

Name, Address & Phone Number  
(If Attorney filing, type Name, Address & Phone Number)

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Plaintiff, Pro Se  Defendant, Pro Se  
 Attorney for  Plaintiff  Defendant

**IN THE FAMILY COURT OF THE SECOND CIRCUIT  
STATE OF HAWAI'I**

\_\_\_\_\_  
Plaintiff,  
vs.  
\_\_\_\_\_  
Defendant.

) FC-\_\_\_\_ NO. \_\_\_\_\_  
)  
) **COMPLAINT FOR DIVORCE**  
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**COMPLAINT FOR DIVORCE**

**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 in the County of Maui (Maui, Molokai, Lana'i) for a continuous period of at least three (3) months immediately preceding this application.

b.  My resident state does not recognize same sex marriage.



In accordance with the Americans with Disabilities Act and other applicable state and federal laws, if you require a reasonable accommodation for a disability, please contact the ADA Coordinator at the Family Court Administration Office at PHONE NO. 244-2700, FAX 244-2704 or email [adarequest@courts.hawaii.gov](mailto:adarequest@courts.hawaii.gov) at least ten (10) working days prior to your hearing or appointment date. For all Civil related matters, please call 244-2706 or visit the Service Center at 2145 Main Street, Room 141, Wailuku, HI 96793

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) under 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 the Defendant is not the biological parent.
- f.  Defendant has \_\_\_\_\_ (how many) child(ren) born during the marriage for whom the 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.

4. **Custody and Visitation:**

- a. Legal custody of the minor child(ren) should be awarded to:  
 Plaintiff  Defendant  Both parties jointly
- b. Physical custody of the minor child(ren) should be awarded to:  
 Plaintiff  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 with 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 own 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:**

- 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 separation has expired, and no reconciliation has been effected.
- c.  The parties have lived separate and apart for a period of two (2) 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 (2) years or more immediately preceding 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 the public interest to grant a divorce on this ground on the complaint of 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.**

**Dated:** \_\_\_\_\_, Maui, Hawai`i, \_\_\_\_\_

\_\_\_\_\_  
**Plaintiff's Signature**