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STATE OF OHIO FAMILY COURT FIRST DIVISION	COMPLAINT FOR DIVORCE	CASE NUMBER FILE NO.
The Plaintiff's name is: PLAINTIFF		
The Defendant's name is: DEFENDANT		
The County of Residence: Hamilton		
The County of Filing: Hamilton		
The Plaintiff's address: 12345 Main St. Cincinnati, OH 45201		
The Defendant's address: 67890 Main St. Cincinnati, OH 45201		
<p>I, the Plaintiff, in support of this Complaint for Divorce, allege:</p> <p>1. Jurisdiction:</p> <p>a. I am a resident of the State of Ohio for at least six (6) months immediately before filing this complaint and that the Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>b. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>c. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>d. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>e. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>f. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>2. Grounds for Divorce:</p> <p>a. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>b. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>c. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>d. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>e. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>f. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>3. Separation Agreement:</p> <p>a. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>b. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>c. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>d. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>e. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p> <p>f. The Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.</p>		

**SAMPLE
DECREE OF DIVORCE
CHILDREN, SUPPORT AND SPOUSAL SUPPORT**

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

Name: _____ : Case No. _____

Plaintiff : File No. _____

: CSEA # _____

-VS-

Name: _____ :

Defendant : **DECREE OF DIVORCE**

This cause came on to be heard on _____, 20_____, on the Complaint for Divorce of Mary A. Smith and John R. Smith. The Court finds that there has been service of summons as provided by law, that both parties appeared personally at the hearing, that Plaintiff, was/was not represented by counsel and Defendant, was/was not represented and waived his/her right to counsel, and the Court finds that it has full and complete jurisdiction to determine the case.

The Court finds that the Plaintiff has been a resident of the State of Ohio for at least six (6) months immediately before filing the complaint and that the Plaintiff and Defendant were married in Cincinnati, Ohio on February 14, 1990 and that there were two children born issue of their marriage, namely: Susan, born April 12, 1992 and Bradley, born December 10, 1994 and Wife is not now pregnant with a child of the marriage.

The Court further finds that both the Plaintiff and Defendant have acknowledged under oath that they have voluntarily entered into the Separation Agreement appended to the Complaint, that they understand the terms of the Agreement, and know the value and extent of their properties, that the Agreement is fair to them.

The Court further finds that the Separation Agreement is fair and equitable and should be approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that a Decree of Divorce shall be granted to the Plaintiff, and/or Defendant, then the marriage relationship existing between the parties be terminated and held for naught and both parties are hereby released and discharged from all obligations thereon.

IT IS FURTHER ORDERED THAT THE AFOREMENTIONED Separation Agreement, which is attached hereto, be and the same hereby is incorporated into the Court's order and a part of the Decree of Divorce as if fully rewritten herein.

The Court finds that the parties are incompatible, and that Plaintiff is entitled to a divorce as prayed for in the Complaint.

DR 901 (Revised 09/07/2010) 1

FL-107-INFO Legal Steps for a Divorce or Legal Separation

STEP 1. File Forms

- The petitioner (the person who files the first divorce or legal separation forms with the court) fills out and files with the court clerk at least a *Petition-Marriage* (form FL-100) and a *Summons* (form FL-110) and, if there are children of the marriage, form FL-105. If you are in a same sex marriage or are registered domestic partners, read the top of page 2.
- The forms needed to start your case and information about filing fees and fee waivers are available at "Filing Your Case," at <http://courts.ca.gov/1229.htm> (click on Step 2).
- The court clerk will stamp and return copies of the filed forms to the petitioner.

STEP 2. Serve the Forms

- Someone 18 or older—not the petitioner—serves the spouse (called the *respondent*) with all the forms from Step 1 plus a blank *Response-Marriage* (form FL-120) and files with the court a *proof-of-service* form, such as *Proof of Service of Summons* (form FL-115), telling when and how the respondent was served. (To serve means "to give in the proper legal way.") For more information, see "Serving Your First Set of Court Forms" at <http://courts.ca.gov/1229.htm> (click on Step 3).
- The respondent has 30 days to file and serve a *Response*. Therefore, petitioner must wait 30 days before starting Step 4.

STEP 3. Disclose Financial Information

- At the same time as Step 1 or within 60 days of filing the *Petition*, petitioner must fill out and have these documents served on the respondent: *Declaration of Disclosure* (form FL-140), *Income and Expense Declaration* (form FL-150), *Schedule of Assets and Debts* (form FL-142), or *Property Declaration* (form FL-160), and all tax returns filed by the party in the two years before serving the disclosure documents. These disclosure documents must not be filed with the court.
- If respondent files a *Response*, he or she must also complete and serve the same disclosure documents on the petitioner within 60 days of filing the *Response*.
- The 60-day time frame for serving the disclosures may be changed by written agreement between the parties or by court order.
- The petitioner and respondent each file a *Declaration Regarding Service* (form FL-141) with the court saying disclosures were served. If respondent does not serve disclosures, petitioner can still finish the case without them. For more information, see "Fill Out Your Financial Declaration of Disclosure Forms" at <http://courts.ca.gov/1229.htm> (click on Step 4).

STEP 4. Finish the Divorce or Legal Separation Case in One of Four Ways

Respondent does not file a Response (called "default")

- No Response and NO written agreement:** Petitioner waits 30 days after Step 2 is complete and prepares a proposed *Judgment* (form FL-180), together with all other needed forms. See "True Default Case" at <http://courts.ca.gov/8499.htm>.
- No Response BUT written agreement:** Petitioner attaches the signed and notarized agreement to the proposed *Judgment* (form FL-180), together with all other needed forms. See "Default Case with Written Agreement" at <http://courts.ca.gov/8410.htm>.

Respondent files a Response

- Response AND written agreement:** Either party files *Appearance, Stipulations, and Waivers* (FL-130) and the proposed *Judgment* with written agreement attached and other needed forms. See "Uncontested Case" at <http://courts.ca.gov/8411.htm>.
- Response and NO agreement:** For divorces, parties must go to trial to have a judge resolve the issues. See "Contested Case" at <http://courts.ca.gov/1238.htm>. For legal separations, see page 2 of this form.

IMPORTANT NOTICES

- The earliest you can be divorced is six months and one day from the date the respondent (1) was served with the summons and petition, (2) filed a *Response*, or (3) filed an *Appearance, Stipulations, and Waivers*. Legal separation has no waiting period. You MUST complete Step 4 for both types of cases. You are NOT divorced or legally separated until the court enters a *Judgment* in your case.
- If you need court orders for child support, custody, parenting time (visitation), spousal or partner support, restraining orders, or other issues before the case is final, you can file a *Request for Order* (form FL-300) asking for temporary orders. See "Request for Order Information" at <http://courts.ca.gov/selfhelp-divorcerequests.htm> for more information.
- After you file your first paper with the court, you must keep the court and the other party informed of any change in your mailing address or other contact information. To comply, you may file and have a *Notice of Change of Address or Other Contact Information* (form MC-040) served on the other party or his or her attorney.

Legal Steps for a Divorce or Legal Separation FL-107-INFO, Page 1 of 2
Judicial Council of California, www.courts.ca.gov
 Rev. July 1, 2013, Optional Form
 Cal. Rules of Court, rule 8.52

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