

STATE OF NORTH CAROLINA
COUNTY OF _____

IN THE GENERAL COURT OF JUSTICE
CIVIL DISTRICT DIVISION
FILE NO. ____ - CVD

(Type or print your name here)

Plaintiff

Vs.

**JUDGMENT OF
ABSOLUTE DIVORCE**

(Type or print your spouse's name here)

Defendant

THIS CAUSE, coming on to be heard and being heard before the undersigned District Court Judge at the _____ 20____ Civil Session of District Court of _____ County, on Plaintiff's Complaint for an absolute divorce, and the Plaintiff, appearing *pro se*; the Defendant:

- Appearing in Court
- Not appearing in Court
- Represented by counsel, _____
- Not represented by counsel

The Court having heard the evidence now finds the following:

FINDINGS OF FACT

1. Plaintiff is a citizen and resident of _____
2. Defendant is a citizen and resident of _____
3. That the _____ (Plaintiff/Defendant) has been a resident of the State of North Carolina for more than six (6) months preceding the commencement of this action.
4. The Defendant was properly served with a copy of the Summons and Complaint on _____ (month/day/year) as required by Rule 4 of the North Carolina Rules of Civil Procedure via:

- Sheriff's Service
- Certified Mail, return receipt requested (affidavit in court file)
- Other: _____

5. That the Plaintiff and Defendant were married to each other on or about _____ and thereafter lived together as husband and wife until they separated on or about _____.

6. Since their separation on or about _____, Plaintiff and Defendant have lived continuously separate and apart from each other and at no time have they resumed marital relations.

7. There are ____ children born of the marriage.

8. There are no pending claims for alimony or equitable distribution of marital property by either party, and Plaintiff understands he/she is forever discharging any claim against Defendant for alimony or equitable distribution or marital property by obtaining the divorce prayed for herein.

9. *(If applicable, check box)* Plaintiff's maiden name is _____ and it is her desire to resume said name.

10. The parties hereto are properly before this Court.

Based on the foregoing Findings of Fact, the Court concludes as a matter of law:

CONCLUSIONS OF LAW

1. This Court has jurisdiction over the parties hereto and over the subject matter herein.

2. Proper and sufficient service and notice was had on Defendant.

3. The Plaintiff is entitled to an absolute divorce on the grounds of one year's continuous separation.

Now therefore, it is hereby ORDERED, ADJUDGED and DECREED as follows:

A. Plaintiff, _____, is hereby granted an absolute divorce from Defendant, _____, based on one year's continuous separation and the bonds of matrimony heretofore existing between the Plaintiff and Defendant be and are hereby dissolved.

B. *(Check if appropriate)* Plaintiff shall resume the use of her maiden name,
_____.

Entered in open Court in _____ County, North Carolina. This the __ day of _____, 20 ____.

DISTRICT COURT JUDGE PRESIDING