sworn, did depose and state that he/she is the Defendant in the above and foregoing numbered and entitled cause and that:

He/she acknowledges and accepts receipt of a certified copy of the Petition for Divorce in the above numbered and entitled cause;

He/she expressly waives the issuance of formal citation, service of process, all legal delays, notice of trial, and appearance at trial; and

He/she acknowledges that by signing this waiver, Petitioner will be able to go forward with the divorce in the Defendant's absence.

DEFENDANT'S SIGNATURE

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20____, at _____: _____ o'clock _____.m., in _____.

NOTARY PUBLIC

(PETITIONER)

NO: _____ DIVISION _____

VERSUS

THE FAMILY COURT

PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

(DEFENDANT)

MOTION AND ORDER TO SET TRIAL

NOW INTO COURT comes the Petitioner, who, on suggesting to this Court that Petitioner filed a Petition for Divorce on _____, 20____ and that Defendant filed an Answer to the said petition on _____, 20____, moves this Court for an order setting the matter of the divorce for trial.

WHEREFORE Mover prays that this Court will set this matter for trial on the matter of the divorce.

Respectfully submitted,

(SIGNATURE)

(PRINTED FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(E-MAIL ADDRESS)

Considering the above and foregoing Motion:

IT IS ORDERED that this matter is set for trial for divorce at ___ o'clock a.m. on the _____ day of _____, 20____, in accordance with the law and the rules of this Court.

THUS DONE AND SIGNED on this _____ day of _____, 20____, at Baton Rouge, Louisiana.

JUDGE, THE FAMILY COURT

PLEASE SERVE:

(DEFENDANT'S FULL NAME)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(PETITIONER)

NO: _____ DIVISION _____

VERSUS

THE FAMILY COURT

PARISH OF EAST BATON ROUGE

(DEFENDANT)

STATE OF LOUISIANA

JUDGMENT OF DIVORCE

THIS MATTER came before the Court pursuant to regular assignment. The Court, considering the entire record, the testimony of the witnesses, and finding the law and evidence to be in favor thereof, ruled as follows:

IT IS ORDERED, ADJUDGED, AND DECREED that a divorce *a vinculo matrimonii* is hereby granted, dissolving forever the bonds of matrimony heretofore existing between the parties in accordance with Louisiana Civil Code article 103 (5), on the basis that a protective order or an injunction has been issued during their marriage against the Defendant to protect the Petitioner or a child of the spouses from abuse.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the petitioner / defendant is allowed to resume the use of their maiden name at their option, which is _____, according to Louisiana Code of Civil Procedure article 3947.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that costs of court in this matter are assessed against _____.

JUDGMENT RENDERED AND SIGNED on this _____ day of _____, 20____, at Baton Rouge, Louisiana.

JUDGE, THE FAMILY COURT

PLEASE SEND NOTICE TO:

(PETITIONER'S FULL NAME)

(DEFENDANT'S FULL NAME)

(STREET ADDRESS)

(STREET ADDRESS)

(CITY/STATE/ZIP CODE)

(CITY/STATE/ZIP CODE)

(TELEPHONE NUMBER)

(TELEPHONE NUMBER)