

Vermillion Circuit Court Clerk  
255 S. Main St.  
3rd Floor Courthouse  
PO Box 10  
Newport, Indiana 47966  
765-492-5350

FILING DIVORCE WITHOUT ASSISTANCE FROM AN ATTORNEY/WITH CHILDREN

**THE JUDGE, COURT STAFF, CLERK OR CLERK STAFF MAY NOT GIVE YOU LEGAL ADVICE OR ANSWER QUESTIONS REGARDING THE FORMS.**

**\*\*Websites which may provide additional assistance\*\***

**Self-Represented Litigant <http://www.in.gov/judiciary/selfservice/>  
Child Support Calculation <http://www.in.gov/judiciary/childsupport/>**

1. To begin the process, you must file the Verified Petition For Dissolution of Marriage, Summons and Appearance. **Make (2) copies of every form you fill out.**
2. Bring forms to the Vermillion County Clerk's Office, plus the filing fee of \$176.00, which includes the Respondent being served by certified mail. If you wish for the Respondent to be served by Sheriff, you must pay the additional \$25.00 Sheriff's service fee. We accept the following forms of payment:
  - Cash**
  - Money Order**
  - Certified Check**
  - Credit Card (Visa, MC & Discover) - Convenience Fee Applies**
3. **IF** you wish to have a Provisional Hearing, you must also have your Motion For Provisional Hearing and Notice of Provisional Hearing completed. **Most people do not request a Provisional Hearing.**
4. Indiana Law requires a minimum sixty (60) day waiting period after the Petition is filed before the divorce may be granted. At the end of the sixty (60) days, either party must file:  
Motion for Final Hearing and Notice of Final Hearing  
**OR**  
Verified Waiver of Final Hearing, Decree of Dissolution of Marriage and Settlement Agreement, and Child Support Obligation Worksheet (<http://www.in.gov/judiciary/childsupport/>).
5. If the forms dealing with the Verified Waiver of Final Hearing, Decree of Dissolution of Marriage and Settlement Agreement, and Child Support Obligation Worksheet are filed and properly completed, the Court may grant the divorce without a hearing. However, there is no guarantee that Judge will grant the divorce without a hearing or without requiring additional information.

STATE OF INDIANA  
VERMILLION CIRCUIT COURT

IN RE: THE MARRIAGE OF

\_\_\_\_\_  
Petitioner

and

83C01-\_\_\_\_\_-DC-\_\_\_\_\_

\_\_\_\_\_  
Respondent

APPEARANCE

1. Self Represented Party Name: \_\_\_\_\_
2. Address of Party: \_\_\_\_\_
3. Phone Number: \_\_\_\_\_
4. Case Type: DC
5. Names of Family Members: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
6. Are there related cases?  Yes Cause Number: \_\_\_\_\_  
 No

\_\_\_\_\_  
Date

\_\_\_\_\_  
Petitioner's Signature

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**VERIFIED PETITION FOR DISSOLUTION OF MARRIAGE**

The Petitioner states:

**1. The Petitioner resides at:**

**The Respondent resides at:**

\_\_\_\_\_  
Mailing Address & PO Box

\_\_\_\_\_  
Mailing Address & PO Box

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone number

\_\_\_\_\_  
Phone number

2. The parties were married on \_\_\_\_\_, and separated on \_\_\_\_\_.

3. The Petitioner or Respondent has been a continuous resident of Vermillion County for the last three (3) months, and has resided in the State of Indiana for the last six (6) months.

4. The wife is not now pregnant. There is/are \_\_\_\_\_ child(ren) born of the marriage:

**Name:**

**Date of Birth:**

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

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

5. That \_\_\_\_\_ is a fit and proper person to have custody of the minor child(ren).

6. \_\_\_\_\_ Neither parties is a member of the military  
\_\_\_\_\_ One or both parties are members of the military

7. The marriage has suffered an irretrievable breakdown and should be dissolved.

8. \_\_\_\_\_ Wife would like her former name of: \_\_\_\_\_ restored.  
\_\_\_\_\_ Wife DOES NOT want to change her name.

I request that this Court issue an order dissolving the marriage of the parties, and for all other just and proper relief.

**I affirm under the penalties of perjury that the foregoing representations are true.**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Petitioner's Signature**

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**SUMMONS**

**Respondent's address:**

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

1. You are hereby notified that you have been sued by the Petitioner for Dissolution of Marriage.
2. If a Notice of Provisional Hearing is attached to this summons, you should appear in Court on the date and time stated on the notice. **If you do not appear, evidence may be heard in your absence and a determination made by the Court.** If a Temporary Restraining Order is attached, it is effective immediately upon your receipt.
3. If you wish to retain an attorney to represent you, it is advisable to do so before the date stated in the Notice of Provisional Hearing.
4. If you take no action in this case after the receipt of this summons, the Court can grant a Dissolution of Marriage or make a determination regarding any of the following: child custody, child support, maintenance, parenting time, property division (real or personal) and any other distribution of assets and debts.

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Vermillion County Clerk Signature**

**Vermillion Circuit Court Clerk  
PO Box 10  
Newport, IN 47966  
(765)-492-5350**

**The following manner of service is hereby requested:**

\_\_\_\_\_  
**Certified Mail**  
\_\_\_\_\_  
**Sheriff Service**

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**MOTION FOR PROVISIONAL HEARING**

I request the Court hold a Provisional Hearing to issue a Provisional (temporary) Order for the following:

- \_\_\_\_\_ Temporary Custody of the minor child(ren).
- \_\_\_\_\_ Temporary child support for the minor child(ren)
- \_\_\_\_\_ Temporary parenting time (visitation) for the non-custodial parent
- \_\_\_\_\_ Temporary possession of marital residence
- \_\_\_\_\_ Temporary division of debts
- \_\_\_\_\_ Temporary division of property
- \_\_\_\_\_ Restraining the parties from removing the child(ren) from the state without permission of the Court of all parties.
- \_\_\_\_\_ Restraining the parties from transferring, encumbering, concealing, or in any way disposing of any property of the parties
- \_\_\_\_\_ Other \_\_\_\_\_

I affirm under the penalties of perjury that the foregoing representations are true.

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Petitioner's Signature**

**CERTIFICATE OF SERVICE**

I hereby certify that I sent a copy of the Motion by first class mail to the opposing attorney, or opposing party, if not represented on \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
**Petitioner's Signature**

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**NOTICE OF PROVISIONAL HEARING**

A Verified Petition for Dissolution of Marriage and request for Provisional Hearing has been filed in this Court.

The Court hereby sets a Provisional Hearing on \_\_\_\_\_ 20\_\_\_\_,  
at \_\_\_\_\_ A.M. / P.M.

The parties may present evidence on their behalf. Failure to appear may result in matters being decided in your absence.

**SO ORDERED** this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Bruce V. Stengel, Judge  
Vermillion Circuit Court

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**MOTION FOR FINAL HEARING**

I request this matter be set for Final Hearing. It has been sixty (60) days or more since the Petition for Dissolution was filed. The hearing will take

- \_\_\_\_\_ 15 minutes or less
- \_\_\_\_\_ 60 minutes or less
- \_\_\_\_\_ more than 60 minutes

Therefore, I request the Court to set this for Final Hearing.

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Signature**

**CERTIFICATE OF SERVICE**

I hereby certify that I sent a copy of the Motion by first class mail to the opposing attorney, or opposing party, if not represented on \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
**Signature**



**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_-DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**NOTICE OF FINAL HEARING**

A Motion For Final Hearing has been filed in this Court. The Court now sets this matter for a Final Hearing on \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ a.m./p.m. The parties may present evidence on their behalf. Failure to appear may result in matters being decided in your absence.

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Bruce V. Stengel, Judge  
Vermillion Circuit Court

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**VERIFIED WAIVER OF FINAL HEARING**

Comes now the Petitioner and Respondent, pursuant to Ind. Code 31-1-11.5-8 and submit their Verified Waiver of Final Hearing. In support of this Waiver, the parties state that:

1. More than sixty (60) days have elapsed since the filing of the Petitioner's Verified Petition for Dissolution of Marriage;
2. Both parties request the Court to approve their Decree of Dissolution of Marriage and Settlement Agreement;
3. Both parties voluntarily waive the opportunity to hold a Final Hearing on contested issues.

I affirm under the penalties of perjury that the foregoing representations are true.

Date: \_\_\_\_\_

\_\_\_\_\_  
**Petitioner's Signature**

\_\_\_\_\_  
**Spouse's Signature**

**STATE OF INDIANA  
VERMILLION CIRCUIT COURT**

**IN RE: THE MARRIAGE OF**

\_\_\_\_\_  
**Petitioner**

**and**

**83C01-\_\_\_\_\_ -DC-\_\_\_\_\_**

\_\_\_\_\_  
**Respondent**

**DECREE OF DISSOLUTION OF MARRIAGE AND SETTLEMENT AGREEMENT**

The parties having submitted their Settlement Agreement and the Court having seen and considered the Verified Petition for Dissolution of Marriage and Verified Waiver of Final Hearing submitted by the parties, now approves the following agreement:

1. The parties were married on \_\_\_\_\_, and separated on \_\_\_\_\_.
2. The Petitioner or Respondent has been a continuous resident of Vermillion County for the last three (3) months, and resided in the State of Indiana for the last six (6) months.
3. \_\_\_\_\_ Neither party is a member of the military  
\_\_\_\_\_ One or both parties are members of the military
4. Wife is not pregnant
5. There is/are \_\_\_\_\_ child(ren) born of the marriage:

**Name:**

**Date of Birth:**

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

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

6. The parties agree and state that it is in the best interest of the child(ren) that:  
\_\_\_\_\_ Petitioner shall have sole physical and legal custody of the child(ren).  
\_\_\_\_\_ Respondent shall have sole physical and legal custody of the child(ren).  
\_\_\_\_\_ Petitioner shall have sole physical custody and the parties shall have joint legal custody of the child(ren).

\_\_\_\_\_ Respondent shall have sole physical custody and the parties shall have joint legal custody of the child(ren).

Other: \_\_\_\_\_

7. The parties have agreed on the following Parenting Time (Visitation) order:

\_\_\_\_\_ Petitioner shall have reasonable visitation with the minor child(ren) as the parties agree or according to the Indiana Parenting Time guidelines.

\_\_\_\_\_ Respondent shall have reasonable visitation with the minor child(ren) as the parties agree or according to the Indiana Parenting Time guidelines.

Other: \_\_\_\_\_

8. \_\_\_\_\_ will pay child support in the amount of

\_\_\_\_\_ per week, as shown by the attached child support worksheet, through the County Clerk's office, or by income withholding order if available from the employer, beginning on the first Friday following the date of the decree.

\_\_\_\_\_ will be responsible for the first \_\_\_\_\_ of uninsured medical expenses for the minor child(ren). Thereafter, Father shall be responsible for \_\_\_\_\_% of uninsured medical expenses, and Mother shall be responsible for \_\_\_\_\_% of uninsured medical expenses for the minor child(ren).

9. The parties have agreed on the following provisions for health insurance maintenance:

\_\_\_\_\_ shall maintain medical, dental, and optical insurance as available through employment on the minor child(ren).

10. The parties have agreed on the following arrangement for claiming the tax credits, exemptions, and deductions for the minor child(ren):

\_\_\_\_\_ Petitioner shall be entitled to claim the minor child(ren) for federal, state, and local income tax purposes on an annual basis; Respondent shall sign all necessary documents that will entitle Petitioner to do so.

\_\_\_\_\_ Respondent shall be entitled to claim the minor child(ren) for federal, state and local income tax purposes on an annual basis; Petitioner shall sign all necessary documents that will entitle Respondent to do so.

\_\_\_\_\_ Petitioner and Respondent shall each be entitled to claim the minor child(ren) for federal, state and local income tax purposes in alternating years; Petitioner shall be entitled to claim the minor child(ren) in the year \_\_\_\_\_, and every \_\_\_\_\_ (odd/even) year.

Other: \_\_\_\_\_

11. The parties have agreed on the following debt division:

\_\_\_\_\_ The parties have already divided their debts.

\_\_\_\_\_ Petitioner will be solely responsible for and shall hold Respondent harmless from the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	_____
_____	_____

Respondent will be solely responsible for, and shall hold Petitioner harmless from the following debts:

<b>Name of Creditor</b>	<b>Amount of Debt</b>
_____	_____
_____	_____

12. The parties have agreed on the following vehicle division:

\_\_\_\_\_ There are no vehicles to divide.

\_\_\_\_\_ Petitioner will have sole possession of the following vehicles, and Respondent shall execute all documents necessary to transfer title of said vehicles within thirty (30) days of the date of this Order.

\_\_\_\_\_ **Vehicle #1, Make, Model and Year**

\_\_\_\_\_ **Vehicle #2, Make Model and Year**

Respondent will have sole possession of the following vehicles and Petitioner shall execute all documents necessary to transfer title of said vehicles within thirty (30) days of the date of this Order:

\_\_\_\_\_ **Vehicle #1, Make, Model and Year**

\_\_\_\_\_ **Vehicle #2, Make Model and Year**

13. The parties have agreed on the following property division:

The parties have already divided all items of property.

Petitioner will have sole possession of the following items of property:

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Respondent will have sole possession of the following items of property:

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14. The parties have agreed upon the following real estate division:

The parties do not own any real estate.

The Petitioner will have the following real estate and be responsible for any indebtedness on the property: Respondent agrees to execute any documents necessary for the transfer of right, title and interest in said real estate.

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The Respondent will have the following real estate and be responsible for any indebtedness on the property. Petitioner agrees to execute any documents necessary for the transfer of right, title and interest in said real estate.

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Other:

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15. The marriage has suffered an irretrievable breakdown and should be dissolved.

16. Change of names:

Wife would like her maiden name or previous married name of \_\_\_\_\_.

Wife DOES NOT want to change her name

The parties have disclosed all relevant documents and exchanged all information on value of property, pensions, real estate and other assets and debts. The parties agree that this division of property is/is not an approximate equal division of the assets and debts. The parties agree that if this division is not a nearly equal division, that the deviation from the presumptive equal division should be accepted by the Court because it is the parties' agreement and neither party has been forced or threatened to accept this agreement.

**I affirm under the penalties of perjury that the foregoing representations are true.**

\_\_\_\_\_  
**Petitioner's Signature**

STATE OF INDIANA            )  
  ) SS:  
COUNTY OF \_\_\_\_\_ )

Before me, \_\_\_\_\_ a notary public in and for \_\_\_\_\_  
County, State of Indiana, personally appeared \_\_\_\_\_, and he/she  
being first duly sworn upon his/her oath, says that the facts alleged in the foregoing instrument  
are true.

Date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

MY COMMISSION EXPIRES:  
  
\_\_\_\_\_

\_\_\_\_\_  
**Spouse's Signature**

STATE OF INDIANA            )  
  ) SS:  
COUNTY OF \_\_\_\_\_ )

Before me, \_\_\_\_\_ a notary public in and for \_\_\_\_\_  
County, State of Indiana, personally appeared \_\_\_\_\_, and he/she  
being first duly sworn upon his/her oath, says that the facts alleged in the foregoing instrument  
are true.

Date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

MY COMMISSION EXPIRES:  
  
\_\_\_\_\_

**IT IS THEREFORE ORDERED** by the Court that the parties' marriage is hereby dissolved  
and the terms of their agreement as set out above shall be incorporated into the Order.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge