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|--|---|---|
| State of Tennessee | Court _____ (Must Be Completed) | County _____ (Must Be Completed) |
| Request for Divorce (Complaint) (Form 1) | | File No. _____ (Must Be Completed) Division/Part _____ (Large Counties Only) |
| Plaintiff _____ (Name: First, Middle, Last of Spouse Filing the Divorce) | | |
| Defendant _____ (Name: First, Middle, Last of the Other Spouse) | | |

This form is **only** for spouses who:

- Have children together who are under 18, in high school, or disabled **AND**
- Have agreed on parenting time, responsibilities, and child support **AND**
- Agree how to divide their personal property and debts, and have no land, or businesses, or retirement benefits, except for social security **AND**
- Agree to sign and notarize the Divorce Agreement and the Parenting Plan **AND**
- Lived in Tennessee when they decided to divorce **OR** one or both spouses lived in Tennessee for at least 6 months.

If you do not meet these rules, you **cannot** use these forms. Please talk to a lawyer.

You cannot use these forms if:

- One of the children born while you are married is not both spouses' child. Warning! If this is true, speak to a lawyer. **OR**
- Somebody else has a court order giving them custody or visitation **OR**
- A spouse is pregnant no matter who the father is.

You may not be able to use these forms if either spouse is in the military. See sections 8 and 9.

Divorce Certificate - Get this official state paper from the court clerk. You must fill it out before going to court.

ANSWER EACH QUESTION.

① **Residency - (check all that apply):**

- My spouse or I have lived in Tennessee for at least 6 months.
- My spouse and I were living in Tennessee when the reason for this divorce happened.
- Our differences arose in Tennessee.

② **Venue – (check one) I am filing for divorce in this County because:**

- My spouse and I lived in this County when we separated.

Address: _____
 Street Address
 City
 State
 Zip

- My spouse lives in this County.
- I live in this County **and** my spouse does not live in Tennessee, or is in jail.

③ **Reason for Divorce** - My spouse and I can no longer get along, and we have irreconcilable differences.

④ **Children**

List all children you and your spouse have **together**. Children together means:

- Children you had together that were born before the marriage and all children born or adopted during the marriage. This includes ALL children either spouse had during the marriage.

The children must be:

- Under age 18
- Or over 18 and disabled
- Or over 18 and still in high school

If you have children, you may need to speak with a lawyer.

The parties have ____ children together.

| Child's Name | Child's Date of Birth |
|--------------|-----------------------|
| | |
| | |
| | |
| | |
| | |
| | |

The children have lived at this address _____

 (children's current address)

with _____
 (names of people who currently live with children)

since _____ 20____.
 (date children began living here)

For the last five years, the children have lived with:

 (Persons, addresses, and dates)

Could another court case impact custody or visitation of a child? Yes No
(If yes, you cannot use these forms.)

Has either spouse been part of a current court case about these minor children? Yes No
(If yes, you cannot use these forms.)

The Plaintiff is the person filing for divorce. As far as the Plaintiff knows, no one except their spouse has a right to custody or visitation with the minor children. Plaintiff has not been part of any court case about the minor children in any state. If there is another court case about the minor children, the Plaintiff does not know about it.

No spouse is pregnant. (If a spouse is pregnant, you cannot use this form.)

⑤ **Marriage**

Date: _____ Place: _____

⑥ **Date of Separation -**

My spouse and I decided to divorce on (check one):

The date of filing this paper (**Request for Divorce**); or

The date we started living apart: (MM/DD/YYYY): _____

We were married on (MM/DD/YYYY): _____ in: _____
(City, County, State or Foreign Country)

⑦ **Orders of Protection and Other Court Orders: Check the box that is true for you.**

There is no Order of Protection.

The Order of Protection has ended (expired).

There is an Order of Protection now in this court. It will stay in effect until the divorce judge changes it.
Attach a copy of the Order of Protection. Write the case number here: _____.

There is an Order of Protection now in a different court. It will stay in effect until the other court ends it.
Attach a copy of the Order of Protection. Write the case number here: _____.

Restraining Order (check one):

No Restraining Order other than the Statutory Injunction, which applies in every divorce case, has been in effect during this case. The Statutory Injunction tells both spouses not to spend, give away, destroy, waste or use up property from the marriage.

Other (describe): _____

Victims of Domestic Violence

You do not have to list a home address below. You may list an alternate address instead. For example, you can list a P.O. Box if you have one. The local domestic violence agency can help you. Call **1-800-356-6767** or go to **www.tcadsv.org**

⑧ **Plaintiff's Information**

Name: _____
First Name Middle Name Maiden Name Last Name (now)

Address: _____
Street Address or P.O. Box City State Zip

Birthplace _____
City and State or Foreign Country

Birth Date (MM/DD/YYYY): _____

Race: White Hispanic Black Native American Other: _____

| | |
|--|---|
| How many marriages before this one? _____ | How long has he/she lived in Tennessee? _____ years _____ months |
|--|---|

Plaintiff's Employer: _____

Active Member of the Armed Services of the United States? Yes No

Reserve Member of the Armed Services of the United States on Active Duty? Yes No

Guard Member of the Armed Services of the United States on Active Duty? Yes No

If the answer is "yes" to any of the questions above, talk to a lawyer. You may not be able to use these forms.

⑨ **Defendant's Information**

Name: _____
First Name Middle Name Maiden name Last name (Now)

Address: _____
Street address or P.O. Box City State Zip

Birthplace _____
City and State or Foreign Country

Birth date (MM/DD/YYYY): _____

Race: White Hispanic Black Native American Other: _____

| | |
|--|---|
| How many marriages before this one? _____ | How long has he/she lived in Tennessee? _____ years _____ months |
|--|---|

Defendant's Employer: _____

Active Member of the Armed Services of the United States? Yes No

Reserve Member of the Armed Services of the United States on Active Duty? Yes No

Guard Member of the Armed Services of the United States on Active Duty? Yes No

If the answer is "yes" to any of the questions above, talk to a lawyer. You may not be able to use these forms.

⑩ **Financial Information**

Real Property (House, Land, or Mobile Homes that are permanently attached to the ground)

My spouse and I:

Do **NOT** own Real Property. If either of you have REAL Property, you cannot use these forms.

Personal Property (such as Cars, Mobile Homes (not permanently attached to the ground), Bank Accounts)

Own personal property and have filed the **Divorce Agreement (Form 5)** that lists how our property is divided.

Do not own Personal Property (**such as** Cars, Mobile Homes, Bank Accounts)

(If **either** of you has a Pension or Retirement Account, except for Social Security, or own a Business, you **cannot** use these forms. Please see a lawyer first.)

Debts – My spouse and I (check one):

Do **NOT** have debts.

Have debts and have filed a **Divorce Agreement (Form 5)** that lists how our debts are divided.

One or both of us has filed for a Bankruptcy and it is still active.

⑪ **Alimony** (check one):

Neither spouse wants alimony.

One of the spouses wants alimony, as agreed to in our Divorce Agreement.

⑫ **Name Change** (check below to change a spouse's name back to a name used before this marriage, either a maiden name or previous married name)

Plaintiff requests _____
First Name Middle Name Last Name

Defendant requests _____
First Name Middle Name Last Name

⑬ **Court Costs** (check one):

Who will pay the court costs for this divorce?

Spouses will each pay half of the costs.

Plaintiff will pay all costs.

Defendant will pay all costs.

Other agreement: _____.

⑭ **Divorce Agreement**

Our signed **Divorce Agreement** (Form 5) and Parenting Plan are attached, and we ask the Court to approve them.

I ask the Court to grant this divorce, to make the other orders I have asked for above, and to make any other orders I am entitled to.

Read the text below then sign ONLY in front of a notary

Signed at (City): _____ on (Date): _____
(MM/DD/YYYY)

State of Tennessee, County of _____
(Name of County Where Notarized)

I know that Tennessee has laws against lying on purpose (perjury). I swear and affirm that:

- As far as I know, the information on this form is true.
- My request for divorce is serious.
- My spouse and I have agreed not to lie about the information in this divorce.
- As far as we know, we meet all the rules to use these forms.

SWORN to and SUBSCRIBED before me, on (date): _____

Signed at (City): _____

State of Tennessee, County of _____

By (Name of Person Filing for Divorce): _____

(Signature of Person Filing for Divorce)

Signature of Notary Public, State of Tennessee

My commission expires: _____
MM/DD/YYYY

(NOTARY'S SEAL)