**FORM 68.11 (a). AFFIDAVIT FOR JUDGMENT**

**IN THE CIRCUIT COURT OF \_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, MISSOURI**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

Petitioner, )

)

vs. ) Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

Respondent. )

**AFFIDAVIT FOR JUDGMENT**

1. **Parties:** My name is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and I am the (Petitioner) (Respondent) in this case for dissolution of marriage/legal separation. Both my spouse and I are over the age of 18 years. The parties’ Social Security Numbers are set forth in the confidential filing information I filed with the Court.

2. **Petition on File:** My Petition for Dissolution of Marriage/Legal Separation was filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

3. **Personal Jurisdiction:** Respondent has subjected (himself) (herself) to the jurisdiction of this court by the following acts:

(served by the sheriff on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_) OR

(entry of appearance and waiver of service filed) OR

(answer filed)

4. **Attorneys:** I am represented by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. My spouse is represented by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

5. **Current Residence:** I currently reside at\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. My spouse currently resides at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

6. **Residence at Commencement of Proceeding:** I was a resident of the County of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, State of Missouri for at least 90 days immediately prior to the filing of the petition herein.

7. **Marital Residence in Missouri:** My spouse and I have resided during the marriage in the State of Missouri.

8. **Marriage:** Respondent and I were married on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and our marriage is registered in \_\_\_\_\_\_\_\_\_\_\_\_\_ County, State of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

9. **Separation:** My spouse and I separated on or about \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

10. **Armed Forces Status:** Neither my spouse nor I are on active duty in the armed services at the present time or any time since the filing of the petition.

11. **Marriage Broken:** There is no reasonable likelihood that the marriage can be preserved and the marriage is irretrievably broken.

12. **Pregnancy:** (I am) (My Wife is) not pregnant.

13. **Children of the Marriage:** There (is) (are) no living child \_\_\_\_\_\_ born of the parties or adopted by the parties during the marriage.

**OR**

There (is) (are) \_\_\_\_\_\_ unemancipated child\_\_\_\_ of the marriage:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ age \_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ age \_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ age \_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ age \_\_\_\_\_\_\_\_\_\_\_\_\_\_

14. **UCCJEA Jurisdiction:** There is no other litigation pending in this or any other state concerning the custody of the unemancipated child(ren); neither my spouse nor I have persons other than my spouse and I who have physical custody of the child(ren) or claims any rights with respect to the child(ren), (except) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

the parties and child(ren) have a significant connection with the State of Missouri other than mere physical presence because \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

and no other state would have jurisdiction to enter an initial custody order.

15. **Custody:** It is in the best interest of the unemancipated child(ren) that

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ be awarded joint/sole legal custody of the child(ren)

**AND**

It is in the best interest of the child(ren) that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ be awarded \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ joint/sole physical custody of the child(ren) pursuant to the Parenting Plan attached hereto.

**IF SOLE LEGAL OR PHYSICAL CUSTODY IS REQUESTED, YOU MUST STATE THE REASONS JOINT LEGAL/PHYSICAL CUSTODY IS NOT APPROPRIATE.**

I have requested sole legal/physical custody be awarded to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

because \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

16. **Income and Expenses:** An income and expense statement for each party has been filed.

**OR**

I have filed an income and expense statement, but Respondent has refused/failed to file one. My gross income is $\_\_\_\_\_\_\_\_\_\_ and Respondent’s gross income is $\_\_\_\_\_\_\_\_\_\_.

17. **Non-Marital Property and Debt:** Respondent and I have already divided our respective non-marital property and debt.

**OR**

Respondent and I have not divided our non-marital property and debt, which is set forth in my Statement of Marital and Non-Marital Property and Debt and I request the Court set aside to the parties their respective property and debt.

18. **Marital Property and Debt:** Respondent and I have entered into a written property and debt settlement agreement dividing all our marital and non-marital property and it is signed by both my spouse and me. The agreement, attached as “Exhibit \_\_\_\_” is fair and reasonable, and is not unconscionable. I request that the court incorporate the property and debt settlement agreement into its judgment herein. **OR**

Respondent and I have divided our marital property and debt in a fair and conscionable manner and request the Court to award to each solely and separately the property now in our respective possession and the debt in our respective names.

**AND/OR**

There is no real property jointly titled or purchased during the marriage.

**OR**

There is real property jointly titled or purchased during the marriage legally described as:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **OR**

See attached legal description, and which should be solely and separately awarded to

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**AND**

Each party should be awarded solely and separately any retirement pensions, accounts, or benefits earned by that party or in that party’s name, except \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

19. **Maintenance:** I am able to support myself through appropriate employment or have sufficient assets from which I can support myself so I am not asking for any maintenance. I understand that by not requesting maintenance at this time, I cannot come into this or any other court in the future and receive maintenance. I know of no medical, health, or other condition that would prevent me from supporting myself in the future.

**AND**

Respondent/Petitioner is able to provide for (his)(her) reasonable needs independently through appropriate employment or has sufficient assets from which (he)(she) can provide for (his)(her) reasonable needs independently, and therefore (he)(she) is not entitled to receive maintenance. I know of no medical, health, or other condition that would prevent my spouse from supporting (herself)(himself) in the future.

20. **Child Support:** I have prepared a From 14, which is attached as Exhibit \_\_\_\_\_ hereto. I have prepared the Form 14 accurately, including all credits to the best of my knowledge. The presumed amount of child support is $\_\_\_\_\_\_\_ for \_\_\_\_\_\_\_ child(ren). The presumed amount of child support is just and appropriate under the circumstances of this case.

**OR**

Application of the Form 14 would be unjust and inappropriate under the circumstances of the parties and child(ren) and the parties ask the Court to deviate from the guidelines in the establishment of child support for the following reasons: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

21. **Attorney’s Fees:** Each party is capable of paying his or her own attorney’s fees, and therefore I request that no attorney’s fees be ordered to be paid by either party.

**OR**

Based upon my financial situation and the financial situation of Respondent, it is reasonable that (I) (Respondent) pay to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ the sum of

$\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as and for attorney’s fees herein.

22. **(If applicable)** I request that the court restore my former/maiden surname of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. I know of no third parties, such as creditors, who would be adversely affected by the change of name.

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

Affiant

STATE OF MISSOURI )

) ss:

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_ )

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, of lawful age, being duly sworn upon his/her oath, states that he/she is the (petitioner) (respondent) named above, and that the facts stated herein are true according to his/her best knowledge and belief.

SUBSCRIBED AND SWORN to before me on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20 \_\_\_\_.

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

Notary Public

*My commission expires:*

*[Adopted December 28, 2018, eff. January 1, 2019]*