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For Clerk's Use Only

Representing ☐ Self, without a Lawyer or ☐ Attorney for ☐ Petitioner OR ☐ Respondent

SUPERIOR COURT OF ARIZONA
IN MARICOPA COUNTY

Case Number: _____

Petitioner/Party A

SUMMARY CONSENT
PETITION AND RESPONSE FOR
LEGAL SEPARATION
OF A NON-COVENANT MARRIAGE
WITH NO MINOR CHILDREN

Respondent/Party B

Petitioner/Party A and Respondent/Party B Petition the Court and state the following under oath or affirmation:

1. Information About Party A:

Name: _____

Address: _____

Date of Birth: _____

Job Title: _____

Party A has lived in Arizona for _____ years and/or _____ months.

2. Information About Party B:

Name: _____

Address: _____

Date of Birth: _____

Job Title: _____

Party B has lived in Arizona for _____ years and/or _____ months.

3. Information About Our Marriage:

Date of Marriage: _____

City and State, or Country where we were married: _____

The following statements MUST BE TRUE for you to use this document and to qualify for legal separation in Arizona. Also, you must check the boxes to indicate that the statements are true, or your case may not proceed.

True False

- ☐ ☐ We do not have a covenant marriage. (If not sure, refer to the Instructions for information).
- ☐ ☐ Our marriage is broken beyond repair (“irretrievably broken”) or, I and/or my spouse desire to live separate and apart.
- ☐ ☐ We have tried to resolve our problems through Conciliation Services or going to Conciliation Services would not work.
- ☐ ☐ We have no minor children together.
- ☐ ☐ At least one party lives in Arizona or is stationed in Arizona while a member of the armed services at the time of this filing.

4. Statements and Waivers

The parties make the following statements.

- a. Formal service of process is waived, and all issues are resolved by agreement pursuant to A.R.S. § 25-314.01.
- b. Party A and Party B hereby waive the conciliation court provision pursuant to A.R.S. § 25-381.01.
- c. Party A and Party B hereby waive the right to a default pursuant to Rule 44 A.R.F.L.P.
- d. By signing and filing this “Petition and Response,” Respondent/Party B voluntarily appears in this matter and no Summons will be issued or served. This voluntary appearance has the same effect as if a Summons had been issued and served pursuant to Rule 40 A.R.F.L.P.
- e. Should either party wish to no longer enter into the Consent Decree, they must file a motion with the Court, within sixty (60) days of filing the Notice of Intent and Petition and Response.
- f. This Petition and Response and the attached Consent Decree constitute the Petition for Legal Separation as well as the required Response pursuant to Rule 23 A.R.F.L.P.

5. Written Agreement:

Party A and Party B have reached an agreement that includes orders about spousal maintenance, and the division of property and debt. A copy of the written agreement is attached as Attachment 1 in the form of a Consent Decree.

6. Joint Requests to the Court: The parties jointly request the Court issue Orders for the following:

- a. An order for legal separation.
- b. Enter orders as detailed on the attached Consent Decree regarding:
 1. Restoration of name (if applicable);
 2. Spousal Maintenance (if applicable);
 3. Community Property;
 4. Community Debts;
 5. Separate Property;

6. Separate Debts; and
7. Other orders (if applicable).

Oath or Affirmation and Verification

Signatures

I swear or affirm my statements in this Petition and Response and my requests to the Court are true and correct under penalty of perjury.

Petitioner/Party A:

Respondent/Party B:

Date: _____

Date: _____

Signature: _____

Signature: _____

STATE OF _____

STATE OF _____

COUNTY OF _____

COUNTY OF _____

Subscribed and sworn to or affirmed before me

Subscribed and sworn to or affirmed before me

this: _____ (date)

this: _____ (date)

by _____.

by _____.

Notarial Officer

Notarial Officer

(Notarial Officer's Stamp or Seal)

(Notarial Officer's Stamp or Seal)