

PRINT in INK

Enter the name of the county in which you are filing this case.

Enter your name (you are the **petitioner**).

Enter your address.

STATE OF WISCONSIN, CIRCUIT COURT,
 _____ **COUNTY**

In RE: The marriage of

Petitioner:

First name Middle name Last name

Address

Address

City State Zip

and

Respondent:

First name Middle name Last name

Address

Address

City State Zip

On the far right, check divorce or legal separation.

Enter your spouse's name (your spouse is the **respondent**).

Enter your spouse's address.

Note: Leave case number blank; the clerk will add this.

Petition
 Without Minor Children

- Divorce-40101**
 Legal Separation-40201

Case No. _____

I am the petitioner in this action.

A. I am providing the following information about myself:

- Date of birth _____.
- Immediately before filing this petition, I will have lived in this county for 30 days or more.
 Yes **No**
- Immediately before filing this petition, I will have lived in the state of Wisconsin for 6 months or more.
 Yes **No**
- I am currently on active duty as a member of the Armed Forces of the United States of America or its allies.
 Yes **No**

B. I am providing the following information about the respondent, my spouse:

- Date of birth _____.
- Immediately before filing this petition, the respondent will have lived in this county for 30 days or more.
 Yes **No**
- Immediately before filing this petition, the respondent will have lived in the state of Wisconsin for 6 months or more.
 Yes **No**
- The respondent is currently on active duty as a member of the Armed Forces of the United States of America or its allies.
 Yes **No**

C. I am providing the following marriage information:

- My spouse and I were married on (Date) _____.
- We were married in (City) _____ (State) _____.
- I am filing for:

Enter your date of birth [month, day, year].

For 2, 3 and 4, check yes or no.
Military personnel: Please see Basic Guide to Divorce/Legal Separation.

Enter your spouse's date of birth [month, day, year].

For 2, 3 and 4, check yes or no.
Military personnel: Please see Basic Guide to Divorce/Legal Separation.

Enter the date [month, day, year], city, and state in which you were married.

Check a or b. If b, explain why you are filing for legal separation and not a divorce.

- a. **Divorce:** This marriage is irretrievably broken.
- b. **Legal Separation:** This marriage is broken and the reason I am requesting a legal separation and not a divorce is _____

Check a or b. If b, enter the county and state in which it was filed, the case number assigned to it, and check yes or no to indicate if the case has been dismissed.

4. **Previous Actions**

This is the first time that either my spouse or I have filed for divorce or legal separation **from each other** in Wisconsin or in any other state:

- a. **Yes**
- b. **No:** County _____
State _____
Case No. _____
Has this case been dismissed? **Yes** **No**

Check yes or no. If no, respond to 5a-5d with information about your most recent previous marriage.

5. This is my first marriage. **Yes** **No**

- a. I was previously married to _____
- b. The marriage was terminated by: **divorce.** **death.**
- c. Date of the divorce or death _____
- d. The divorce was granted in:
Name of court _____
City _____ State _____
- e. I was also previously married to _____
- f. The marriage was terminated by: **divorce.** **death.**
- g. Date of the divorce or death _____
- h. The divorce was granted in:
Name of court _____
City _____ State _____

If you had more than 2 previous marriages, repeat 5e-5h on an additional sheet.

Check yes or no. If no, respond to 6a-6d with information about your spouse's most recent previous marriage, if known.

6. This is my spouse's first marriage. **Yes** **No**

- a. My spouse was previously married to _____
- b. The marriage was terminated by: **divorce.** **death.**
- c. Date of the divorce or death _____
- d. The divorce was granted in:
Name of court _____
City _____ State _____
- e. My spouse was also previously married to _____
- f. The marriage was terminated by: **divorce.** **death.**
- g. Date of the divorce or death _____
- h. The divorce was granted in:
Name of court _____
City _____ State _____

If your spouse had more than 2 previous marriages, repeat 6e-6h on an additional sheet.

If your spouse had an additional previous marriage, respond to 6e-6h.

D. I am providing the following information regarding children:

- 1. a. No children were born to or adopted together by me and my spouse before or during our marriage.
- b. All children, who are currently age 18 or older, born to the wife or adopted together by me and my spouse during the marriage include:

Check a or b. If b, write the names and dates of birth of all **adult** children born to the wife or adopted by you and your spouse during the marriage.

Name of Child	Date of Birth

Check a or b. For a, in answering this question, it does not make any difference if the husband is the father of the current pregnancy.

Check yes or no. If yes, attach a copy of the written agreement to this petition.

2. To the best of my knowledge, the wife in this marriage:
 - a. **is** currently pregnant. (An attorney [guardian ad litem] for the unborn child will be required if the husband is not the father.)
 - b. **is not** currently pregnant.
3. My spouse and I have made written agreements or received orders from the court about some or all of the matters in this action such as maintenance (spousal support) or property division.
 - a. **Yes, and I have attached a copy of the written agreement to this petition.**
 - b. **No**

I ASK THAT THE COURT:

If you are requesting maintenance (spousal support) at this time, check yes. If not, check no.

1. Grant a judgment as requested.
2. Enter an order granting maintenance. **Yes** **No**
3. Enter other orders as it deems just and equitable.

ACTS PROHIBITED BY STATUTE


In accordance with §767.117, Wis. Stats., neither the petitioner nor the respondent to this divorce or legal separation action can participate in any of the following activities while this action is pending:

1. Harassing, intimidating, physically abusing or imposing any restraint on the personal liberty of the other party or a minor child of either of the parties.
2. Encumbering, concealing, damaging, destroying, transferring, or in any other way disposing of property owned by either or both of the parties, without the consent of the other party or an order of the court or the Circuit Court Commissioner, except in the usual course of business, in order to secure necessities or in order to pay reasonable costs and expenses of the action, including attorney fees.

A VIOLATION OF THE ABOVE PROHIBITIONS MAY RESULT IN PUNISHMENT FOR CONTEMPT, WHICH MAY INCLUDE MONETARY PENALTIES, IMPRISONMENT, AND OTHER SANCTIONS AS PROVIDED FOR IN SEC. 785.04, WIS. STATS.

These PROHIBITIONS apply until the action is dismissed, a final judgment in the action is entered, or the court orders otherwise.

Sign and print your name.
Enter the date on which you signed your name.
Note: This document does not need to be notarized.

 _____
 Signature

 Print or Type Name

 Date