

Enter the name of the county in which you are filing this case.	<b>STATE OF WISCONSIN, CIRCUIT COURT,</b> _____ <b>COUNTY</b>
Enter your name (you are the <b>petitioner</b> ).	<b>IN RE: THE MARRIAGE OF</b> <b>Petitioner</b>
Enter your address.	Name (First, Middle and Last) _____ Address _____ Address _____
On the far right, check divorce or legal separation.	City _____ State _____ Zip _____ and
Enter the respondent's name (the other party is the <b>respondent</b> ).	<b>Respondent</b>
Enter the respondent's address.	Name (First, Middle and Last) _____ Address _____ Address _____
<b>Note:</b> Leave case number blank; the clerk will add this.	City _____ State _____ Zip _____

**Petition**  
Without Minor Children

**Divorce-40101**  
 **Legal Separation-40201**

Case No. \_\_\_\_\_

**I am the petitioner in this action.**

Enter your date of birth [month, day, year].
For 2, 3, 4, and 5, check yes or no. <b>Military personnel:</b> Please see Basic Guide to Divorce/Legal Separation.
For 5, check yes or no.
Enter the respondent's date of birth [month, day, year].
For 2, 3, 4, and 5, check yes or no. <b>Military personnel:</b> Please see Basic Guide to Divorce/Legal Separation.

- A. I am providing the following information about myself:**
1. Date of birth \_\_\_\_\_.
  2. Immediately before filing this petition, I will have lived in this county for 30 days or more.  
 **Yes**       **No**
  3. Immediately before filing this petition, I will have lived in the state of Wisconsin for 6 months or more.  
 **Yes**       **No**
  4. I am currently on active duty as a member of the Armed Forces of the United States of America or its allies.  
 **Yes**       **No**
  5. I am currently pregnant.  
 **Yes**       **No**
- B. I am providing the following information about the respondent:**
1. Date of birth \_\_\_\_\_.
  2. Immediately before filing this petition, the respondent will have lived in this county for 30 days or more.  
 **Yes**       **No**
  3. Immediately before filing this petition, the respondent will have lived in the state of Wisconsin for 6 months or more.  
 **Yes**       **No**
  4. 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**
  5. The respondent is currently pregnant.  
 **Yes**       **No**

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.

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.

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

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

If the respondent's had an additional previous marriage, respond to 6e-6h.

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

**C. I am providing the following marriage information:**

- 1. The respondent and I were married on [Date] \_\_\_\_\_.
- 2. We were married in [City] \_\_\_\_\_ [State] \_\_\_\_\_.
- 3. I am filing for
  - 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 \_\_\_\_\_

**4. Previous Actions**

This is the first time that either party 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

**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.*

**6. This is the respondent's first marriage.**  Yes  No

- a. The respondent 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. The respondent 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 the respondent had more than 2 previous marriages, repeat 6e-6h on an additional sheet.*

**D. I am providing the following information regarding children:**

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

Name of Child	Date of Birth

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

- 2. The respondent 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**


Neither party 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, 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 § 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