

**BRIEF GUIDE TO DISSOLUTION OF MARRIAGE,
LEGAL SEPERATION& NULLITY IN CALIFORNIA**
Provided by the
Legal Assistance Branch of Legal Service Command
Coast Guard Island, Bldg 54-A
Alameda, California 94501
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This information package is designed to accomplish three basic tasks. First it provides some very basic information on dissolution of marriage, legal separation, and annulment of marriage (hereinafter collectively referred to as “dissolution”) in any one of the counties in California. Second, it explains the assistance available through the LSC Legal Assistance Branch (hereinafter referred to as LSC4). Lastly, it operates as convenient vehicle for collection of the information necessary for this office to assist you with an uncontested dissolution. This package is for use only in conjunction with the advice of an attorney.

To be eligible to file for dissolution in any one the counties in California you or your spouse must have been domiciled in California for the six month period just preceding the filing and in the county for the last three months of that period. Domicile is always an important issue for service members and their families under the Service member’s Civil Relief Act (SCRA). If you are an active duty service member, you should carefully consider where you would file any family law matter. Also see Jurisdiction discussed in part 1, attached.

Our dissolution services are limited to those situations that are uncontested. For our purposes an “uncontested dissolution” means that both you and your spouse agree to the resolution of all issue and are willing to cooperate with each other. The most common issues upon which you and your spouse must agree are:

1. Division of property (including the division of retirement benefits);
2. Division of debts;
3. Child custody and visitation;
4. Child support and;
5. Spousal support

If you and your spouse cannot agree on all of the above issues, then we will not be able to assist you. This is true regardless of when the dispute arises. Even if LSC4 is working on your case prior to the development of a dispute, if the case becomes contested, LSC4 will not be able to continue helping you, and you will be referred to a family law specialist or to a Superior Court sponsor family law facilitator.

If you and your spouse can agree to all the terms of your dissolution, and there are no other complications, LSC4 can help you process your own dissolution. We will assist you with all of the pleadings and your marital separation agreement (MSA). Our assistance in preparing these documents will be based upon the information you provide

Initials only of each Spouse:_____

in the attached worksheets; see attached Part 3 *Marital Settlement Agreement (MSA)*. You will be responsible for typing your court pleadings and for filling them with the Clerk of the Court.

Only one spouse is permitted to consult with an attorney at LSC4. This is because a conflict of interest exists between spouses who are contemplating or pursuing dissolution. An attorney has a duty to zealously represent the interest of his client. The attorney cannot do this if the attorney assists two parties with adverse interests. If this office is helping our spouse, the other spouse should seek the advice of independent counsel. The other attorney could be either a military attorney at a different legal assistance office or a civilian lawyer. Ask the LSC4 yeoman, paralegal, or receptionist for a list of these other legal assistance offices.

Following these instructions you will find an explanation of some common dissolution issues and an acknowledgement form for you and your spouse to sign. See attached Part 1 *Common Issues in a Dissolution* and Part 2 *Acknowledgement of Spouse Using the Services of the LSC Legal Assistance Branch*. The signatures on this form will let us know that both parties understand that we may help only one spouse. The signatures will also indicate that there is an effort by both spouses to resolve the issues identified above. Please note that it is required that the signatures on this form (Part 2) be notarized. However, if one spouse refuses to sign the acknowledgement form, the Legal Assistance Attorney will not prepare a Marital Settlement Agreement (MSA).

The services provided by LSC4 are free. Your only expenses should be the filling fee. These funds are paid directly to the Clerk of the Court. If you do not have enough money to pay the fees, it may be possible to have the court waive them. At the present time, the filling fee is \$355, although this fee may be slightly higher in some counties. If the respondent files an "Appearance, Stipulation and Waiver", the respondent must pay an additional \$311.20, unless the respondent is in the military, in which case the respondent's filling fee is waived. Most of our clients are able to complete their uncontested dissolution for a total cost of under \$500.00. If you want the court to waive filling fees you must get the court forms to request a waiver of the filling fees from the Clerk of the Court at: <http://www.courtinfo.ca.gov/selfhelp/lowcost/getready.htm>

If you and your spouse own any real property, such as a house, our office may or may not be able to handle your dissolution, depending on what you desire to do with your real property. If we can assist you, a formal real estate appraisal will be required. The tax and other issues raised by the presence of real property in dissolution may be beyond the scope of our dissolution services. It depends on the circumstances. A Legal Assistance Attorney will make the decision as to whether or not your case can be processed by our office.

The attached Part 3, *Marital Settlement Agreement (MSA) Worksheet*, including Income and Expense information at Part 4 and 5, must be completed prior to your appointment to prepare an MSA. We need this information in order to advise you, to prepare your MSA, and to assist you in preparing the appropriate court forms. Also, before your next

Initials only of each Spouse: _____

appointment, it will be necessary for you to draw down and fill out the dissolution forms “FL-100, FL-105 and FL-110” at a Superior Court of California in the county where you intend to file. The court addresses are listed in your telephone directory under Country > Governments > Superior Courts, and download the forms at:

<http://www.courtinfo.ca.gov/courts/find.htm>

<http://www.courtinfo.ca.gov/selfhelp/family/divorce/divforms.htm>

Part 6 is the LSC4 Procedural Checklist for completing your dissolution through our office. Please note that there are many methods/approaches to completing an uncontested dissolution in California. LSC4 follows the method described above. If it does not fit your situation, please ask the Legal Assistance Attorney to refer you to a family law attorney who may be able to handle your dissolution. **Only after you have completed every item in steps 1-7 on the checklist you should contact the LSC4 yeoman, receptionist, or paralegal to schedule an appointment to start your court papers and MSA.** If you cannot follow the procedures on the checklist, then you may not be a good candidate to do your own dissolution through LSC4, and the Legal Assistance Attorney will refer you to a private attorney for further guidance and assistance.

Initials only of each Spouse: _____

PROCEDURAL CHECKLIST FOR
LSC4 UNCONTESTED DISSOLUTION

1. _____ Read “Brief Guide to Dissolution in California” and “Common Issues...” Part 1 thoroughly. Note any questions and bring them to your next appointment. Forms and instructions for a Summary Dissolution and Forms and a Regular Divorce, as well as a guide for filling your own dissolution in California is on the Internet at:
<http://www.courtinfo.ca.gov/selfhelp/family/divorce/divforms.htm> . You will follow steps different from those listed in that Internet guide, and if you follow the steps listed on the next 2 pages, you will not need that Internet guide. However the following website may provide you with some additional information:
<http://www.courtinfo.ca.gov/selfhelp/lowcost/getready.htm>
2. _____ Both spouses read and sign Part 2.
3. _____ Download the court forms from:
<http://www.courtinfo.ca.gov/selfhelp/family/divorce/divforms.htm> . Be sure you get the current forms and not-out dated forms. Also, you may download the Waiver of filing fee forms at:
<http://www.courtinfo.ca.gov/selfhelp/lowcost/getready.htm> .
4. _____ You and your spouse must **provide all the asset and debt information requested** on Court form FL-142 and **income expense** form FL-150. The court requires these 2 forms, and you must complete the forms. Do not file these forms. Bring the completed and signed forms to your next appointment. Do not make another appointment until you and your spouse complete these 2 forms.
5. _____ **Read** the standard restraining orders on the Summons. Make any financial or estate-planning changes now, e.g. change the beneficiary of your life insurance, before you file and the restraining orders control what you can do.
6. _____ **Complete the Marital Settlement Agreement (MSA) worksheet (Part 3) with your spouse and initial each page.** Provide all data requested, including account numbers and dollar amounts. You can use the information from the form FL-142 (in step 5 above) to complete the MSA worksheet.
7. _____ **Only after** you have completed steps 1-6, make the appointment to prepare your MSA. Bring all your court forms to this appointment. **NOTE:** Without exception, no MSA or court forms will be started unless you have properly completed steps 1-6 above.
8. _____ **Exchange** all forms in step 5 with spouse and get their completed forms. **Note the date, time, and place on form FL-141.**

Initials only of each Spouse: _____

9. _____ **Spouse signs** MSA in front of a notary public **before** you sign.
10. _____ **Sign** MSA in front of notary public at LSC Legal Assistance Office.
11. _____ Schedule your Legal Assistance appointment to **prepare first set of court forms** for filling. The Legal Assistance Attorney will go through the forms with you and tell you how to prepare the first set of forms. The attorney needs the original MSA.
12. _____ Type the forms off the website provided above. **Type one copy** of each form. **Sign and date** the forms in blue ink. **Make 4 good copies** of each form and give one copy to the Legal Assistance Attorney for record keeping purposes. It is highly recommended that you save your forms on a CD and bring it with you to the appointment.
13. _____ **File:** (1) Petition, (2) Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Declaration, (3) 2 of the Declaration Regarding Service of Declaration of Disclosure- one for you and one for your spouse (this form was completed by both of you and signed in step 8), and (4) the Summons with the Clerk of Superior Court for the county in which you are a resident, and **pay the filling fee** or get the fee waived. **Keep the original summons- do not misplace it.**
14. _____ Have a friend sign and date the top half of the Notice and Acknowledgement of Receipt, form FL-117, and have the friend send the forms listed to your spouse via U.S. Mail.
15. _____ After you file the petition, you and your spouse **sign a copy of the Appearance, Stipulation and Waiver (ASW) form FL-130.** Make 4 copies and file with the court. Pay second filling fee, if any. Remember: California Govt Code Sec 26857.5 waives this second filling fee for the ASW for active duty members in uncontested cases. **Give a copy** to Legal Assistance Attorney for your file.
16. _____ Schedule last appointment with the Legal Assistance Attorney to **prepare last set of court forms.** Bring copies of all forms that you have filled with the court, including Appearance, Stipulation and Waiver form showing the court seal and date stamp. You need forms: Declaration of Uncontested, Income and Expense forms for Husband and Wife, Judgment, and Notice of Entry of Judgment.
17. _____ **Type, sign, copy and file the rest of your forms.** See step 12 above. **Give the court 2 self-addressed and stamped envelopes** for you and your spouse.
18. _____ Wait 2-4 weeks for **the Judgment to arrive in the mail,** in the self-addressed and stamped envelope you provided the court in step 17. Make sure the Judge signed your Judgment. If you do not get your judgment signed you will still be

Initials only of each Spouse: _____

considered legally married. Note the date your marriage is dissolved. **Keep this “confirming copy of your judgment for your permanent records.**

19. _____ **Start** a new, happier life! Get a new will.

Initials only of each Spouse: _____

COMMON ISSUES IN A DISSOLUTION

1. **Jurisdiction:** Jurisdiction, which state or county has the authority to issue court orders, varies for different subjects related to a dissolution. Jurisdiction is a complex area of the law, and you should very carefully consider in which state you will file your dissolution. You are encouraged to discuss jurisdiction as it relates to each of the following areas with your Legal Assistance Attorney, who may recommend that you file in another state.
2. **Division of Property:** Depending upon the extent of marital assets, division of property can range from simple to complex. The parties can agree on any distribution and the court will adhere to the arrangement provided it is convinced that the agreement was knowingly and voluntarily reached by both parties. California is a “community property” state. Community property principles are fairly complex, but, generally speaking, all property or money acquired during the marriage is considered community property or quasi-community property. That property which was the property of one of the parties before marriage, or which was acquired by one of the parties during marriage by gift or inheritance, or is earned or received after separation considered to be separate property. If the parties are unable to agree on a distribution of property, the court will generally award each party his or her separate property plus one-half of the community and quasi-community property.
3. **Division of Debts:** Most married couples have accumulated some financial liabilities. The two of you may determine who will be responsible for each debt. Debts incurred by either spouse during marriage are usually considered community liabilities and as such are generally divided equally by the court if you cannot reach an agreement. Please note that your creditors can still take collection action against you if your spouse fails to pay a community debt, regardless of what is agreed to in your MSA and what is ordered by the court. If a debt arose either before the marriage or after separation, it is generally considered to be separate. Separate obligations are normally paid by the individual who acquired the debt. You should consult a Legal Assistance Attorney if you have any questions about your debts.
4. **Child Custody and Visitation:**
 - a. **Physical Custody:** a term that refers to the individual with whom the child actually lives. If the parents cannot agree on custody after mandatory mediation through free, court provided mediation services, then the court will issue an order which is based on the best interests of the child, which generally grants frequent and continual contact with the child to both parents. The court may give custody to either parent singly (sole custody) or to both (joint custody).
 - b. **Legal Custody:** a term that refers to the authority to make important decisions in areas affecting the child’s upbringing, such as education, health care, and

Initials only of each Spouse: _____

religion. Like physical custody, this can be granted to one parent (sole custody) or both parents (joint custody). Joint legal custody is most common, but it is possible for the court to award sole legal custody to one parent. With joint legal custody to one parent. With joint legal custody, both parents retain authority in decision-making regarding the minor child or children.

- c. Visitation: visitation rights are typically granted to the parent who does not retain physical custody of the child. Visitation agreements should be reasonable and provide flexibility, and will change as children grow older, i.e. what is appropriate visitation for a toddler may not be appropriate for a pre-teen. However, it is wise for them to be specific enough to avoid the disputes often cause by having a vague agreement.
 - d. Jurisdiction for child custody matters is governed by the Uniform Child Custody Jurisdiction and Enforcement Act (U.C.C.J.E.A.). Any questions regarding jurisdiction and/or custody should be raised with a Legal Assistance Attorney. Jurisdiction over child custody is a very important issue for military families who may move out of state. California may retain jurisdiction in these cases.
5. **Child Support:** As with other issues involved in dissolution proceedings, the parties may agree on the amount of child support to be paid. If there is no agreement, the court will determine the amount of support. The amount of child support order will vary from case to case, and is mainly based on a formula, which considers the parents respective net monthly incomes, the number of children for whom support is to be determined, and the parents' respective periods of physical custody of the children. Child support obligations are not dischargeable in bankruptcy. Additionally, they are always subject to later modification by the court. In addition to child support, the court can order the payment of day care expenses for a custodial parent to work, payment of medical insurance and extraordinary medical expenses.
6. **Spousal Support (Alimony):** You and your spouse can decide if one or both of you should receive spousal support. If you cannot agree on this issue, the court can decide if spousal support should be paid, who will receive it, the amount to be paid, and its duration. In making decisions about spousal support, the court will consider a number of factors, including: length of marriage, each party's income, health, age, and many other factors. The court does not automatically order spousal support in every case.
7. **Pensions, Medical and other Dependent Benefits:** In California, military retirement benefits are treated as community property subject to equal division of the community property portion between the spouses in the event of a dissolution just like pension benefits of civilians. The non-military spouse's interest in the retirement benefit is determined by taking one-half of the quotient of years of marriage divided by the total years of service creditable for establishing the right to receive a pension. For example, if a party is in the military for 5 years, and has been married all 5 year, generally their spouse's community property interest in the military pension is $\frac{1}{2} \times \frac{5}{20}$, which is $\frac{1}{8}$.

Initials only of each Spouse: _____

Generally, a non-military spouse loses military benefits once a divorce is final. However, Congress has made special provisions for continued medical, commissary and exchange privileges when there has been a length marriage and a lengthy service career and the former non-military spouse does not remarry. Ask a legal assistance attorney about the possibility of 20/20/20 and 20/20/15 continued benefits and other possible transitional benefits.

Also, the parties may agree to award the Survivor Benefit Plan or other annuity-type benefits to a former spouse, or the judge could make such an order.

Children of service members remain military dependents even if they do not live with the service member. You may want to address in your MSA which parent will receive the tax exemption for children. If this issue is not addressed in your MSA or in a court order, the tax exemption for the children will belong to the parent with whom the children live for 51% or more each year.

Initials only of each Spouse: _____

**ACKNOWLEDGEMENT OF SPOUSE USING THE SERVICES OF
COAST GUARD LEGAL ASSISTANCE BRANCH LSC4
ALAMEDA, CALIFORNIA**

I acknowledge that I have read and understand all the information on the preceding pages explaining the dissolution assistance available to me at the Coast Guard Legal Assistance Branch, Alameda, California (LSC4). I understand that a legal assistance attorney **can only assist me in dissolution if it is uncontested**. I also understand that I am representing myself, that I alone am responsible for filling my court documents in *pro per*, for making court appearance, and for performing any other required action necessary to obtain my dissolution. Because of the limited services that can be given to me by a legal assistance attorney, I understand that it may be in my best interest to retain a civilian lawyer rather than accepting the services that can be given to me by a legal assistance attorney, I understand that it may be in my best interest to retain a civilian lawyer rather than accepting the services of LSC4. With full understanding of the above, I still desire to use the services of LSC4. I agree that I will make full and fair disclosure to my spouse of all real and personal property of any nature whatsoever belonging in any way to me and all sources and amounts of income received or receivable by me.

DATE: _____ SIGNED: _____
PRINTED NAME: _____

ACKNOWLEDGEMENT OF OTHER SPOUSE

I acknowledge that I have not consulted with a legal assistance attorney at the Coast Guard Legal Assistance Branch, Alameda, California LSC4 regarding the dissolution of my marriage. I understand that if I desire the services of a lawyer, I must consult with a lawyer at another legal assistance office or with a civilian attorney. I also understand that I am under no obligation to provide any information in the attached worksheet and that the information on the worksheet will be used to assist my spouse in obtaining a dissolution of our marriage. The information on the attached worksheet is given voluntarily by me and with full knowledge of my right to first consult with a lawyer. I agree that I will make full and fair disclosure to my spouse of all real and person property of any nature whatsoever belonging in any way to me and of all sources and amounts of income received or receivable by me.

DATE: _____ SIGNED: _____
PRINTED NAME: _____

Initials only of each Spouse: _____

Marital Settlement Agreement (MSA) Worksheet

I. GENERAL INFORMATION

A. Client

Full Name _____ Rank _____ Branch _____

Address _____

City _____ State _____ Zip _____

Residence Phone (____) _____ Work Phone (____) _____

Home E-mail _____

Business E-mail _____

Date of Birth _____ SSN# _____

Occupation _____ How long? _____

Employer _____

Employer's Address _____

City _____ State _____ Zip _____

Years completed in school _____

Employment training or education _____

In what state did you last file a state income tax return? _____

What year? _____ In which state did you last vote? _____

Which state do you claim as your legal residence? _____

Have you lived in California for the last 6 months? _____

In which county have you lived in for the last 3 months? _____

Initials only of each Spouse: _____

Brief description of your health: _____

B. SPOUSE

Full Name _____ Rank _____ Branch _____

Address _____

City _____ State _____ Zip _____

Residence Phone (____) _____ Work Phone (____) _____

Home E-mail _____

Business E-mail _____

Date of Birth _____ SSN# _____

Occupation _____ How long? _____

Employer _____

Employer's Address _____

City _____ State _____ Zip _____

Years completed in school _____

Employment training or education _____

In what state did your spouse last file a state income tax return? _____

What year? _____ In which state did your spouse last vote? _____

Which state do you claim as your legal residence? _____

Has your spouse lived in California for the last 6 months? _____

In which county has your spouse lived in for the last 3 months? _____

Brief description of your spouse's health: _____

Initials only of each Spouse: _____

B. SPOUSE CONTINUED

Spouse's Attorney _____ Phone (____) _____

Attorney's address _____

Attorney's email _____

C. MARRIAGE INFORMATION

Did you live with your spouse prior to this marriage? Yes _____ No _____

If so, how long? _____ Date of marriage _____

Place of marriage (City or town) _____

County _____ State _____

Date of Separation _____

Does wife desire her former or maiden name restored? Yes _____ No _____

Wife's former or maiden name is: _____

Does wife desire her former or maiden name restored? Yes _____ No _____

Do you want family counseling? Yes _____ No _____

Prior marriages of client and how terminated _____

Prior marriages of spouse and how terminated _____

Has a dissolution proceeding ever been filed between you and your spouse?

Yes _____ No _____. If so, where: City _____

County _____ State _____

When filed _____

Initials only of each Spouse: _____

Is there a pre-marital or post-marital agreement? Yes _____ No _____

D. CHILDREN OF THIS MARRIAGE

FULL NAME PLACE OF BIRTH DOB AGE SEX

1) _____

2) _____

3) _____

4) _____

RESIDENCE INFORMATION OF MINOR CHILDREN FOR THE LAST 5 YEARS

Period of Residence Address Person Child Lived With Relationship

From: _____ to present _____

Is wife presently pregnant? Yes _____ No _____. If so, when due _____

Have there been any other court cases concerning the custody of the children of this marriage? Yes _____ No _____. If so, in which County and State? _____

If so, what is the date of the most recent court order or judgment? _____

Initials only of each Spouse: _____

E. CHILDREN NOT OF THIS MARRIAGE

Other children of husband:

<u>Full Name</u>	<u>Place of Birth</u>	<u>DOB</u>	<u>Age</u>	<u>Sex</u>

Other children of wife:

<u>Full Name</u>	<u>Place of Birth</u>	<u>DOB</u>	<u>Age</u>	<u>Sex</u>

II. FINANCIAL INFORMATION Complete the attached forms subtitled “Income Information” and “Expense Information” (parts 4 & 5). The financial information requested on these forms is required and it is important that it be as accurate as possible. Also, if you are able to complete Parts 4 & 5 with your spouse’s financial information, make an additional copy and complete it for your spouse.

III. SPOUSAL SUPPORT

Will one spouse receive spousal support? Yes _____ No _____

If so:

(a) Who is to receive support? Husband _____ Wife _____

(b) What amount per month? \$ _____

(c) Date first payment is to be made: _____

(d) Is spousal support to continue until death or remarriage? Yes _____ No _____

(e) Date of last payment: _____

(f) Days of month payments will be made: _____

IV. CHILD CUSTODY, VISITATION AND SUPPORT:

Who will have physical custody of the minor child(ren)?

Husband _____ Wife _____ Joint _____

Initials only of each Spouse: _____

Who will have legal custody of the minor child(ren)?
Husband _____ Wife _____ Joint _____

Have you and your spouse agreed to reasonable visitation by the party not having physical custody? Yes _____ No _____.

Do you desire any special terms concerning visitation? Yes _____ No _____.
If so, what are they?

Who will pay the costs of transportation incident to visitation?
Custodial Parent _____ Non-custodial Parent _____
Split the Costs: _____% for custodial parent and _____% to non-custodial parent.

Have you and your spouse agreed to raise your child(ren) in any particular religious faith? Yes _____ No _____. If so, what faith? _____

Will the custodial parent be restricted from moving the permanent residence of the minor child(ren):
-Out of the County? Yes _____ No _____
-Out of California? Yes _____ No _____
-Out of the United States? Yes _____ No _____

Who will pay child support? Father _____ Mother _____

What amount of monthly child support have you agreed upon, if any? \$ _____ per month, per child.

Will the children be living in a home which will remain jointly owned by husband and wife? Yes _____ No _____.

Will the children be attending private school? Yes _____ No _____.

Who will claim the children as dependents for income tax purposes? (Normally it is the custodial parent.) Husband _____ Wife _____.

Who will pay the costs of uninsured medical and dental expenses?
Husband _____ Wife _____ Split: Husband _____% and Wife _____%.

If children are no longer covered by military health care benefits who will provide insurance? Husband _____ Wife _____.

Initials only of each Spouse: _____

VI. COMMUNITY PROPERTY: Community property is everything which is not separate property. Most property acquired during marriage is in this category. Please complete this section of this worksheet making sure that you indicate who will get each item of community property. It is acceptable to list small value property by categories. Please do not feel limited to the space below. Attach additional pages where necessary.

Community Property Real Property: Please provide a copy of the deed.

Address: _____

Street

City

State

Brief Description of the Property:

Present Market Value _____ Amount Still Owed _____

Net Value _____

What do you desire to do with the above listed real property?

Community Property Vehicles:

	<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>VIN#</u>	<u>Party to Receive</u>
1.	_____	_____	_____	_____	Husb _____ Wife _____
2.	_____	_____	_____	_____	Husb _____ Wife _____
3.	_____	_____	_____	_____	Husb _____ Wife _____

Value of the above-mentioned Community Property Vehicles:

<u>Vehicle</u>	<u>Present Market Value</u>	<u>Minus</u>	<u>Amount Still Owed</u>	=	<u>Net Value</u>
1.	_____	_____	_____		_____
2.	_____	_____	_____		_____
3.	_____	_____	_____		_____

Community Checking and Savings Accounts:

<u>Bank</u>	<u>Type of Account and Account #</u>	<u>Balance</u>	<u>Party to Receive</u>
1.	_____	_____	H _____ W _____
2.	_____	_____	H _____ W _____

Initials only of each Spouse: _____

Community Stocks, Bonds, and Other Investments:

<u>Description</u>	<u>Value</u>	<u>Party to Receive</u>	
1. _____		H	W
2. _____		H	W
3. _____		H	W

Miscellaneous Community Property:

<u>Description of Specific Items</u>	<u>Present Market Value</u>		<u>Amount Still Owed</u>	=	<u>Net Value</u>	<u>Party to Receive</u>	
	<u>Value</u>	<u>Minus</u>				H	W
1. _____						H	W
2. _____						H	W
3. _____						H	W
4. _____						H	W

Life Insurance

<u>Name of Company</u>	<u>Policy Number</u>	<u>Cash Value</u>	<u>Beneficiary</u>
1. _____			
2. _____			
3. _____			

Retirement Interests:

Is either party presently enrolled or participating in or entitled to benefits from a pension or retirement program by reason of employment other than the military? Yes ___ No ___.

If yes, who is enrolled or entitled? Husband ___ Wife ___.

Date employment began _____; date of retirement _____.

Name of Plan _____

Name of additional Plan _____

Is wife or husband presently entitled to a military pension?

Husband (Yes) ___ Wife (Yes) _____.

Date (each) started active duty: Husband _____ Wife _____.

Retirement date: : Husband _____ Wife _____.

May wife or husband become entitled to a military pension in the future?

Husband (Yes) ___ Wife (Yes) _____.

Date (each) started active duty: Husband _____ Wife _____.

What does wife desire to do with her community property interest in husband's retirement? Wants interest ___ Waives interest _____. Reserves jurisdiction for later decision _____. Survivor Benefit Plan (SBP) to wife? _____.

What does husband desire to do with his community property interest in wife's retirement? Wants interest ___ Waives interest _____. Reserves jurisdiction for later decision _____. Survivor Benefit Plan (SBP) to husband? _____.

Initials only of each Spouse: _____

Assets of Children: Indicate description of item(s), owner, value and person in possession or control.

1. _____
2. _____

VII. OBLIGATIONS/DEBTS

A. HUSBANDS SEPARATE OBLIGATIONS/DEBTS

<u>Creditor's Name</u>	<u>Account #</u>	<u>Monthly Payment</u>	<u>Approximate Balance</u>
House:	_____	_____	_____
Car:	_____	_____	_____
Furniture:	_____	_____	_____
Credit Cards:	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Loans:	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Medical & Dental:	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Other:	_____	_____	_____
_____	_____	_____	_____

B. WIFE'S SEPARATE OBLIGATIONS/DEBTS

<u>Creditor's Name</u>	<u>Account #</u>	<u>Monthly Payment</u>	<u>Approximate Balance</u>
House:	_____	_____	_____
Car:	_____	_____	_____

Initials only of each Spouse: _____

Furniture: _____

Credit Cards: _____

Loans: _____

Medical & Dental: _____

Other: _____

C. COMMUNITY OBLIGATIONS/DEBTS

<u>Creditor's Name</u>	<u>Account #</u>	<u>Monthly Payment</u>	<u>Approximate Balance</u>
House: _____			
Car: _____			
Furniture: _____			
Credit Cards: _____			

Loans: _____			

Initials only of each Spouse: _____

Medical & Dental: _____

Other: _____

D. EQUALIZING PAYMENT. Will there be any payment from one spouse to the other to equalize the division of community property and obligations? Yes ___ No ___. If so, who will pay?

Husband _____ Wife _____ What amount? \$ _____

Initials only of each Spouse: _____