

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

_____,)
)
 Plaintiff,)
)
 vs.)
)
 _____,)
)
 Defendant.)

Civil No: _____

COMPLAINT
(Long Form)

COMES NOW THE PLAINTIFF, by and through counsel, who in support of the within Complaint, shows to the Court as follows:

I.

That the plaintiff is now or for more than six (6) months prior to the projected Entry of Judgment will have been a resident of the State of North Dakota

II.

That the parties were married on _____, in _____, _____, and have been, at all times since then, and are now husband and wife. The parties separated on _____.

III.

That the identifying information of the parties is as follows:

Plaintiff	Defendant
Address	Address
Military Status	Military Status

IV.

That the parties have _____ (_____) child(ren) born of the marriage: _____, born _____, and _____, born _____. Since the separation, the child(ren) (has) (have) resided with _____. It is in the best

interests of the child(ren) that the _____ be granted parenting responsibility of them. (If the child(ren) have any special needs or health problems add that information here.)

V.

That this Court has jurisdiction to determine parenting responsibility of the minor child(ren) pursuant to N.D.C.C. § 14-14.1, et seq., as further set forth in the Affidavit filed herein.

VI.

That the plaintiff is presently _____ years of age and (his) (her) date of birth is _____. The plaintiff has _____ (education).

VII.

That the defendant is presently _____ years of age and (his) (her) date of birth is _____. The defendant has _____ (education).

VIII.

That the plaintiff is currently employed by _____ and has a gross annual income of approximately \$_____.

OR

That the plaintiff is currently unemployed and receiving _____ benefits in the sum of \$_____ per month.

IX.

That the defendant is currently employed by _____ and has a gross annual income of approximately \$_____.

OR

That the defendant is currently unemployed and receiving _____ benefits in the sum of \$_____ per month.

X.

That the parties have no interest in any real property.

OR

That the parties have an interest in real property described as follows:

LEGAL DESCRIPTION

XI.

That the parties have an interest in miscellaneous household goods and personal property, all of which is to be divided equitably between the parties.

XII.

That the parties have an interest in a _____ vehicle, currently in the possession of the _____ and a _____ vehicle currently in the possession of the _____.

XIII.

That during the course of the marriage the parties have acquired miscellaneous debts and financial obligations, all of which are to be divided equitably between the parties.

XIV.

That during the course of the marriage irreconcilable differences have arisen making a continuation of the marriage impossible.

XV.

That plaintiff is in need of, and entitled to, spousal support.

(OPTIONAL paragraph - to be used when action has to be published or you anticipate defendant will not answer.)

XVI.

That the purpose of this action is for a divorce and for the purpose of divesting defendant's interest in the following described property:

(LIST PROPERTY)

FROM THE ABOVE AND FOREGOING, the plaintiff submits the following:

CLAIM FOR RELIEF

THAT JUDGMENT BE ENTERED IN THE FOLLOWING FORM:

1. DIVORCE. That the plaintiff is awarded an absolute Decree of Divorce from the defendant on the grounds of irreconcilable differences, all in accordance with the provisions of N.D.C.C. § 14-05-08.

2. PARENTING RESPONSIBILITY AND DECISION MAKING. That the plaintiff be awarded the parenting responsibility and decision making of the minor child(ren): _____, born _____, and _____, born _____, subject to the right of reasonable and liberal parenting time with the minor child(ren) reserved to the defendant.

3. CHILD SUPPORT. That the plaintiff be awarded, and the defendant be ordered to pay child support, as and for the support of the minor child(ren), namely, _____, born _____, and _____, born _____, in an amount to be determined by the Court in accordance with the North Dakota Child Support Guidelines.

4. SPOUSAL SUPPORT. That the plaintiff be awarded either permanent or rehabilitative (spousal support) (alimony), as determined by the Court.

5. PLAINTIFF'S PROPERTY. That the plaintiff be awarded, as and for plaintiff's separate property, exclusive of any claim of the defendant, all of plaintiff's books, tools, clothing, and personal property, as well as an equitable share of the household goods and property acquired during the marriage.

6. DEFENDANT'S PROPERTY. That the defendant be awarded as and for defendant's separate property, exclusive of any claim of the plaintiff, all of defendant's books, tools, clothing and personal possessions, as well as an equitable share of the household goods acquired during the marriage.

7. REAL PROPERTY. That there be an equitable division of the parties' interest in the real property owned by the parties.

8. MISCELLANEOUS PROPERTY. That there be an equitable division of all other property acquired by the parties including any checking, social security, or savings account credited in the name of either party and any vested or unvested pension or retirement account acquired by either party.

9. PLAINTIFF'S DEBTS. That the plaintiff be awarded the sole obligation to repay debts incurred by plaintiff prior to the marriage of the parties or after _____, the date of separation. Plaintiff shall be obligated to repay an equitable share of the indebtedness incurred during the marriage.

10. DEFENDANT'S DEBTS. That the defendant be awarded the sole obligation to repay any debts incurred by defendant prior to the marriage of the parties

or after _____, the date of separation. Defendant shall be obligated to repay an equitable share of the indebtedness incurred during the marriage.

11. MISCELLANEOUS. For such other and further relief as the Court deems fit, proper, and appropriate.

(OPTIONAL paragraphs - to be used when action has to be published or you anticipate defendant will not answer.)

12. For the divesting of defendant's interest in the following described property:

(LIST PROPERTY)

13. For a fair and equitable division of the property owned by the parties and indebtedness incurred by the parties, to-wit:

(SPECIFY WHAT PROPERTY EACH IS TO GET AND WHICH DEBTS EACH IS TO GET.)

Dated this _____ day of _____, _____.

By _____
Name of Attorney
Address
Telephone:
ND License No. _____
ATTORNEYS FOR _____

