

STATE OF WISCONSIN
MILWAUKEE COUNTY

CIRCUIT COURT
FAMILY COURT BRANCH

In re the Marriage of:

Petitioner/Joint Petitioner A

-and-

Respondent/Joint Petitioner B

Case No. _____

Case Code 40601

AFFIDAVIT FOR REQUEST FOR GRANTING OF DIVORCE
WITHOUT A FINAL HEARING

STATE OF WISCONSIN)
) ss
COUNTY OF _____)

_____, being first duly sworn on oath, states that:

1. I am the _____ (Petitioner/Respondent/Co-Petitioner) in this action.
2. I was born on _____.
3. I reside at _____.
4. Immediately before filing of the petition for divorce _____ (I/My spouse) lived in Milwaukee County for at least 30 days and the State of Wisconsin for at least 6 months.

5. During the pendency of this divorce I have not been a member of the Armed Forces of the United States or its allies.

6. During the pendency of this action I have not received public assistance.

7. I am not pregnant.

8. The other party and myself were married on _____ at _____ (city), _____ (state)

9. The marriage is _____ (irretrievably broken or broken).

10. No other action is pending or has been granted for divorce, legal separation, or annulment from each other anywhere else in the world.

11. This is my first marriage unless otherwise indicated here:

(list who married to, date marriage terminated, how marriage terminated, location of marriage terminated)

12. My spouse and I have the following children together: (list names and dates of birth): _____

No other children have been born or adopted during this marriage by either party.

13. I signed the following document(s) that together make up the Marital Settlement Agreement:

Document Title: _____ Date Signed: _____

Document Title: _____ Date Signed: _____

14. Prior to signing the Marital Settlement Agreement, I read it completely, and I understand it completely.
15. I believe the terms of the Marital Settlement Agreement are fair and reasonable.
16. The terms in my Marital Settlement Agreement regarding minor children, if any, are in their best interest.
17. If my spouse and I have minor marital children, on _____ (date) I filed proof of my completion of the mandatory parental education concerning the effects on a child of a dissolution of the marriage.
18. I understand the terms and conditions of child support in the Marital Settlement Agreement, if any, and agree to them.
19. I have had enough time to read the Marital Settlement Agreement and ask my attorney questions.
20. I have no questions about the Marital Settlement Agreement.
21. I ask the court to approve the Marital Settlement Agreement, grant a judgment of divorce, and incorporate the Marital Settlement Agreement into the judgment of divorce.
22. I have completed and my attorney has filed with the court a Financial Disclosure Statement signed on _____ (date) which lists all my assets, income, expenses, and liabilities. There have been no substantial changes to my financial circumstances since I signed my Financial Disclosure Statement.
23. I have reviewed the Financial Disclosure Statement filed by my spouse on _____ (date). To the best of my knowledge it contains all of their assets, income, expenses, and liabilities.

24. I am hereby agreeing to waive maintenance (commonly called alimony). I understand that waiver is forever and I cannot come back to court, for any reason whatsoever, and ask that my spouse financially support me.
25. I have considered my health status and any health conditions, and I will be able to financially support myself under the terms of this Marital Settlement Agreement.
26. I understand that I have a right to a trial where a judge will decide the terms of my divorce. I waive that right and wish for the court to accept the Marital Settlement Agreement.
27. I understand I could have a hearing in person before a court in order to grant a divorce under Wis Stat. §767.235 and 767.315. I am hereby waiving that right and wish to not have an in-person hearing. I am also waiving my right to appeal this waiver. I have discussed this waiver and Wis Stat. §767.235 and 767. with my attorney and he/she has answered all of my questions. I ask the court to waive a final divorce hearing based upon a finding of good cause due to the public health emergency caused by COVID-19.
28. No one has forced me to sign the Marital Settlement Agreement. I signed it out of my own free will.
29. No one has forced me to give up my right to an in-person hearing. I am giving it up out of my own free will.
30. I am satisfied with my attorney's representation.
31. I understand that I am unable to remarry until six (6) months from date of the granting of the divorce by the court. I understand that any such marriage prior to six (6) months from the date of the granting of divorce by the court is null and void.

I understand that the date of the granting of divorce will likely be later than the date
I am signing this affidavit.

32. I _____ (do or do not) wish to be restored to a former legal surname. If

I wish to be restored to a former legal surname, the former legal surname is
_____.

Subscribed and sworn to before me
this ____ day of _____, 2020

Notary Public, State of Wisconsin
My Commission expires: _____