

_____ (Your Full Name) PLAINTIFF v. _____ (Your Spouse's Full Name) DEFENDANT	This document is prepared by: <input type="checkbox"/> Attorney for <input type="checkbox"/> Plaintiff _____ Name _____ Address _____ City, State, Zip Code _____ Telephone Numbers
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I, the Plaintiff, in support of this Complaint for Divorce, allege:

1. Jurisdiction

- a. I and/or my spouse, the Defendant, have lived or been physically present in the State of Hawai'i for a continuous period of at least six (6) months and I have lived and/or been physically present on the island of O'ahu for a continuous period of at least three (3) months immediately preceding this application.
- b. My resident state does not recognize same sex marriage.

2. Marriage: The parties (Plaintiff and Defendant) are lawfully married to each other.

3. Child(ren):

- a. The parties have no child(ren) together.
- b. The parties have _____ (how many) child(ren) under age 18 together.
- c. The parties have _____ (how many) child(ren) age 18 or older together, who are dependent on them for support.
- d. The parties have _____ (how many) child(ren) age 18 or older together, who are not dependent on them for support.
- e. Plaintiff has _____ (how many) child(ren) born during the marriage for whom Defendant is not the biological parent.
- f. Defendant has _____ (how many) child(ren) born during the marriage for whom Plaintiff is not the biological parent.
- g. Plaintiff is pregnant and Defendant is not the biological parent.
- h. Defendant is pregnant and Plaintiff is not the biological parent.



In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the First Circuit Family Court office by telephone at 954-8200, fax 954-8308, or via email at adarequest@courts.hawaii.gov at least ten (10) working days prior to your hearing or appointment date.

COURT USE ONLY

Please call the Family Court Service Center at 954-8290 if you have any questions about forms or procedures.

4. Custody and Visitation:

- a. Legal custody of the minor child(ren) should be awarded to:
 Me, Plaintiff. My spouse, Defendant. Both parties jointly.
- b. Physical custody of the minor child(ren) should be awarded to:
 Me, Plaintiff. My spouse, Defendant. Both parties jointly.
- c. The parent not awarded physical custody should have:
 Reasonable visitation Supervised visitation _____
- d. Child Support should be awarded in accordance to the Child Support Guidelines.

5. Division of Assets: All assets the Defendant and I own should be divided in a just and equitable way.

6. Division of Debts: All debts the Defendant and I owe should be divided in a just and equitable way.

7. Spousal Support (Alimony):

- a. I am entitled to an order that the Defendant pay spousal support (alimony) to me.
- b. The Defendant is is not entitled to an order that I pay spousal support (alimony) to him/her.

8. Grounds: Pursuant to HRS sections 572B-9 and 11 and 580-41, I allege that the following grounds for divorce are as follows (check one only)

- a. The marriage is irretrievably broken.
- b. The parties have lived separate and apart under a decree of separation from bed and board, entered by a court of competent jurisdiction, the term of separation has expired, and no reconciliation has been effected.
- c. The parties have lived separate and apart for a period of two years or more under a decree of separate maintenance entered by a court of competent jurisdiction and no reconciliation has been effected.
- d. The parties have lived separate and apart for a continuous period of two years or more immediately proceeding the application, there is no reasonable likelihood that cohabitation will be resumed, and in the particular circumstances of the case, it would not be harsh and oppressive to the Defendant or contrary to public interest to grant a divorce on this ground on the complaint of the Plaintiff.

It is requested of the Court that a decree be entered granting a divorce from the bonds of matrimony and granting the relief requested above, all as alleged and as may be appropriate and in accordance with the evidence and the law, and other relief as the Court deems proper in this case.

I declare, under penalty of perjury, that the statements made herein are true and correct to the best of my knowledge, information, and belief.

DATE	PLAINTIFF'S SIGNATURE
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