**FORM 68-D**

**JUDGMENT DISSOLVING MARRIAGE - NO UNEMANCIPATED CHILDREN**

INSTRUCTIONS

THIS DOCUMENT IS PROVIDED AS A FORM. IT CONTAINS VARIOUS ALTERNATIVE PROVISIONS THAT MUST BE SET FORTH IN THE JUDGMENT.

THE WORDING ABOVE THE STYLE OF THE CASE, AS WELL AS ALL INAPPLICABLE OPTIONS THROUGHOUT THE DOCUMENT, MUST BE DELETED BEFORE SUBMITTING THE JUDGMENT TO THE COURT.

CIRCUIT COURT OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, MISSOURI

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

SSN: XXX-XX-\_\_\_\_\_\_ )

)

Petitioner, )

)

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

)

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

SSN: XXX-XX-\_\_\_\_\_\_ )

)

Respondent. )

**JUDGMENT DISSOLVING MARRIAGE**

On hearing date Petitioner appeared in person and by counsel, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**OR**

On hearing date Petitioner appeared in person, *pro* se, having filed the Certification of Completion of Litigant Awareness Program.

Respondent appeared not in person, nor by counsel, although duly served.

**OR**

Respondent appeared not in person, nor by counsel, having filed an Entry of Appearance.

**OR**

Respondent appeared in person and by counsel, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**OR**

Respondent appeared in person, *pro se*, having filed the Certification of Completion of Litigant Awareness Program.

The Court took up for hearing the Petition for Dissolution of Marriage, witnesses were sworn, evidence adduced and ( petitioner **OR** the parties ) rested. On the evidence adduced the Court finds as follows:

**OR**

**(IF JUDGMENT IS BY AFFIDAVIT)**

On this date the Court reviews the file, the matter having been submitted to the Court by Affidavit for Judgment. Upon considering the pleadings, documents submitted, and affidavit(s) the Court finds as follows:

1. Petitioner has been a resident of the State of Missouri for more than ninety (90) days next preceding the filing of this action, now residing at \_\_\_\_\_ in \_\_\_\_\_\_\_\_\_ County, State of \_\_\_\_\_\_\_\_\_\_\_\_.

 2. Respondent has been a resident of the State of Missouri for more than ninety (90) days next preceding the filing of this action, now residing at\_\_\_\_\_\_ in \_\_\_\_\_\_\_\_\_ County, State of \_\_\_\_\_\_\_\_.

**OR**

 **Petitioner Respondent** lives in the County of \_\_\_\_\_\_\_, State of Missouri, and **Petitioner Respondent** has subjected himself/herself to the jurisdiction of the court by \_\_\_\_\_\_\_\_.

3. More than thirty (30) days have elapsed since the filing of this action.

4. The parties lived as husband and wife in the State of Missouri prior to separation.

5. The last four digits of the parties’ social security numbers are as set forth in the caption of the case.

6. Petitioner and Respondent were married on \_\_\_\_\_\_\_\_\_\_\_\_, in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and said marriage is registered

there. **OR** in \_\_\_\_\_\_\_\_\_\_\_\_ County.

7. Petitioner and Respondent separated on or about \_\_\_\_\_\_\_\_\_\_\_\_.

8. The Court has jurisdiction over the parties and the subject matter.

9. There is no reasonable likelihood that the marriage of the parties can be preserved and, therefore, the marriage is irretrievably broken.

10. There were no children born or adopted by the parties during the marriage.

**OR**

It has been established that the unemancipated child, \_\_\_\_\_\_\_\_\_, is not the biological child of husband.

**OR**

There were \_\_\_\_ child(ren) born of the marriage who is/are now emancipated.

11. The female spouse is not pregnant by anyone at this time.

12. The parties do not own any marital real estate nor any non-marital real estate.

**OR**

The parties own marital real estate which is legally described in “Judgment Exhibit \_\_\_”, which is incorporated herein by reference.

**OR**

 **(if applicable)** The following property is the non-marital property of Petitioner: **(if real estate, set out or attach the legal description as an exhibit).**

**OR**

 **(if applicable)** The following property is the non-marital property of Respondent **(if real estate, set out or attach the legal description as an exhibit)**

 13. The parties have the following that need to be divided:

 [ ] marital real estate.

 [ ] marital personal property

 [ ] marital debts.

 14. The parties have entered into a Property Settlement and Separation Agreement attached hereto as Judgment Exhibit “\_\_\_\_\_” which is found to be fair and not unconscionable.

**OR**

 The parties have entered into an oral division of property and debt which has been presented on the record which is found to be fair and not unconscionable.

**OR**

 The parties have already divided all of their marital property and marital debts to their mutual satisfaction and the Court finds said division to be fair and not unconscionable.

15. Neither party is entitled to maintenance.

**OR**

The Court finds that after consideration of the law and the facts in this case that **Petitioner Respondent** is entitled to **modifiable non-modifiable** maintenance of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ per month.

16. **(if applicable)** **Petitioner Respondent** has requested that her name be changed.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED AS FOLLOWS:**

17. The marriage of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is dissolved.

 18. Petitioner is awarded the following real property: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. A copy of the legal description is attached hereto, marked “Judgment Exhibit \_\_\_\_”, and incorporated herein by reference. Petitioner shall assume the mortgage on said real estate and hold Respondent harmless therefrom.

 19. Respondent is awarded the following real property: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. A copy of the legal description is attached hereto, marked “Judgment Exhibit \_\_\_\_”, and incorporated herein by reference. Respondent shall assume the mortgage on said real estate and hold Petitioner harmless therefrom.

 20. Petitioner is awarded the personal property as set forth in the attached Property Settlement and Separation Agreement, which is marked, “Judgment Exhibit \_\_\_”, and incorporated herein by reference.

**OR**

 Petitioner is awarded the following items of personal property:

 21. Respondent is awarded the personal property as set forth in the attached Property Settlement and Separation Agreement.

**OR**

 Respondent is awarded the following items of personal property:

 22. Petitioner shall pay the marital debts set over to Petitioner in the attached Property Settlement and Separation Agreement and hold Respondent harmless therefrom.

**OR**

 Petitioner shall pay the following marital debts and hold Respondent harmless therefrom: **(list debts with last 4 digits of account numbers)**

 23. Respondent shall pay the marital debts set over to Respondent in the attached Property Settlement and Separation Agreement and hold Petitioner harmless therefrom.

**OR**

Respondent shall pay the following marital debts and hold Petitioner harmless therefrom: : **(list debts with last four digits of account numbers)**

**OR**

 24. Each party is awarded the marital personal property in his or her possession and to pay the marital debts in his or her individual name.

25. Each party is awarded all of pension benefits or retirement benefits in his or her name.

**OR**

**Petitioner Respondent** is awarded \_\_\_\_\_ of **Petitioner’s Respondent’s** pension and retirement benefits at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The Court retains jurisdiction to enter a Qualified Domestic Relations Order satisfactory to the Trustee of said plan.

**Petitioner Respondent** is awarded the pension and retirement benefits in his/her name.

26. Neither of the parties shall pay maintenance and this order is not modifiable.

**OR**

**Petitioner Respondent**  shall pay to the Family Support Payment Center, P.O. Box 109001, Jefferson City, MO 65110-9001 (**if an automatic wage withholding** **OR** P.O. Box 109002, Jefferson City, MO 65110-9002 (**if no automatic wage withholding)**, as Trustee for **Petitioner Respondent** , as and for maintenance, the sum of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ($\_\_\_\_\_\_\_\_) per month with the first such payment due on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ for the month of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, and a like amount on the \_\_\_\_ of each month thereafter. This maintenance order is **OR** is not modifiable.

27. Neither party is awarded attorney fees.

**OR**

**Petitioner Respondent** shall pay to **Petitioner Respondent** the sum of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as and for attorney fees in this case.

28. **(if applicable) Petitioner’s Respondent’s** name is changed from \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

29. Costs are assessed against **Petitioner Respondent**.

30. The Clerk shall forward a certified copy to counsel of record and any unrepresented parties.

**JUDGMENT ENTERED AND SO ORDERED:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

Judge