

## PRO SE CONTESTED DISSOLUTION – NO CHILDREN – Checklist - 2018

- If your county’s Clerk of Court does not have the forms, then the forms must come from the Self-Help Law Representative or from the Montana Law Library Website at <http://courts.mt.gov/forms> or you can use online interactive forms here: <https://www.montanalawhelp.org/self-help-forms>
- We are the Montana THIRD Judicial District Court, POWELL County
- PLEASE read all directions attached to packet. You may need to make extra copies of some of the documents (such as Declaration of Disclosure of Assets, Debts)
- The filing fee for a dissolution is \$200.00
  - If you feel you qualify for waiving the fees, please ask the Clerk of Court’s Office for the paperwork, which must be returned to us for the Judge’s approval prior to filing your forms
- Confidentiality Issue: Every document you file with the Clerk of Court is public information, so
  - Use only the last four digits for any Social Security Numbers; VIN Numbers and all Account Numbers.
- Sign all forms and have notarized if required. Make sure you have all pages for each form and each page is filled out COMPLETELY. Please keep all documents in order.
- Initial documents (refer to the check list below) must be served on opposing party. All other filings must include a Certificate of Service stating that you have delivered (mailed) this document to the opposing party.
- At your hearing, make sure you have your \$45.00 Judgment Fee if you do not have a fee waiver.

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### INITIAL DOCUMENTS

\_\_\_\_\_ 1. **Petition for Dissolution without Children (MP-112)** - 3 copies total – original to Court, and copy for each party

\_\_\_\_\_ 2. **Petitioner Proposed Property Distribution (MP-500)** – 3 copies total – original to Court, and copy for each party

\_\_\_\_\_ 3. **Petitioner Disclosure of Income and Expenses (MP-510):** 2-3 copies total – original to Court (IF you choose to file this with us, it isn’t required, but you do need to send a copy to the other party) and copy for each party (*Must include Retirement, 401K, etc.*)

\_\_\_\_\_ 4. **Summons and Temporary Economic Restraining Order by Clerk of Court (MP-412)** - 3 copies total (Use with **Request for Sheriff to Serve Documents** - original to return to Court, and copy for each party)

### SERVICE DOCUMENTS (3 options)

\_\_\_\_\_ 5. **Request for Sheriff to Serve Documents (MP-401.12)** (give this to the Sheriff in the county where the other party lives. Include the original Summons, a copy of the summons, and the documents listed on this)

**OR**

\_\_\_\_\_ 5. **Acknowledgment of Service of Summons and Petition for Dissolution of Marriage (MP-403.22)** 3 copies total (Used only if other party will accept the Initial documents without being served by the Sheriff or process server.)

\_\_\_\_\_ a. Send to the other party along with the document titled **Notice and Request for Acknowledgment of Service of Summons and Petition for Dissolution of Marriage (MP-403.12)**. File the original Acknowledgment with the Court once the other party signs it.)

**OR**

\_\_\_\_\_ 5. **Request for Order Granting Service by Publication (MP-402.12):** 2 copies total (used after service has been attempted and unsuccessful, you must file the ORIGINAL Summons and Proof of Non-Service with the Court before filing this.) Also turn in these documents with the Request:

\_\_\_\_\_ a. **Order for Service of Summons by Publication (MP-402.22)**

\_\_\_\_\_ b. **Summons for Publication (MP-402.32)**

## **FINAL DOCUMENTS**

\_\_\_\_\_ 6. **Request for Hearing and Default by Clerk (MP-701)** - 2 copies total – original to Court and a copy for you

\_\_\_\_\_ 7. **Court Order on Hearing for Dissolution Without Minor Children (MP-714)**

\_\_\_\_\_ 8. **Final Dissolution Decree No Minor Children Findings of Fact, Conclusions of Law (MP-713)** MUST match Petition! You fill in numbers 1, 2, 3, 8, 9, 11, 12, 13, 14 and on page 5 #5, 6, 8)

Submit this with the Request for hearing. This is what the Judge will sign at the hearing. You will receive 2 certified copies at no charge after the hearing. Extra certified copies are \$12.00 each or if you provide the copies, then \$2.00 per certification.

\_\_\_\_\_ 9. **Notice of Entry of Decree (MP-704)** - 3 copies – original to Court, one for each party - sent to the Respondent with a certified copy of the decree

\_\_\_\_\_ 10. **Montana State Case Registry and Vital Statistics Reporting Form** - Hand in early, filled out and signed.