

Supreme Court of Florida

No. SC11-945

IN RE: AMENDMENTS TO THE FLORIDA SUPREME COURT APPROVED FAMILY LAW FORMS.

[July 3, 2013]

PER CURIAM.

Previously in this case, the Court adopted revisions to twenty-six Florida Supreme Court Approved Family Law Forms in response to legislation amending chapter 61, Florida Statutes. In re Amendments to the Florida Supreme Court Approved Family Law Forms, 96 So. 3d 217 (Fla. 2012) (amending forms in response to legislative amendments made by chapter 2011-92, §§ 79-80, Laws of Fla. and chapter 2010-199, Laws of Fla.).¹ The legislation affected alimony, child support, retroactive child support, child support guidelines, and income deduction

1. We have jurisdiction. See art. V, § 2(a), Fla. Const.

orders. Other minor revisions were also made. Interested parties were given an opportunity to file comments. Id. at 218.

One comment was filed by the Florida Department of Revenue (DOR). Upon consideration of DOR's comment, and with input from the Advisory Workgroup on the Florida Supreme Court Family Law Forms, we adopt additional amendments to the forms, as reflected in the appendix to this opinion. The amended forms are fully engrossed and ready for use. The forms may also be accessed and downloaded from the Florida State Courts' website at www.flcourts.org/gen_public/family/forms_rules/index.shtml. By adoption of the amended forms, we express no opinion as to their correctness or applicability. The forms shall become effective immediately upon release of this opinion.

It is so ordered.

POLSTON, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, LABARGA, and PERRY, JJ., concur.

THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS.

Original Proceedings – Family Law Rules Committee

APPENDIX

INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.901(b)(1), PETITION FOR DISSOLUTION OF MARRIAGE WITH DEPENDENT OR MINOR CHILD (REN) (07/13)

When should this form be used?

This form should be used when a husband or wife is filing for a **dissolution of marriage** and you and your spouse have a dependent or minor child(ren) together or the wife is pregnant. You and/or your **spouse** must have lived in Florida for at least 6 months before filing for a dissolution in Florida. You must **file** this form if the following is true:

- You and your spouse have a dependent or minor child(ren) together or the wife is pregnant.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a **notary public** or **deputy clerk**. You should file the original with the **clerk of the circuit court** in the county where you live and keep a copy for your records. Because you are filing the **petition** in this proceeding, you may also be referred to as the **petitioner** and your spouse as the **respondent**.

What should I do next?

For your case to proceed, you must properly notify your spouse of the **petition**. If you know where he or she lives, you should use **personal service**. If you absolutely do not know where he or she lives, you may use **constructive service**. You may also be able to use constructive service if your spouse resides in another state or country. However, if constructive service is used, other than granting a divorce, the court may only grant limited relief, which cannot include either spousal support (alimony) or child support. For more information on constructive service, see **Notice of Action for Family Cases with Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.913(a)(2), and **Affidavit of Diligent Search and Inquiry**, Florida Family Law Rules of Procedure Form 12.913(b). If your spouse is in the military service of the United States, additional steps for service may be required. See, for example, **Memorandum for Certificate of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(a) and **Affidavit of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(b). In sum, the law regarding constructive service and service on an individual in the military service is very complex and you may wish to consult an attorney regarding these issues.

If personal service is used, your spouse has 20 days to answer after being served with your petition. Your case will then generally proceed in one of the following three ways:

DEFAULT. If after 20 days, your spouse has not filed an **answer**, you may file a **Motion for Default**, Florida Supreme Court Approved Family Law Form 12.922(a), with the clerk of court. Then, if you have filed all of the required papers, you may call the clerk, **family law intake staff**, or **judicial assistant** to set

a **final hearing**. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

UNCONTESTED. If your spouse files an answer that agrees with everything in your petition or an answer and waiver, **and** you have complied with **mandatory disclosure** and filed all of the required papers, you may call the clerk, family law intake staff, or judicial assistant to set a final hearing. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

CONTESTED... If your spouse files an answer or an answer and **counterpetition**, which disagrees with or denies anything in your petition, **and** you are unable to settle the disputed issues, you should file a **Notice for Trial**, Florida Supreme Court Approved Family Law Form 12.924, after you have complied with mandatory disclosure and filed all of the required papers. Some circuits may require the completion of **mediation** before a final hearing may be set. You should contact the clerk, family law intake staff, or judicial assistant for instructions on how to set your case for trial (final hearing). If your spouse files an answer and counterpetition, you should answer the counterpetition within 20 days using an **Answer to Counterpetition**, Florida Supreme Court Approved Family Law Form 12.903(d).

Where can I look for more information?

Before proceeding, you should read “General Information for Self-Represented Litigants” found at the beginning of these forms. The words that are in **bold underline** in these instructions are defined there. For further information, see chapter 61, Florida Statutes.

Special notes...

If you do not have the money to pay the filing fee, you may obtain an Application for Determination of Civil Indigent Status from the clerk, fill it out, and the clerk will determine whether you are eligible to have filing fees deferred.

If you want to keep your address confidential because you are the victim of sexual battery, aggravated child abuse, aggravated stalking, harassment, aggravated battery, or domestic violence, do not enter the address, telephone, and fax information at the bottom of this form. Instead, file a **Request for Confidential Filing of Address**, Florida Supreme Court Approved Family Law Form 12.980(h).

With this form, you must also file the following:

- **Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Affidavit**, Florida Supreme Court Approved Family Law Form 12.902(d).
- **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e), if you are asking that child support be ordered in the final judgment. (If you do not know your spouse’s income, you may file this worksheet after his or her financial affidavit has been served on you.)
- **Affidavit of Corroborating Witness**, Florida Supreme Court Approved Family Law Form 12.902(i) OR photocopy of current Florida driver’s license, Florida identification card, or voter’s

Instructions for Florida Supreme Court Approved Family Law Form 12.901(b)(1), Petition for Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

registration card (issue date of copied document must be at least six months before date case is actually filed with the clerk of the circuit court).

- **Marital Settlement Agreement for Dissolution of Marriage with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.902(f)(1), if you and your spouse have reached an agreement on any or all of the issues.
- **Notice of Social Security Number**, Florida Supreme Court Approved Family Law Form 12.902(j).
- **Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c). (This must be filed with the petition if the petitioner seeks to establish child support. Otherwise, it must be filed within 45 days of service of the petition on the respondent.)
- **Certificate of Compliance with Mandatory Disclosure**, Florida Family Law Rules of Procedure Form 12.932. (This must be filed within 45 days of service of the petition on the respondent, if not filed at the time of the petition, unless you and your spouse have agreed not to exchange these documents.)
- **Parenting Plan**, Florida Supreme Court Approved Family Law Form 12.995(a), (b), or (c). If the parents have reached an agreement, a signed and notarized Parenting Plan should be attached. If the parents have not reached an agreement, a proposed Parenting Plan may be filed.

Parenting Plan and Time-Sharing... If you and your spouse are unable to agree on parenting arrangements and a time-sharing schedule, a judge will decide for you as part of establishing a Parenting Plan. The judge will decide the parenting arrangements and time-sharing based on the child(ren)'s best interests. Regardless of whether there is an agreement, the court reserves jurisdiction to modify issues relating to the minor child(ren).

The judge may request a **parenting plan recommendation** or appoint a **guardian ad litem** in your case. This means that a neutral person will review your situation and report to the judge concerning parenting issues. The purpose of such intervention is to be sure that the best interests of the child(ren) is (are) being served. For more information, you may consult section 61.13, Florida Statutes.

A **parenting course** must be completed prior to entry of the final judgment. You should contact the clerk, family law intake staff, or judicial assistant about requirements for parenting courses where you live.

Listed below are some terms with which you should become familiar before completing your petition. **If you do not fully understand any of the terms below or their implications, you should speak with an attorney before going any further.**

- **Shared Parental Responsibility**
- **Sole Parental Responsibility**
- **Supervised Time-Sharing**
- **No contact**
- **Parenting Plan**
- **Parenting Plan Recommendation**
- **Time-Sharing Schedule**

Child Support... The court may order one parent to pay **child support** to assist the other parent in meeting the child(ren)'s material needs. **Both parents are required to provide financial support**, but Instructions for Florida Supreme Court Approved Family Law Form 12.901(b)(1), Petition for Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

one parent may be ordered to pay a portion of his or her support for the child(ren) to the other parent. Florida has adopted guidelines for determining the amount of child support to be paid. These guidelines are based on the combined income of **both** parents and take into account the financial contributions of both parents. You must file a **Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c), and your spouse will be required to do the same. From your financial affidavits, you should be able to calculate the amount of child support that should be paid using the **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e). Because the child support guidelines take several factors into consideration, change over time, and vary from state to state, your child support obligation may be more or less than that of other people in seemingly similar situations.

Alimony... Alimony may be awarded to a spouse if the judge finds that he or she has an actual need for it and also finds that the other spouse has the ability to pay. **If you want alimony, you must request it in writing in the original petition or counterpetition. If you do not request alimony in writing before the final hearing, it is waived (you may not request it later).** You may request permanent alimony, bridge-the-gap alimony, durational alimony, lump sum alimony, or rehabilitative alimony.

Marital/Nonmarital Assets and Liabilities... Florida law requires an **equitable distribution** of marital assets and marital liabilities. “Equitable” does not necessarily mean “equal.” Many factors, including child support, time-sharing, and alimony awards, may lead the court to make an unequal (but still equitable) distribution of assets and liabilities. Nonmarital assets and nonmarital liabilities are those assets and liabilities which the parties agree or the court determines belong to, or are the responsibility of, only one of the parties. If the parties agree or the court finds an asset or liability to be nonmarital, the judge will not consider it when distributing marital assets and liabilities.

Temporary Relief... If you need temporary relief regarding temporary use of assets, temporary responsibility for liabilities, parental responsibility and time-sharing with child(ren), temporary child support, or temporary alimony, you may file a **Motion for Temporary Support and Time-Sharing with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.947(a). For more information, see the instructions for that form.

Marital Settlement Agreement... If you and your spouse are able to reach an agreement on any or all of the issues, you should file a **Marital Settlement Agreement for Dissolution of Marriage with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.902(f)(1). Both of you must sign this agreement before a notary public or deputy clerk. Any issues on which you are unable to agree will be considered contested and settled by the judge at the final hearing.

Parenting Plan... In all cases involving minor or dependent child(ren), a Parenting Plan shall be approved or established by the court. If you and your spouse have reached an agreement, you should file one of the following: **Parenting Plan**, Florida Supreme Court Approved Family Law Form 12.995(a), **Safety-Focused Parenting Plan**, Florida Supreme Court Approved Family Law Form 12.995(b), or **Relocation/Long-Distance Parenting Plan**, Florida Supreme Court Approved Family Law Form 12.995(c), which addresses the time-sharing schedule for the child(ren). If you have not reached an agreement, a proposed Parenting Plan may be filed. If the parties are unable to agree, a **Parenting Plan will be established by the court.**

Final Judgment Form... These family law forms contain a **Final Judgment of Dissolution of Marriage with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.990(c)(1), which the judge may use if your case is contested. If you and your spouse reach an agreement on all of the issues, the judge may use a **Final Judgment of Dissolution of Marriage with Dependent or Minor Child(ren) (Uncontested)**, Florida Supreme Court Approved Family Law Form 12.990(b)(1). You should check with the clerk, family law intake staff, or judicial assistant to see if you need to bring a final judgment with you to the hearing. If so, you should type or print the heading, including the circuit, county, case number, division, and the parties' names, and leave the rest blank for the judge to complete at your hearing or trial.

Nonlawyer... Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

In re: The Marriage of:

Husband,

and

Wife.

**PETITION FOR DISSOLUTION OF MARRIAGE WITH
DEPENDENT OR MINOR CHILD(REN)**

I, {full legal name} _____, the
[Choose only one]

() Husband () Wife, being sworn, certify that the following statements are true:

1. JURISDICTION/RESIDENCE

() Husband () Wife () Both has (have) lived in Florida for at least 6 months before the filing of this
Petition for Dissolution of Marriage.

2. The husband [Choose only one] () is () is not a member of the military service.
The wife [Choose only one] () is () is not a member of the military service.

3. MARRIAGE HISTORY

Date of marriage: {month, day, year} _____
Date of separation: {month, day, year} _____ (___ Please indicate if approximate)

4. DEPENDENT OR MINOR CHILD(REN)

[Choose all that apply]

- a. ___ The wife is pregnant. Baby is due on: {date} _____
- b. ___ The minor (under 18) child(ren) common to both parties are:

Name	Birth date
_____	_____
_____	_____
_____	_____

c. ___ The minor child(ren) born or conceived during the marriage who are **not** common to both parties are:

Name

Birth date

The birth father(s) of the above minor child(ren) is (are) *{name and address}* _____

d. ___ The child(ren) common to both parties who are 18 or older but who are dependent upon the parties due to a mental or physical disability are:

Name

Birth date

5. A completed Family Law Financial Affidavit, Florida Family Law Rules of Procedure Form 12.902(b) or (c) [choose only **one**] () is filed with this petition or () will be timely filed.

6. A completed Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Affidavit, Florida Supreme Court Approved Family Law Form 12.902(d), is filed with this petition. (You **must** complete and attach this form in a dissolution of marriage with minor child(ren)).

7. A completed Notice of Social Security Number, Florida Supreme Court Approved Family Law Form 12.902(j), is filed with this petition.

8. This petition for dissolution of marriage should be granted because:

[Choose **only one**]

a. ___ The marriage is irretrievably broken.

b. ___ One of the parties has been adjudged mentally incapacitated for a period of 3 years prior to the filing of this petition. A copy of the Judgment of Incapacity is attached.

SECTION I. MARITAL ASSETS AND LIABILITIES

[Choose **only one**]

1. ___ There are no marital assets or liabilities.

2. ___ There are marital assets or liabilities. All marital and nonmarital assets and liabilities are (or will be) listed in the financial affidavits, Florida Family Law Rules of Procedure Form 12.902(b) or (c), filed in this case.

[Choose **all that apply**]

a. ___ All marital assets and liabilities have been divided by a written agreement between the parties, which is attached, to be incorporated into the final judgment of dissolution of marriage. (The parties may use Marital Settlement Agreement for Dissolution

of Marriage with Dependent or Minor Child(ren), Florida Supreme Court Approved Family Law Form 12.902(f)(1).

- b. _____ The Court should determine how the assets and liabilities of this marriage are to be distributed, under section 61.075, Florida Statutes.
- c. _____ Husband _____ Wife should be awarded an interest in the other spouse's property because:

SECTION II. SPOUSAL SUPPORT (ALIMONY)

- 1. _____ Husband _____ Wife forever gives up his/her right to spousal support (alimony) from the other spouse .

OR

- 2. _____ Husband _____ Wife requests that the Court order the other spouse to pay the following spousal support (alimony) and claims that he or she has an actual need for the support that he or she is requesting **and that the other spouse has the ability to pay that support.** Spousal support (alimony) is requested in the amount of \$_____ every () week () other week () month, beginning {date} _____ and continuing until {date or event} _____.

Explain why the Court should order _____ Husband _____ Wife to pay, and any specific request(s) for type of alimony (temporary, permanent, bridge-the-gap, durational, rehabilitative, and/or lump sum):

- 3. _____ Other provisions relating to alimony, including any tax treatment and consequences:

- 4. _____ Husband _____ Wife requests life insurance on the other spouse's life, provided by that spouse, to secure such support.

SECTION III. PARENTING PLAN ESTABLISHING PARENTAL RESPONSIBILITY AND TIME-SHARING

- 1. _____ The minor child(ren) currently reside(s) with () Mother () Father () Other: {explain}

- 2. **Parental Responsibility.** It is in the child(ren)'s best interests that parental responsibility be:

Florida Supreme Court Approved Family Law Form 12.901(b)(1), Petition for Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

[Choose only one]

- a. shared by both Father and Mother.
- b. awarded solely to () Father () Mother. Shared parental responsibility would be detrimental to the child(ren) because: _____

_____.

3. **Parenting Plan and Time-Sharing.** It is in the best interests of the child(ren) that the family be ordered to comply with a Parenting Plan that () includes () does not include parental time-sharing with the child(ren). The Petitioner states that it is in the best interests of the child (ren) that:

[Choose only one]

- a. The attached proposed Parenting Plan should be adopted by the court. The parties [choose only **one**] () have () have **not** agreed to the Parenting Plan.

- b. The court should establish a Parenting Plan with the following provisions:

- No time-sharing for the Father Mother.
- Limited time-sharing with the Father Mother.
- Supervised Time-Sharing for the Father Mother.
- Supervised or third-party exchange of the child(ren).
- Time-Sharing Schedule as follows:

_____.

4. Explain why this request is in the best interests of the child(ren):

_____.

SECTION IV. CHILD SUPPORT

[Choose all that apply]

1. Husband Wife requests that the Court award child support as determined by Florida's child support guidelines, section 61.30, Florida Statutes. A completed Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), () is, or () will be filed. Such support should be ordered retroactive to:

- a. the date of separation *{date}* _____.
- b. the date of the filing of this petition.
- c. other *{date}* _____ *{explain}* _____.

2. Husband Wife requests that the Court award child support to be paid beyond the age of 18 years because:

- a. the following child(ren) *{name(s)}* _____

is (are) dependent because of a mental or physical incapacity which began before the age of 18.

{explain} _____

b. ___ the following child(ren) {name(s)} _____ is (are) dependent in fact, is (are) in high school, and are between the ages of 18 and 19; said child(ren) is (are) performing in good faith with reasonable expectation of graduation before the age of 19.

3. ___ Husband ___ Wife requests that the Court award a child support amount that is more than or less than Florida's child support guidelines and understands that a Motion to Deviate from Child Support Guidelines, Florida Supreme Court Approved Family Law Form 12.943, **must** be filed before the Court will consider this request.

4. ___ Husband ___ Wife requests that medical/dental insurance for the minor child(ren) be provided by:

[Choose only one]

a. ___ Husband.

b. ___ Wife.

5. ___ Husband ___ Wife requests that uninsured medical/dental expenses for the child(ren) be paid:

[Choose only one]

a. ___ by Husband.

b. ___ by Wife .

c. ___ by Husband and Wife equally [each pay one-half].

d. ___ according to the percentages in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e).

e. ___ Other {explain}: _____

6. ___ Husband ___ Wife requests that life insurance to secure child support be provided by the other spouse.

SECTION V. OTHER

1. ___ Wife requests to be known by her former name, which was {full legal name}:

_____.

2. Other relief {specify}:

_____.

SECTION VI. REQUEST (This section summarizes what you are asking the Court to include in the final judgment of dissolution of marriage.)

[Choose only one] ___ Husband ___ Wife requests that the Court enter an order dissolving the marriage **and**:

Florida Supreme Court Approved Family Law Form 12.901(b)(1), Petition for Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

[Choose **all** that apply]

1. ___ distributing marital assets and liabilities as requested in Section I of this petition;
2. ___ awarding spousal support (alimony) as requested in Section II of this petition;
3. ___ adopting or establishing a Parenting Plan containing provisions for parental responsibility and time-sharing for the dependent or minor child(ren) common to both parties, as requested in Section III of this petition;
4. ___ establishing child support for the dependent or minor child(ren) common to both parties, as requested in Section IV of this petition;
5. ___ restoring Wife's former name as requested in Section V of this petition;
6. ___ awarding other relief as requested in Section V of this petition; and any other terms the Court deems necessary.

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this petition and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Dated _____
Signature of () HUSBAND () WIFE

Printed Name: _____
Address: _____
City, State, Zip: _____
Telephone Number: _____
Fax Number: _____
E-mail Address: _____

STATE OF FLORIDA
COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____.

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or deputy clerk.]

____ Personally known
____ Produced identification
Type of identification produced _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:

[fill in **all** blanks] This form was prepared for the: *{choose only one}* () Husband () Wife

This form was completed with the assistance of:

{name of individual} _____,

{name of business} _____,

{address} _____,

{city} _____ *{state}* _____, *{telephone number}* _____.

**INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW
FORM 12.902(f)(1), MARITAL SETTLEMENT AGREEMENT FOR
DISSOLUTION OF MARRIAGE
WITH DEPENDENT OR MINOR CHILD(REN) (07/13)**

When should this form be used?

This form should be used when a **Petition for Dissolution of Marriage with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.901(b)(1), has been **filed** and **the parties** have reached an agreement on some or all of the issues at hand.

This form should be typed or printed in black ink. **Both** parties must sign the agreement and have their signatures witnessed by a **notary public** or **deputy clerk**. After completing this form, you should **file** the original with the **clerk of the circuit court** in the county where the **petition** was filed and keep a copy for your records. You should then refer to the instructions for your petition, **answer**, or answer and **counterpetition** concerning the procedures for setting a hearing or **trial (final hearing)**.

Where can I look for more information?

Before proceeding, you should read General Information for Self-Represented Litigants found at the beginning of these forms. The words that are in **bold underline** in these instructions are defined there. For further information, see chapter 61, Florida Statutes, and the instructions for the petition and/or answer that were filed in this case.

Special notes...

With this form you must also file a **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e), if not already filed.

This form does not act to transfer title to the property. Such transfer must be done by deed or supplemental final judgment.

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900 (a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

In re: the Marriage of:

_____,
Husband,

and

_____,
Wife.

MARITAL SETTLEMENT AGREEMENT FOR DISSOLUTION OF MARRIAGE WITH DEPENDENT OR MINOR CHILD(REN)

We, {Husband's full legal name} _____, and
{Wife's full legal name}, _____ being sworn, certify that the following
statements are true:

1. We were married to each other on {date} _____.
2. Because of irreconcilable differences in our marriage (no chance of staying together), we have made this agreement to settle once and for all what we owe to each other and what we can expect to receive from each other. Each of us states that nothing has been held back, that we have honestly included everything we could think of in listing our assets (everything we own and that is owed to us) and our debts (everything we owe), and that we believe the other has been open and honest in writing this agreement.
3. We have both filed a Family Law Financial Affidavit, Florida Family Law Rules of Procedure Form 12.902(b) or (c). Because we have voluntarily made full and fair disclosure to each other of all our assets and debts, we waive any further disclosure under rule 12.285, Florida Family Law Rules of Procedure.
4. Each of us agrees to execute and exchange any papers that might be needed to complete this agreement, including deeds, title certificates, etc.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. Division of Assets. We divide our assets (everything we own and that is owed to us) as follows: Any personal item(s) not listed below is the property of the party currently in possession of the item(s).

Florida Supreme Court Approved Family Law Form 12.902(f)(1), Marital Settlement Agreement for Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

1. Wife shall receive as her own and Husband shall have no further rights or responsibilities regarding these assets:

ASSETS: DESCRIPTION OF ITEM(S) WIFE SHALL RECEIVE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any title/deed/account described below is wife's, husband's, or both.)	Current Fair Market Value
Cash (on hand)	\$
Cash (in banks/credit unions)	
Stocks/Bonds	
Notes (money owed to you in writing)	
Money owed to you (not evidenced by a note)	
Real estate: (Home)	
(Other)	
Business interests	
Automobiles	
Boats	
Other vehicles	
Retirement plans (Profit Sharing, Pension, IRA, 401(k)s, etc.)	
Furniture & furnishings in home	
Furniture & furnishings elsewhere	
Collectibles	
Jewelry	

ASSETS: DESCRIPTION OF ITEM(S) WIFE SHALL RECEIVE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any title/deed/account described below is wife's, husband's, or both.)	Current Fair Market Value
Life insurance (cash surrender value)	
Sporting and entertainment (T.V., stereo, etc.) equipment	
Other assets	
Total Assets to Wife	\$ _____

2. Husband shall receive as his own and Wife shall have no further rights or responsibilities regarding these assets:

ASSETS: DESCRIPTION OF ITEM(S) HUSBAND SHALL RECEIVE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any title/deed/account described below is wife's, husband's or both.)	Current Fair Market Value
Cash (on hand)	\$ _____
Cash (in banks/credit unions)	
Stocks/Bonds	
Notes (money owed to you in writing)	
Money owed to you (not evidenced by a note)	
Real estate: (Home)	

ASSETS: DESCRIPTION OF ITEM(S) HUSBAND SHALL RECEIVE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any title/deed/account described below is wife's, husband's or both.)	Current Fair Market Value
(Other)	
Business interests	
Automobiles	
Boats	
Other vehicles	
Retirement plans (Profit Sharing, Pension, IRA, 401(k)s, etc.)	
Furniture & furnishings in home	
Furniture & furnishings elsewhere	
Collectibles	
Jewelry	
Life insurance (cash surrender value)	
Sporting and entertainment (T.V., stereo, etc.) equipment	
Other assets	

ASSETS: DESCRIPTION OF ITEM(S) HUSBAND SHALL RECEIVE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any title/deed/account described below is wife's, husband's or both.)	Current Fair Market Value
Total Assets to Husband	\$ _____

B. Division of Liabilities/Debts. We divide our liabilities (everything we owe) as follows:

1. Wife shall pay as her own the following and will not at any time ask Husband to pay these debts/bills:

LIABILITIES: DESCRIPTION OF DEBT(S) TO BE PAID BY WIFE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any mortgage, note, or account described below is wife's, husband's, or both.)	Monthly Payment	Current Amount Owed
Mortgages on real estate: (Home)	\$	\$
(Other)		
Charge/credit card accounts		
Auto loan		
Auto loan		
Bank/credit union loans		
Money you owe (not evidenced by a note)		
Judgments		
Other		

LIABILITIES: DESCRIPTION OF DEBT(S) TO BE PAID BY WIFE (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any mortgage, note, or account described below is wife's, husband's, or both.)	Monthly Payment	Current Amount Owed
Total Debts to Be Paid by Wife	\$	\$

2. Husband shall pay as his own the following and will not at any time ask Wife to pay these debts/bills:

LIABILITIES: DESCRIPTION OF DEBT(S) TO BE PAID BY HUSBAND (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any mortgage, note or account described below is wife's, husband's, or both.)	Monthly Payment	Current Amount Owed
Mortgages on real estate: (Home)	\$	\$
(Other)		
Charge/credit card accounts		
Auto loan		
Auto loan		
Bank/credit union loans		
Money you owe (not evidenced by a note)		
Judgments		
Other		

LIABILITIES: DESCRIPTION OF DEBT(S) TO BE PAID BY HUSBAND (Please describe each item as clearly as possible. You do not need to list account numbers. Where applicable, include whether the name on any mortgage, note or account described below is wife's, husband's, or both.)	Monthly Payment	Current Amount Owed
Total Debts to Be Paid by Husband	\$	\$

C. Contingent Assets and Liabilities (listed in Section III of our Family Law Financial Affidavits) will be divided as follows:

SECTION II. SPOUSAL SUPPORT (ALIMONY) (If you have not agreed on this matter, write n/a on the lines provided.)

1. _____ Each of us forever gives up any right to spousal support (alimony) that we may have.

OR

2. _____ HUSBAND _____ WIFE (hereinafter "Obligor") agrees to pay spousal support (alimony) in the amount of \$ _____ every () week () other week () month, beginning {date} _____ and continuing until {date or event} _____.

Explain type of alimony (such as, permanent, bridge-the-gap, durational, rehabilitative, and/or lump sum) and any other specifics: _____

3. _____ Other provisions relating to alimony, including any tax treatment and consequences:

4. _____ Husband _____ Wife will provide life insurance in the amount of \$ _____ to secure the above support.

SECTION III. PARENTING PLAN ESTABLISHING PARENTAL RESPONSIBILITY AND TIME-SHARING

1. The parties' minor child(ren) are:

Name

Birth date

2. The parties shall have time-sharing and parental responsibility in accordance with the Parenting Plan attached as Exhibit _____.

SECTION IV. CHILD SUPPORT

1. ____ Wife ____ Husband (hereinafter "Obligor") will pay child support, under Florida's child support guidelines, section 61.30, Florida Statutes, to the other parent. The Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), is completed and attached.

Child support established at the rate of \$_____ per month for the ____ children *{total number of parties' minor or dependent children}* shall be paid commencing _____ *{month, day, year}* and terminating _____ *{month, day, year}*. Child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* which is consistent with the Obligor's current payroll cycle.

Upon the termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____ for the remaining ____ children *{total number of remaining children}* shall be paid commencing _____ *{month, day, year}* and terminating _____ *{month, day, year}*. This child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* consistent with Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form}

The Obligor shall pay child support until all the minor or dependent child(ren): reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is: dependent in fact; between the ages of 18 and 19; and is still in high school, performing in good faith with a reasonable expectation of graduation before the age of 19.

If the child support amount above deviates from the guidelines by 5% or more, explain the reason(s) here:

2. **Child Support Arrearage.** There currently is a child support arrearage of \$ _____ for retroactive child support and/or \$ _____ for previously ordered unpaid child support. The total of \$ _____ in child support arrearage shall be repaid at the rate of \$ _____ every () week () other week () month, beginning {date} _____, until paid in full including statutory interest.

3. **Health Insurance.** ___ Wife ___ Husband () will maintain health insurance for the parties' minor child(ren). The party providing coverage will provide insurance cards to the other party showing coverage. **OR**
() Health insurance is either not reasonable in cost or accessible to the child(ren) at this time. Any uninsured/ unreimbursed medical costs for the minor child(ren) shall be assessed as follows:
a. ___ Shared equally by husband and wife.
b. ___ Prorated according to the child support guideline percentages.
c. ___ Other {explain}: _____

As to these uninsured/unreimbursed medical expenses, the party who incurs the expense shall submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

4. **Dental Insurance.** ___ Wife ___ Husband () will maintain dental insurance for the parties' minor child(ren). The party providing coverage will provide insurance cards to the other party showing coverage. **OR**
() dental insurance is either not reasonable in cost or accessible to the child(ren) at this time. Any uninsured/ unreimbursed dental costs for the minor child(ren) shall be assessed as follows:
a. ___ Shared equally by husband and wife.
b. ___ Prorated according to the child support guideline percentages.
c. ___ Other {explain}: _____

As to these uninsured/unreimbursed dental expenses, the party who incurs the expense shall

submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance.** ____ Wife ____ Husband will maintain life insurance for the benefit of the parties' minor child(ren) in the amount of \$ _____ until the youngest child turns 18, becomes emancipated, marries, joins the armed services, or dies.

6. **IRS Income Tax Deduction(s).** The assignment of any tax deductions for the child(ren) shall be as follows: *{explain}* _____

_____ The other parent will convey any applicable IRS form regarding the income tax deduction.

7. Other provisions relating to child support (e.g., uninsured medical/dental expenses, health or dental insurance, life insurance to secure child support, orthodontic payments, college fund, etc.): _____

_____.

SECTION V. OTHER

SECTION VI. We have not agreed on the following issues:

I certify that I have been open and honest in entering into this settlement agreement. I am satisfied with this agreement and intend to be bound by it.

Dated: _____

Signature of Husband

Printed Name: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____

Fax Number: _____

E-mail Address: _____

STATE OF FLORIDA

COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____.

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or clerk.]

_____ Personally known

_____ Produced identification

Type of identification produced: _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW: [fill in

all blanks] This form was prepared for the: {choose only one} () Husband () Wife

This form was completed with the assistance of:

{name of individual} _____,

{name of business} _____,

{address} _____,

{city} _____, {state} _____, {telephone number} _____.

I certify that I have been open and honest in entering into this settlement agreement. I am satisfied with this agreement and intend to be bound by it.

Dated: _____

Signature of Wife
Printed Name: _____
Address: _____
City, State, Zip: _____
Telephone Number: _____
Fax Number: _____
E-mail Address: _____

STATE OF FLORIDA
COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____.

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or clerk.]

____ Personally known
____ Produced identification
____ Type of identification produced _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:

[fill in **all** blanks] This form was prepared for the: {choose only **one**} () Husband () Wife

This form was completed with the assistance of:

{name of individual} _____,

{name of business} _____,

{address} _____,

{city} _____, {state} _____, {telephone number} _____.

**INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW
FORM 12.904(a),
PETITION FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF
MARRIAGE WITH DEPENDENT OR MINOR CHILD(REN)
(07/13)**

When should this form be used?

This form may be used to ask the court to enter a support **order** if your spouse has the ability to contribute to you and your minor child(ren), but has failed to do so. You can **only** use this form if a **dissolution of marriage** has not been filed **and** based upon the time-sharing schedule, you are entitled to support. If a petition for dissolution of marriage has been filed, you should file a **Motion for Temporary Support and Time-Sharing with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.947(a), instead of using this **petition**. Also, if you are requesting that an order be entered for you to pay support to your spouse, you should not file this form.

This petition cannot address the issues of property, debts, or parental responsibility and time-sharing with child(ren). It only deals with **alimony** and **child support**.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a **notary public** or **deputy clerk**. You should **file** the original with the **clerk of the circuit court** in the county where you live and keep a copy for your records. Because you are filing this **petition**, you are also referred to as the **petitioner** and your spouse as the **respondent**.

What should I do next?

For your case to proceed, you must properly notify your spouse of the petition. Because this petition concerns child support and alimony, you should use **personal service**. If your spouse is in the military service of the United States, additional steps for service may be required. See, for example, **Memorandum for Certificate of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(a) and **Affidavit of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(b). Service on a spouse who is in the military can be complicated; therefore, you may wish to consult an attorney regarding this issue.

Your spouse has 20 days to **answer** after being served with your petition. Your case will then generally proceed in one of the following three ways:

DEFAULT. If after 20 days, no answer has been filed, you may file a **Motion for Default**, Florida Supreme Court Approved Family Law Form 12.922(a), with the clerk of court. Then, if you have filed all of the required papers, you may call the clerk, **family law intake staff**, or **judicial assistant** to set a **final hearing**. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

UNCONTESTED. If your spouse files an answer that agrees with everything in your petition or an answer and waiver, **and** you have complied with **mandatory disclosure** and filed all of the required papers, you may call the clerk, family law intake staff, or judicial assistant to set a final hearing. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

CONTESTED. If your spouse files an answer or an answer and **counterpetition**, which disagrees with or denies anything in your petition, **and** you are unable to settle the disputed issues, you should file a **Notice for Trial**, Florida Supreme Court Approved Family Law Form 12.924, after you have complied with mandatory disclosure and filed all of the required papers. Some circuits may require the completion of **mediation** before a final hearing may be set. Then you should contact the clerk, family law intake staff, or judicial assistant for instructions on how to set your case for **trial** (final hearing). If your spouse files an answer and counterpetition, you should answer the counterpetition within 20 days using an **Answer to Counterpetition**, Florida Supreme Court Approved Family Law Form 12.903(d).

Where can I look for more information?

Before proceeding, you should read “General Information for Self-Represented Litigants” found at the beginning of these forms. The words that are in **bold underline** in these instructions are defined there. For further information, see section 61.09, Florida Statutes.

Special notes...

If you do not have the money to pay the filing fee, you may obtain an Application for Determination of Civil Indigent Status from the clerk, fill it out, and the clerk will determine whether you are eligible to have filing fees deferred.

With this form you must also file the following:

- **Notice of Social Security Number**, Florida Supreme Court Approved Family Law Form 12.902(j).
- **Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Affidavit**, Florida Supreme Court Approved Family Law Form 12.902(d), if the case involves minor or dependent child(ren).
- **Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c).
- **Certificate of Compliance with Mandatory Disclosure**, Florida Family Law Rules of Procedure Form 12.932. (This must be filed within 45 days of **service** of the petition on the respondent, if not filed at the time of the petition, unless you and the other party have agreed not to exchange these documents.)
- **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e), if you are asking that child support be ordered in the final judgment. (If you do not know the other party’s income, you may file this worksheet after his or her financial affidavit has been served on you.)

Alimony. Alimony may be awarded to a spouse if the judge finds that he or she has an actual need for it and that the other spouse has the ability to pay. **If you want alimony, you must request it in writing in the original petition. If you do not request alimony in writing before the final hearing, it is waived (you**

may not request it later). You may request permanent alimony, bridge-the-gap alimony, durational alimony, lump sum alimony, or rehabilitative alimony.

Child Support. The court may order one parent to pay child support to assist the other parent in meeting the child(ren)'s material needs. **Both parents are required to provide financial support**, but one parent may be ordered to pay a portion of his or her support for the child(ren) to the other parent. Florida has adopted guidelines for determining the amount of child support to be paid. These guidelines are based on the combined income of **both** parents and take into account the financial contributions of both parents and the number of overnights the child(ren) spend with each parent. You must file a **Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c), and your spouse will be required to do the same. From your financial affidavits, you should be able to calculate the amount of child support that should be paid using the **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e). Because the child support guidelines take several factors into consideration, change over time, and vary from state to state, your child support obligation may be more or less than that of other people in seemingly similar situations.

Temporary Relief. If you need temporary relief regarding child support or temporary alimony, you may file a **Motion for Temporary Support and Time-Sharing with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.947(a). For more information, see the instructions for that form.

Final Judgment Forms. These family law forms contain a **Final Judgment of Support Unconnected with Dissolution of Marriage with Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.994(a), which the judge may use if your case is contested. You should check with the clerk, family law intake staff, or judicial assistant to see if you need to bring a final judgment with you to the hearing. If so, you should type or print the heading, including the circuit, county, case number, division, and the parties' names, and leave the rest blank for the judge to complete at your hearing or trial.

Nonlawyer. Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

In re: the Marriage of:

Case No: _____

Division: _____

Husband,
and

Wife.

PETITION FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF MARRIAGE WITH DEPENDENT OR MINOR CHILD(REN)

I, {full legal name} _____, the
() Husband () Wife, the Petitioner, being sworn, certify that the following statements are true:

1. JURISDICTION

() Husband () Wife () Both live in Florida at the filing of this Petition for Support Unconnected with Dissolution of Marriage, which is filed pursuant to section 61.09, Florida Statutes.

2. Husband [Choose only one] () is () is not a member of the military service.

Wife [Choose only one] () is () is not a member of the military service.

3. MARRIAGE HISTORY

a. _____ D
ate of marriage: {month, day, year} _____.

b. _____ D
ate of separation: {month, day, year} _____ (___ Please indicate **if approximate**)

4. MINOR CHILD(REN)

[Choose **all** that apply]

a. ___ The wife is pregnant. The baby is due on: {date} _____.

b. ___ The minor (under 18) child(ren) common to both parties are:

Name	Birth Date
_____	_____
_____	_____
_____	_____

c. ___ The minor child(ren) born or conceived during the marriage who are **not** common to both parties are:

Name	Birth Date
_____	_____

The birth father(s) of the above minor child(ren) is (are) *{name and address}* _____

- d. The child(ren) common to both parties who are 18 or older but who are dependent upon the parties due to a mental or physical incapacity are:

Name	Birth Date
_____	_____
_____	_____
_____	_____

5. A completed Notice of Social Security Number, Florida Supreme Court Approved Family Law Form 12.902(j), is filed with this petition.
6. A completed Family Law Financial Affidavit, Florida Family Law Rules of Procedure Form 12.902(b) or (c), () is, or () will be filed.
7. A completed Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), is, or will be, filed.
8. A completed Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Affidavit, Florida Supreme Court Approved Family Law Form 12.902(d), is filed with this petition.

SECTION I. SPOUSAL SUPPORT (ALIMONY)

1. ___ Husband ___ Wife does not request spousal support (alimony) from the other spouse at this time.

OR

2. ___ Husband ___ Wife has the ability to contribute to the maintenance of the other spouse and has failed to do so. ___ Husband ___ Wife requests that the Court order the other spouse to pay the following spousal support (alimony) and claims that **he or she has a need for the support that he or she is requesting**. Spousal support (alimony) is requested in the amount of \$_____ every () week () other week () month, beginning {date} _____, and continuing until {date or event}_____.

Explain why the Court should order ___ Husband ___ Wife to pay and any specific request(s) for type of alimony (temporary, permanent, rehabilitative, bridge-the-gap, durational, and/or lump sum)

3. ____ Other provisions relating to alimony including any tax treatment and consequences:

4. ____ Husband ____ Wife requests life insurance on the other spouse's life, provided by that spouse, to secure such support.

SECTION II. CHILD SUPPORT

1. ____ Husband ____ Wife has the ability to contribute to the maintenance of his or her minor child(ren) and has failed to do so. Based upon the time-sharing schedule, the ____ Husband ____ Wife is entitled to child support.

[Choose **all** that apply]

2. ____ Husband ____ Wife requests that the Court award child support as determined by Florida's child support guidelines, section 61.30, Florida Statutes.

3. ____ Husband ____ Wife requests that the Court award child support to be paid beyond the age of 18 years by ____ Husband ____ Wife because:

a. ____ the following child(ren), {name(s)} _____,
is (are) dependent because of a mental or physical incapacity which began prior to the age of 18
{explain}: _____

b. ____ the following child(ren), {name(s)} _____,
is (are) dependent in fact, is (are) in high school and is (are) between the ages of 18 and 19; said child(ren) is (are) performing in good faith with a reasonable expectation of graduation before the age of 19.

4. ____ Husband ____ Wife requests that medical/dental insurance for the minor child(ren) be provided by: [Choose **only one**]

- a. ____ Husband
- b. ____ Wife

5. ____ Husband ____ Wife requests that uninsured medical/dental expenses for the child(ren) be paid:

[Choose **only one**]

- a. ____ by Husband
- b. ____ by Wife
- c. ____ by Husband and Wife each paying one-half.
- d. ____ according to the percentages in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e).
- e. ____ Other {explain}: _____

6. ____ Husband ____ Wife requests that life insurance to secure child support be provided by
____ Husband
____ Wife
____ Both

SECTION III. OTHER RELIEF

SECTION IV. REQUEST

(This section summarizes what you are asking the Court to include in the order for support.)

____ Husband ____ Wife requests that the Court enter an order establishing support **and**:

[Choose **all** that apply]

- a. ____ awarding spousal support (alimony) as requested in Section I of this petition;
- b. ____ establishing child support for the minor child(ren) common to both parties, as requested in Section II of this petition;
- c. ____ awarding other relief as requested in Section III of this petition; and any other items the Court deems necessary.

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this petition and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Dated: _____ Signature of () Husband () Wife

Printed Name: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____

Fax Number: _____

E-mail Address: _____

STATE OF FLORIDA

COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____.

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or deputy clerk.]

____ Personally known

____ Produced identification

Type of identification produced _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:

[fill in **all** blanks] This form was prepared for the: {choose only **one**} () Husband () Wife

This form was completed with the assistance of:

{name of individual} _____,
{name of business} _____,
{address} _____,
{city} _____, {state} _____, {telephone number} _____.

INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.904(b), PETITION FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF MARRIAGE WITH NO DEPENDENT OR MINOR CHILD(REN)(07/13)

When should this form be used?

This form may be used if a **dissolution of marriage** has not been filed, and you are requesting **alimony**. If a petition for dissolution has been filed, you should file a **Motion for Temporary Support with No Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.947(c), instead of using this **petition**. Also, if you are requesting that an order be entered for you to pay support to your spouse, you should not file this form.

This petition does not address the issues of property or debts. It only deals with alimony.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a **notary public** or **deputy clerk**. You should **file** the original with the **clerk of the circuit court** in the county where you live and keep a copy for your records. Because you are filing the **petition** in this proceeding, you are also referred to as the **petitioner** and your **spouse** as the **respondent**.

What should I do next?

For your case to proceed, you must properly notify your spouse of the petition. Because this petition concerns alimony, you should use **personal service**. If your spouse is in the military service of the United States, additional steps for service may be required. See, for example, **Memorandum for Certificate of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(a) and **Affidavit of Military Service**, Florida Supreme Court Approved Family Law Form 12.912(b). Service on a spouse who is in the military can be complicated; therefore, you may wish to consult an attorney regarding this issue.

Your spouse has 20 days to **answer** after being served with your petition. Your case will then generally proceed in one of the following three ways:

DEFAULT... If after 20 days, no answer has been filed, you may file a **Motion for Default**, Florida Supreme Court Approved Family Law Form 12.922(a), with the clerk of court. Then, if you have filed all of the required papers, you may call the clerk, **family law intake staff**, or **judicial assistant** to set a **final hearing**. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

UNCONTESTED... If your spouse files an answer that agrees with everything in your petition or an answer and waiver, **and** you have complied with **mandatory disclosure** and filed all of the required papers, you may call the clerk, family law intake staff, or judicial assistant to set a final hearing. You must notify your spouse of the hearing by using a **Notice of Hearing (General)**, Florida Supreme Court Approved Family Law Form 12.923, or other appropriate notice of hearing form.

Instructions for Florida Supreme Court Approved Family Law Form 12.904(b), Petition for Support Unconnected with Dissolution of Marriage with No Dependent or Minor Child(ren) (07/13)

CONTESTED... If your spouse files an answer or an answer and **counterpetition**, which disagrees with or denies anything in your petition, **and** you are unable to settle the disputed issues, you should file a **Notice for Trial**, Florida Supreme Court Approved Family Law Form 12.924, after you have complied with mandatory disclosure and filed all of the required papers. Some circuits may require the completion of **mediation** before a final hearing may be set. Then you should contact the clerk, family law intake staff, or judicial assistant for instructions on how to set your case for **trial** (final hearing). If your spouse files an answer and counterpetition, you should answer the counterpetition within 20 days using an **Answer to Counterpetition**, Florida Supreme Court Approved Family Law Form 12.903(d).

Where can I look for more information?

Before proceeding, you should read General Information for Self-Represented Litigants found at the beginning of these forms. The words that are in **bold underline** in these instructions are defined there. For further information, see section 61.09, Florida Statutes.

Special notes...

If you do not have the money to pay the filing fee, you may obtain an Application for Determination of Civil Indigent Status from the clerk, fill it out, and the clerk will determine whether you are eligible to have filing fees deferred.

With this form you must also file the following:

- **Notice of Social Security Number**, Florida Supreme Court Approved Family Law Form 12.902(j).
- **Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c). (This must be filed within 45 days of service of the petition on the respondent, if not filed at the time of the petition.)
- **Certificate of Compliance with Mandatory Disclosure**, Florida Family Law Rules of Procedure Form 12.932. (This must be filed within 45 days of **service** of the petition on the respondent, if not filed at the time of the petition, unless you and the other party have agreed not to exchange these documents.)

Alimony... Alimony may be awarded to a spouse if the judge finds that he or she has an actual need for it and that the other spouse has the ability to pay. **If you want alimony, you must request it in writing in the original petition. If you do not request alimony in writing before the final hearing, it is waived (you may not request it later).** You may request permanent **alimony, bridge-the-gap alimony, durational alimony, lump sum alimony, or rehabilitative alimony.**

Temporary Relief... If you need temporary relief regarding alimony, you may file a **Motion for Temporary Support with No Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.947(c). For more information, see the instructions for that form.

Final Judgment Forms... These family law forms contain a **Final Judgment of Support Unconnected with Dissolution of Marriage with No Dependent or Minor Child(ren)**, Florida Supreme Court Approved Family Law Form 12.994(b), which the judge may use if your case is contested. You should check with the clerk, family law intake staff, or judicial assistant to see if you need to bring a final judgment with Instructions for Florida Supreme Court Approved Family Law Form 12.904(b), Petition for Support Unconnected with Dissolution of Marriage with No Dependent or Minor Child(ren) (07/13)

you to the hearing. If so, you should type or print the heading, including the circuit, county, case number, division, and the parties' names, and leave the rest blank for the judge to complete at your hearing or trial.

Nonlawyer... Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

In re: the Marriage of:

Case No: _____

Division: _____

Husband,
and

Wife.

PETITION FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF MARRIAGE WITH NO DEPENDENT OR MINOR CHILD(REN)

I, {full legal name} _____, the
[Choose only one] () Husband () Wife, being sworn, certify that the following statements are true:

1. JURISDICTION

() Husband () Wife () Both live in Florida at the filing of this Petition for Support Unconnected with Dissolution of Marriage, which is filed pursuant to section 61.09, Florida Statutes.

2. Husband [Choose only **one**] () is () is not a member of the military service.

Wife [Choose only **one**] () is () is not a member of the military service.

3. MARRIAGE HISTORY

Date of marriage: {month, day, year} _____

Date of separation: {month, day, year} (___ Indicate if approximate) _____

4. A completed Family Law Financial Affidavit, Florida Family Law Rules of Procedure Form 12.902(b) or (c), is, or will be, filed.

5. A completed Notice of Social Security Number, Florida Supreme Court Approved Family Law Form 12.902(j), is, or will be, filed.

SECTION I. SPOUSAL SUPPORT (ALIMONY)

1. ___ Husband ___ Wife has the ability to contribute to the maintenance of the other spouse and has failed to do so. ___ Husband ___ Wife requests that the Court order the other spouse to pay the following spousal support (alimony) and claims that **he or she has a need for the support that he and that or she is requesting and that the other spouse has the ability to pay**. Spousal support (alimony) is requested in the amount of \$ _____ every () week () other week () month, beginning {date} _____, and continuing until {date or event} _____.

Explain why the Court should order ____ Husband ____ Wife to pay and any specific request(s) for type of alimony (temporary, permanent, bridge-the-gap, durational, rehabilitative, and/or lump sum):

2. ____ Other provisions relating to alimony including any tax treatment and consequences:

3. ____ Husband ____ Wife requests life insurance on the other spouse's life, provided by that spouse, to secure such support.

SECTION II. OTHER RELIEF

SECTION III. REQUEST (This section summarizes what you are asking the Court to include in the order for support.)

____ Husband ____ Wife requests that the Court enter an order establishing support **and**:

[Choose **all** that apply]

- a. ____ awarding spousal support (alimony) pursuant to Section I of this petition;
- b. ____ awarding other relief as specified in Section II of this petition; and any other terms the Court deems necessary.

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this petition and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Dated: _____

Signature of () Husband () Wife

Printed Name: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____

Fax Number: _____

E-mail Address: _____

STATE OF FLORIDA
COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____.

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or deputy clerk.]

- _____ Personally known
- _____ Produced identification
- _____ Type of identification produced _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:

[fill in **all** blanks] This form was prepared for the: *{choose only one}* () Husband () Wife

This form was completed with the assistance of:

{ name of individual} _____,
{name of business} _____,
{address} _____,
{city} _____, *{state}* _____, *{telephone number}* _____.

**INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW
FORM 12.943,
MOTION TO DEVIATE FROM CHILD SUPPORT GUIDELINES (07/13)**

When should this form be used?

Child support in Florida is determined by the child support guidelines found in section 61.30, Florida Statutes. The court, at its discretion, may raise or lower the child support guidelines amount by up to 5%. In addition, the court may raise or lower the guidelines support amount by more than 5%, if written reasons are given for the adjustment. The court may make these additional adjustments based on certain considerations, which are reflected in this form. You should review this form to determine if any of the reasons for adjusting the child support guidelines amount apply to your situation and you should complete this form **only** if you want the court to order **more child support or less child support** than the amount required by the child support guidelines.

This form should be typed or printed in black ink. After completing this form, you should **file** the original with the **clerk of the circuit court** in the county where your case is filed and keep a copy for your records.

What should I do next?

A copy of this form must be mailed **or** hand delivered to the other party in your case.

Where can I look for more information?

Before proceeding, you should read General Information for Self-Represented Litigants found at the beginning of these forms. For further information, see section 61.30, Florida Statutes.

Special notes...

More information on the child support guidelines as well as a chart for converting income and expenses to monthly amounts if paid or incurred on other than a monthly basis is contained in the instructions to **Florida Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c), and the **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e).

With this form you must also file the following, if not already filed:

- **Florida Family Law Financial Affidavit**, Florida Family Law Rules of Procedure Form 12.902(b) or (c).
- **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e). (If you do not know the other party's income, you should file this worksheet as soon as you receive

a copy of his or her **financial affidavit.**)

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900 (a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

Petitioner,

and

Respondent.

MOTION TO DEVIATE FROM CHILD SUPPORT GUIDELINES

() Petitioner () Respondent requests that the Court enter an order granting the following:

SECTION I

[Choose only **one**]

A. ___ MORE child support than the amount required by the child support guidelines. The Court should order MORE child support than the amount required by the child support guidelines because of:

[Choose **all** that apply to your situation]

1. ___ Extraordinary medical, psychological, educational, or dental expenses;
2. ___ Seasonal variations in one or both parent's income or expenses
3. ___ Age(s) of the child(ren), taking into account the greater needs of older child(ren);
4. ___ Special needs, such as costs that may be associated with the disability of a child or child(ren), that have traditionally been met within the family budget even though the fulfilling of those needs will cause support to exceed the presumptive amount established by the guidelines;
5. ___ Total available assets of obligee, obligor, and the child(ren);
6. ___ Impact of the Internal Revenue Service Child & Dependent Care Tax Credit, Earned Income Tax Credit, and dependency exemption and waiver of that exemption;
7. ___ The Parenting Plan, such as where the child or children spend a significant amount of time, but less than 20 percent of the overnights, with one parent, thereby reducing the financial expenditures incurred by the other parent, or the refusal of a parent to become involved in the activities of the child(ren) has increased the financial expenditure incurred by the obligee;
8. ___ The obligee parent's low income and ability to maintain the basic necessities of the home for the child(ren);
9. ___ The likelihood that either parent will actually exercise the time-sharing schedule set forth in the parenting plan and/or whether all the children are exercising the same time-sharing schedule;

10. ___ Any other adjustment that is needed to achieve an equitable result, which may include reasonable and necessary expenses or debts jointly incurred during the marriage.

Explain any items marked above: _____

_____.

- B. ___ LESS** child support than the amount required by the child support guidelines. The Court should order LESS child support than the amount required by the child support guidelines because of:

[Choose **all** that apply to your situation]

1. ___ Extraordinary medical, psychological, educational, or dental expenses;
2. ___ Independent income of child(ren), excluding the child(ren)'s SSI (supplemental security income)
3. ___ Payment of support for a parent which has been regularly paid and for which there is a demonstrated need;
4. ___ Seasonal variations in one or both parent's income or expenses;
5. ___ Age of the child(ren), taking into account the greater needs of older child(ren);
6. ___ Total available assets of obligee, obligor, and child(ren);
7. ___ Impact of the Internal Revenue Service Child & Dependent Care Tax Credit, Earned Income Tax Credit, and dependency exemption and waiver of that exemption;
8. ___ Application of the child support guidelines which requires the obligor to pay more than 55% of gross income for a single support order;
9. ___ Residency of subsequently born or adopted child(ren) with the obligor, include consideration of the subsequent spouse's income;
10. ___ The Parenting Plan, where the child(ren) spend a significant amount of time, but less than 20 percent of the overnights, with one parent, thereby reducing the financial expenditures incurred by the other parent; or the refusal of a parent to become involved in the activities of the child(ren) has reduced the financial expenditure of that parent;
11. ___ Any other adjustment that is needed to achieve an equitable result, which may include reasonable and necessary expenses or debts jointly incurred during the marriage.

Explain any items marked above: _____

_____.

SECTION II. INCOME AND ASSETS OF CHILD(REN) COMMON TO BOTH PARTIES

List the total of any independent income or assets of the child(ren) common to both parties (income from Social Security, gifts, stocks/bonds, employment, trust fund(s), investment(s), etc.). Attach an explanation.

TOTAL VALUE OF ASSETS OF CHILD(REN)	\$ _____
TOTAL MONTHLY INCOME OF CHILD(REN)	\$ _____

SECTION III. EXPENSES FOR CHILD(REN) COMMON TO BOTH PARTIES

All amounts must be MONTHLY. See the instructions with this form to figure out money amounts for anything that is NOT paid monthly. Attach more paper, if needed. Items included under "other" should be listed separately with separate dollar amounts.

- 1. \$ _____ Monthly nursery, babysitting, or other child care
- 2. \$ _____ Monthly after-school care
- 3. \$ _____ Monthly school tuition
- 4. \$ _____ Monthly school supplies, books, and fees
- 5. \$ _____ Monthly after-school activities
- 6. \$ _____ Monthly lunch money
- 7. \$ _____ Monthly private lessons/tutoring
- 8. \$ _____ Monthly allowance
- 9. \$ _____ Monthly clothing
- 10. \$ _____ Monthly uniforms
- 11. \$ _____ Monthly entertainment (movies, birthday parties, etc.)
- 12. \$ _____ Monthly health and dental insurance premiums
- 13. \$ _____ Monthly medical, dental, prescription charges (unreimbursed)
- 14. \$ _____ Monthly psychiatric/psychological/counselor (unreimbursed)
- 15. \$ _____ Monthly orthodontic (unreimbursed)
- 16. \$ _____ Monthly grooming
- 17. \$ _____ Monthly non-prescription medications/cosmetics/toiletries/sundries
- 18. \$ _____ Monthly gifts from children to others (other children, relatives, teachers, etc.)
- 19. \$ _____ Monthly camp or other summer activities
- 20. \$ _____ Monthly clubs (Boy/Girl Scouts, etc.) or recreational fees
- 21. \$ _____ Monthly visitation expenses (for nonresidential parent)
 {Explain} _____
- 22. \$ _____ Monthly insurance (life, etc.)
 {explain}: _____

Other {explain}:

- 23. _____
- 24. _____
- 25. _____

26. \$ _____ **TOTAL EXPENSES FOR CHILD(REN) COMMON TO BOTH PARTIES**
(add lines 1 through 25)

I have filed, will file, or am filing with this form the following additional documents:

- 1. Florida Family Law Family Law Financial Affidavit, Florida Family Law Rules of Procedure Form 12.902(b) or (c).
- 2. Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e).

I certify that a copy of this document was [choose only **one**]() mailed () faxed and mailed () hand-delivered to the person(s) listed below on {date} _____.

Other party or his/her attorney:

Name: _____
Address: _____
City, State, Zip: _____
Fax Number: _____
E-mail Address: _____

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this motion and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Signature of Party or his/her attorney
Printed Name: _____
Address: _____
City, State, Zip: _____
Telephone Number: _____
Fax Number: _____
E-mail Address: _____

STATE OF FLORIDA
COUNTY OF _____

Sworn to or affirmed and signed before me on _____ by _____

NOTARY PUBLIC or DEPUTY CLERK

[Print, type, or stamp commissioned name of notary or clerk.]

____ Personally known
____ Produced identification
Type of identification produced _____

IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:

[fill in **all** blanks] This form was prepared for the: {choose only **one**} () Petitioner () Respondent

This form was completed with the assistance of:

{name of individual} _____,
{name of business} _____,
{address} _____,
{city} _____, {state} _____, {telephone number} _____.

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____

Division: _____

Petitioner,

and

Respondent.

TEMPORARY ORDER OF SUPPORT, TIME-SHARING, AND OTHER RELIEF WITH DEPENDENT OR MINOR CHILD(REN)

This cause came before this Court for a hearing on a Motion for Temporary Support, Time-Sharing, and Other Relief with Dependent or Minor Child(ren). The Court, having reviewed the file and heard the testimony, makes these findings of fact and ORDERS as follows:

The Court has jurisdiction over the subject matter and the parties.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. Injunction.

1. () Petitioner () Respondent is (are) prohibited and enjoined from disposing of any marital assets without the written permission of the other party or a court order. If checked here (), the person(s) prohibited and enjoined from disposing of any marital assets may continue to pay all ordinary and usual expenses.
2. The Court may enforce compliance with the terms of this injunction through civil and/or indirect criminal contempt proceedings, which may include arrest, incarceration, and/or the imposition of a fine.
3. Violation of this injunction may constitute criminal contempt of court.
4. Bond. This order is conditioned upon () Petitioner () Respondent posting bond in the sum of \$ _____ with the clerk of this Court.

B. Temporary Use of Assets.

1. The assets listed below are temporarily determined to be marital assets. Each party shall temporarily have the use of, as his/her own, the assets awarded in this section, and the other party shall temporarily have no further use of said assets. **Any personal property not listed below shall be for the use of party currently in possession of that item(s), and he or she may not dispose of that item(s) without the written permission of the other party or a court order.**

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not have to list account numbers.)	Wife Shall Have Temporary Use	Husband Shall Have Temporary Use
Automobiles		
Furniture & furnishings in home		
Furniture & furnishings elsewhere		
Jewelry		
Business interests		
Other Assets		

C. Temporary Responsibility for Liabilities/Debts.

1. The liabilities listed below are temporarily determined to be marital. Each party shall pay as his or her own the marital liabilities indicated below and shall keep said payments current. The other party shall temporarily have no further responsibility for the payment of these debts.

LIABILITIES: DESCRIPTION OF DEBT(S)(Please describe each item as clearly as possible. You do not have to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Mortgages on real estate: (home)	\$	\$	\$

LIABILITIES: DESCRIPTION OF DEBT(S)(Please describe each item as clearly as possible. You do not have to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Charge/credit card accounts			
Auto loan			
Auto loan			
Bank/Credit Union loans			
Money owed (not evidenced by a note)			
Other			

SECTION II. TEMPORARY EXCLUSIVE USE AND POSSESSION OF HOME

[Choose **all** that apply]

1. ____ () Petitioner () Respondent shall have temporary exclusive use and possession of the dwelling located at: *{address}* _____ until: *{date or event}* _____.
2. ____ () Petitioner () Respondent may make a visit to the premises described in the paragraph above for the purpose of obtaining his or her clothing and items of personal health and hygiene and to obtain any items awarded in this order. This visit shall occur after notice to the person granted temporary exclusive use and possession of the dwelling and at the earliest convenience of both parties.
3. ____ Other: _____

SECTION III. TEMPORARY PARENTAL RESPONSIBILITY AND TIME-SHARING WITH DEPENDENT OR MINOR CHILD(REN)

1. **Jurisdiction.** The Court has jurisdiction to determine temporary parental responsibility and time-sharing for the parties’ minor child(ren) listed in paragraph 2 below.

2. The parties' dependent or minor child(ren) is (are):

Name

Birth date

3. Temporary Parental Responsibility for the Minor Child(ren).

[Choose only one]

- a. ___ The parties shall have temporary **shared parental responsibility** for the parties' minor child(ren).
- b. ___ () Mother () Father shall have temporary **sole parental responsibility** for the parties' minor child(ren). Temporary shared parental responsibility would be detrimental to the child(ren) at this time because:

- c. ___() Mother () Father shall have ultimate decision making authority regarding the following: _____

Other provisions: _____

4. Temporary Time-sharing Schedule with Minor Child(ren). The parent(s) shall have:

[Choose only one]

- a. ___ **reasonable** time-sharing schedule with the parties' minor child(ren) as agreed to by the parties, subject to any limitations in paragraph 5 below. The Court reserves jurisdiction to set a specific schedule.
- b. ___ the following **specified time-sharing schedule** with the parties' minor child(ren), subject to any limitations set out in paragraph 5 below: *{specify days and times}* _____

Mother's Temporary Time-Sharing Schedule .

Father's Temporary Time-sharing Schedule.

- c. ___ Time-sharing in accordance with the temporary **Parenting Plan** attached as Exhibit ____.
- d. ___ () Mother () Father shall have **no contact** with the parties' minor child(ren) until further order of the Court, due to the existing conditions that are detrimental to the welfare of the minor child(ren): *{explain}*: _____

_____.

5. **Limitations on Time-sharing.** Neither parent shall take the child(ren) from the other parent, any child care provider, or other person entrusted by the other parent with the care of the child(ren) without the agreement of the other party during the other party's time-sharing. The above time-sharing shall be:

[Choose if applicable]

- a. ___ **supervised by a responsible adult** who is mutually agreeable to the parties. If the parties cannot agree, the supervising adult shall be: *{name}* _____.
- b. ___ at a **supervised visitation** center located at: *{address}* _____

_____,
subject to the available times and rules of the supervised visitation center. The cost of such visits shall be paid by () Mother () Father () Both.

6. **Communication Arrangements, Parental Responsibility and Time-sharing with Minor Child(ren).**

[Choose if applicable]

___ The parties' communications to arrange time-sharing and discuss issues relating to the child(ren) (if temporary shared parenting, or time-sharing is provided in paragraph 3 above) are restricted as follows: () telephone, () fax, () e-mail, or () letter. () A responsible person shall coordinate the time-sharing arrangements of the minor child(ren). If the parties cannot agree, the responsible person shall be: *{name}* _____.

() other conditions for arrangements or discussions: *{explain}* _____

_____.

7. **Exchange of Minor Child(ren).** The exchange of the minor child(ren) shall be on time as scheduled and as agreed to by the parties. The following conditions, if checked below, shall also apply.

[Choose **all** that apply]

a. The parties shall temporarily exchange the child(ren) at the following location(s):

_____.

b. () Mother () Father shall not get out of the vehicle, and the other parent shall not approach the vehicle, during the time the child(ren) are exchanged.

c. A responsible person shall conduct all exchanges of the child(ren). () Mother () Father shall not be present during the exchange. If the parties cannot agree, the responsible person shall be: *{name}* _____

d. Other conditions for exchange of the child(ren) are as follows: _____

_____.

8. **Injunction Prohibiting Removing the Child(ren).** The Court hereby temporarily prohibits and enjoins the () Mother () Father () Both from removing the minor child(ren) from the State of Florida without a court order or the written consent of the other party.

9. **Other Temporary Provisions Relating to the Minor Child(ren).**

_____.

SECTION IV. TEMPORARY ALIMONY

1. The Court denies the request(s) for temporary alimony.

OR

2. The Court finds that there is a need for, and that () Petitioner () Respondent, hereinafter Obligor, has/had the present ability to pay temporary alimony as follows:

[Choose **all** that apply]

a. **Temporary Periodic.** Obligor shall pay temporary periodic alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}* _____, beginning *{date}* _____. This temporary periodic alimony shall continue until modified by court order, the death of either party, or until, _____, *{date or event}* whichever occurs first.

b. **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of *{date}* _____ through *{date}* _____.

which shall be paid pursuant to paragraph 4 below.

3. **Reasons for Awarding/Denying Temporary Alimony Award.** The reasons for awarding/denying temporary alimony are as follows:

- a. ____ length of the marriage of the party receiving temporary alimony: years _____;
- b. ____ age of party receiving temporary alimony: _____ years;
- c. ____ health of party receiving temporary alimony: () excellent () good () poor () other _____;
- d. ____ other factors _____

____ Please indicate here if additional pages are attached.

4. **Retroactive Alimony.** () Petitioner () Respondent shall pay to the other party the temporary retroactive alimony of \$ _____, as of {date} _____. This amount shall be paid in the amount of \$ _____ per month, payable in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain} _____ beginning: {date} _____, until paid in full including statutory interest.

5. **Insurance.**

[Choose **all** that apply]

a. ____ **Health Insurance.** () Petitioner () Respondent shall temporarily be required to pay health insurance premiums for the other party not to exceed \$ _____ per month. Further, () Petitioner () Respondent shall pay any reasonable and necessary uninsured medical costs for the other party not exceed \$ _____ per year. As to these uninsured medical expenses, the party who is entitled to reimbursement of the uninsured medical expense shall submit request for reimbursement to the other party within 30 days, and the other party shall, within 30 days after receipt, submit the applicable reimbursement for that expense.

b. ____ **Life Insurance (to secure payment of support).** To secure the temporary alimony obligations set forth in this order, the Obligor shall temporarily maintain life insurance on his/her life, naming the Obligee as the sole irrevocable beneficiary, so long as reasonably available. This temporary insurance shall be in the amount of at least \$ _____ and shall remain in effect until this temporary obligation for alimony terminates.

6. ____ Other provisions relating to temporary alimony including any tax treatment and consequences: _____

SECTION V. TEMPORARY CHILD SUPPORT

1. The Court finds that there is a need for temporary child support and that the () Mother () Father (hereinafter Obligor) has the present ability to pay child support.

____The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct

OR

____The Court makes the following findings:
The Mother's net monthly income is \$_____.
The Father's net monthly income is \$_____.
Monthly child care costs are \$_____.
Monthly health/dental insurance costs are \$_____.

2. **Amount.**

Child support established at the rate of \$_____per month for the ____children *{total number of minor or dependent children}* shall be paid commencing _____ *{month, day, year}* and terminating _____ *{month, day, year}*. Child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* which is consistent with the Obligor's current payroll cycle.

Upon termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____ for the remaining ____children *{number of remaining children}* shall be paid commencing _____ *{month, day, year}* and terminating _____ *{month, day, year}*. This child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* consistent with Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form}

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is: dependent

in fact; between the ages of 18 and 19; and is still in high school, performing in good faith with a reasonable expectation of graduation before age 19.

If the temporary child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

_____.

3. **Retroactive Child Support.**

[Choose **if** applicable]

() Mother () Father shall pay to the other party the temporary retroactive child support of \$_____, as of {date} _____. This amount shall be paid in the amount of \$_____ per month, payable in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain} _____, beginning {date} _____, until paid in full including statutory interest.

4. **Insurance.**

[Choose **all** that apply]

Health/Dental Insurance. ____ Mother ____ Father shall be required to temporarily maintain () health () dental insurance for the parties' minor child(ren), so long as reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey cards showing coverage to the other party.

OR

() Health () dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

Reasonable and necessary **uninsured medical/dental/prescription drug costs** for the minor child(ren) shall temporarily be assessed as follows:

- () Shared equally by both parents.
- () Prorated according to the child support guideline percentages.
- () Other {explain}:

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the temporary child support obligations in this order, () Petitioner () Respondent () Each party shall temporarily maintain life insurance, in an amount of at least \$_____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary (ies) **OR** naming the

() Mother () Father () other {name}: _____ as trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance coverage shall continue until the Court orders otherwise or until {date/event}

_____.

6. IRS Income Tax Deduction(s). The assignment of any tax deduction for the child(ren) shall be as follows:

_____.

7. ___ Other provisions relating to temporary child support: _____

_____.

SECTION VI. METHOD OF PAYMENT

Obligor shall pay any temporary court-ordered child support/alimony and arrears, if any, as follows:

1. **Place of Payment**

a. ___ Obligor shall pay temporary court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

b. ___ Both parties have requested, and the court finds that it is in the best interests of the child(ren), that temporary support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

___ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this temporary support obligation until all of said support is deducted from Obligor's income. Until temporary support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

___ **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings: Income deduction is **not** in the best interests of the child(ren) because: {explain}

AND

there is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() there is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.
4. **Other provisions relating to method of payment.** _____

_____.

SECTION VII. TEMPORARY ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ () Petitioner's () Respondent's request(s) for temporary attorney's fees, costs, and suit money is (are) denied because _____

_____.
2. ____ The Court finds there is a need for and an ability to pay temporary attorney's fees, costs, and suit money. () Petitioner () Respondent is hereby ordered to pay to the other party \$_____ in temporary attorney's fees, and \$_____ in costs. The Court further finds that the temporary attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____reasonable hours. Other provisions relating to temporary attorney's fees, costs, and suit money are as follows: _____

_____.

SECTION VIII. OTHER PROVISIONS

Other Provisions: _____

DONE AND ORDERED at _____, Florida on *{date}* _____.

CIRCUIT JUDGE

A copy of the *{name of document(s)}* _____ was
[Choose one **only**] () mailed () faxed and mailed () hand delivered to the parties listed below on
{date} _____.

Petitioner (or his or her attorney)
Respondent (or his or her attorney)
State Disbursement Unit
Central depository
Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No: _____
Division: _____

Petitioner,
and

Respondent.

**ORDER FOR TEMPORARY SUPPORT AND OTHER RELIEF
WITH NO DEPENDENT OR MINOR CHILD(REN)**

This cause came before this Court for a hearing on a Motion for Temporary Support and Other Relief with No Dependent or Minor Child(ren). The Court, having reviewed the file and heard the testimony, makes these findings of fact and ORDERS as follows:

The Court has jurisdiction over the subject matter and the parties.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. Injunction.

1. () Petitioner () Respondent is (are) prohibited and enjoined from disposing of any marital assets without the written permission of the other party or a court order. If indicated here (), the person(s) prohibited and enjoined from disposing of any marital assets may continue to pay all ordinary and usual expenses.
2. The Court may enforce compliance with the terms of this injunction through civil and/or indirect criminal contempt proceedings, which may include arrest, incarceration, and/or the imposition of a fine.
3. Violation of this injunction may constitute criminal contempt of court.
4. Bond. This order is conditioned upon () Petitioner () Respondent posting bond in the sum of \$ _____ with the clerk of this Court.

B. Temporary Use of Assets.

1. The assets listed below are temporarily determined to be marital assets. Each party shall temporarily have the use of, as his/her own, the assets awarded in this section, and the other party shall temporarily have no further use of said assets. **Any personal property not listed**

below shall be for the use of party currently in possession of that item(s), and he or she may not dispose of that item(s) without the written permission of the other party or a court order.

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Wife Shall Have Temporary Use	Husband Shall Have Temporary Use
Automobiles		
Furniture & furnishings in home		
Furniture & furnishings elsewhere		
Jewelry		
Business interests		
Other Assets		

C. Temporary Responsibility for Liabilities/Debts.

1. The liabilities listed below are temporarily determined to be marital. Each party shall pay as his or her own the marital liabilities indicated below and shall keep said payments current. The other party shall temporarily have no further responsibility for the payment of these debts.

LIABILITIES: DESCRIPTION OF DEBT(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Mortgages on real estate: (home)	\$	\$	\$
Charge/credit card accounts			
Auto loan			
Auto loan			
Bank/Credit Union loans			
Money owed (not evidenced by a note)			
Other			

SECTION II. TEMPORARY EXCLUSIVE USE AND POSSESSION OF HOME

[Choose **all** that apply]

1. ____ () Petitioner () Respondent shall have temporary exclusive use and possession of the dwelling located at: *{address}* _____

until *{date or event}* _____.

2. ____ () Petitioner () Respondent may make a visit to the premises described in the paragraph above for the purpose of obtaining his or her clothing and items of personal health and hygiene and to obtain any items awarded in this order. This visit shall occur after notice to the person granted temporary exclusive use and possession of the dwelling and at the earliest convenience of both parties.

3. ___ Other: _____

SECTION III. TEMPORARY ALIMONY

1. ___ The Court denies the request(s) for temporary alimony.

OR

2. ___ The Court finds that there is a need for, and that () Petitioner () Respondent, hereinafter Obligor, has/had the present ability to pay, temporary alimony as follows:

[Choose **all** that apply]

a. ___ **Temporary Periodic.** Obligor shall pay temporary periodic alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other {explain} _____

_____ beginning {date} _____. This temporary periodic alimony shall continue until modified by court order, the death of either party, or until, _____ {date or event} whichever occurs first.

b. ___ **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of {date} _____ through {date} _____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for Awarding/Denying Temporary Alimony Award.** The reasons for awarding/denying temporary alimony are as follows:

- a. ___ length of the marriage of the party receiving temporary alimony: _____ years;
- b. ___ age of party receiving temporary alimony: _____;
- c. ___ health of party receiving temporary alimony: () excellent () good () poor () other _____;
- d. ___ other factors _____

____ Please indicate here if additional pages are attached.

4. **Retroactive Alimony.** () Petitioner () Respondent shall pay to the other party the temporary retroactive alimony of \$_____, as of {date} _____. This amount shall be paid in the amount of \$_____ per month, payable in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain}: _____

_____ beginning {date} _____, until paid in full including statutory interest.

5. **Insurance.**

[Choose **all** that apply]

a. ___ **Health Insurance.** () Petitioner () Respondent shall temporarily be required to pay health insurance premiums for the other party not to exceed \$_____ per month. Further, () Petitioner () Respondent shall pay any reasonable and necessary uninsured medical costs for the other party not exceed \$_____ per year. As to these uninsured medical expenses, the party who is entitled to reimbursement of the uninsured medical expense shall submit request for reimbursement to the other party within 30 days, and the other party shall, within 30 days after receipt, submit the applicable reimbursement for that expense.

b. ___ **Life Insurance (to secure payment of support).** To secure the temporary alimony obligations set forth in this order, the Obligor shall temporarily maintain any existing life insurance coverage on his/her life naming the Obligee as the sole irrevocable beneficiary, so long as reasonably available. This temporary insurance shall be in the amount of at least \$_____ and shall remain in effect until this temporary obligation for alimony terminates.

6. ___ **Other provisions relating to temporary alimony including any tax treatment and consequences:** _____

SECTION IV. METHOD OF PAYMENT

Obligor shall pay any temporary court-ordered alimony and arrears, if any, as follows:

1. **Place of Payment.**

a. ___ Obligor shall pay temporary court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

b. ___ Both parties have requested and the court finds that temporary support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

[if applicable]

a. ___ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this temporary support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

- b. **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings: there are no minor child(ren) common to the parties,

AND

there is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() there is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of temporary payment:** _____

SECTION V. TEMPORARY ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. _____ () Petitioner's () Respondent's request(s) for temporary attorney's fees, costs, and suit money is (are) denied because _____

2. _____ The Court finds there is a need for and an ability to pay temporary attorney's fees, costs, and suit money. () Petitioner () Respondent is hereby ordered to pay to the other party \$_____ in temporary attorney's fees, and \$_____ in costs. The Court further finds that the temporary attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____reasonable hours. Other provisions relating to temporary attorney fees, costs, and suit money are as follows: _____

SECTION VI. OTHER PROVISIONS

Other Provisions: _____

DONE AND ORDERED in _____, Florida, on *{date}* _____.

CIRCUIT JUDGE

COPIES TO:

Petitioner (or his or her attorney)

Respondent (or his or her attorney)

State Disbursement Unit

Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

Petitioner,

and

Respondent.

FINAL JUDGMENT OF PATERNITY

This cause came before the Court upon a Petition to Determine Paternity and for Related Relief, under chapter 742, Florida Statutes. The Court having reviewed the file and having heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction of the subject matter and the parties.

2. **Paternity.** [Choose only one] () By operation of law, () The Court finds that
{full legal name} _____
is the natural and biological father of the minor child(ren), listed below:

The parties' dependent or minor child(ren) is (are):

Name	Birth date
_____	_____
_____	_____
_____	_____
_____	_____

SECTION I. PARENTAL RESPONSIBILITY AND PARENTING PLAN ESTABLISHING TIME-SHARING WITH DEPENDENT OR MINOR CHILD(REN)

1. **Jurisdiction.** The Court has jurisdiction to determine parental responsibility and to adopt or establish a Parenting Plan with time-sharing with regard to the child(ren) listed in paragraph 2 above.

2. **Parental Responsibility and Parenting Plan for the Minor Child(ren).**

[Choose only one]

a. ____ **Not adjudicated.** Since no request for relief was made in this action, parental

responsibility of and time-sharing with the minor child(ren) is governed by sections 742.031 and 744.301, Florida Statutes.

- b. **Parenting Plan.** The parties shall comply with the Parenting Plan which is attached hereto and incorporated herein as Exhibit .

SECTION II. CHILD SUPPORT

- 1. The Court finds that there is a need for child support and that the () Mother () Father (hereinafter Obligor) has the present ability to pay child support.

 The amounts in the **Child Support Guidelines Worksheet**, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct

OR

 The Court makes the following findings:

The Mother's net monthly income is \$, (Child Support Guidelines %).
The Father's net monthly income is \$, (Child Support Guidelines %).
Monthly child care costs are \$.
Monthly health/dental insurance costs are \$.

2. Amount.

Child support established at the rate of \$ per month for the children {total number of parties' minor or dependent children} shall be paid commencing {month, day, year} and terminating {month, day, year}. Child support shall be paid in the amount of \$ per {week, month, other} which is consistent with the Obligor's current payroll cycle.

Upon the termination of the obligation of child support for one of the parties' oldest children, child support in the amount of \$ for the remaining children {total number of remaining children} shall be paid commencing {month, day, year} and terminating {month, day, year}. This child support shall be paid in the amount of \$ per {week, month, other} consistent with Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule appears below or is attached as part of this form.}

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is: dependent in fact; between the ages of 18 and 19; and is still in high school, performing in good faith, with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

_____.

3. Arrearage/Retroactive Child Support.

- a. ____ There is no retroactive child support or arrearage at the time of this Final Judgment.
- b. ____ () Mother () Father () both has (have) incurred medical expenses in the amount of \$ _____ on behalf of the minor child(ren), including hospital and other expenses incidental to the birth of the minor child(ren). Petitioner shall pay ____%, Respondent shall pay ____%, which shall be paid as follows: () added to arrearage in paragraph c below () other {*explain*} _____

c. ____ () Mother () Father shall pay to the other party the child support arrearage of:
\$ _____ for retroactive child support, as of {*date*} _____.
\$ _____ for previously ordered unpaid child support, as of {*date*} _____.
\$ _____ for previously incurred medical expenses.
The total of \$ _____ in child support arrearage shall be repaid at the rate of \$ _____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {*explain*} _____
_____ beginning {*date*} _____, until paid in full including statutory interest.

4. Insurance.

[Choose **all** that apply]

a. ____ **Health/Dental Insurance.** The () Mother () Father shall be required to maintain: () health and/or () dental insurance for the parties' minor child(ren), so long as it is reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said coverage to the other party;

OR

() health () dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

b. ____ Reasonable and necessary **uninsured medical/dental/prescription drug costs** for the

minor child(ren) shall be assessed as follows:

- () Shared equally by both parents.
- () Prorated according to the child support guideline percentages.
- () Other *{explain}*: _____

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Mother () Father () each party shall maintain life insurance coverage, in an amount of at least \$_____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary(ies) OR naming the () Mother () Father () other *{name}* _____ as Trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance coverage shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies, or otherwise becomes self-supporting.

6. **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows: _____

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:** _____

SECTION III. METHOD OF PAYMENT

Obligor shall pay court-ordered child support/alimony and arrears, if any, as follows:

1. Place of Payment

a. _____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit, or the central depository, as required by statute, along with any fee required by statute.

OR

b. _____ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

- a. **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.
- b. **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings: Income deduction is **not** in the best interests of the child(ren) because: *{explain}*

AND

there is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() there is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

- 3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to Obligee pursuant to the payment method prescribed above.

- 4. **Other provisions relating to method of payment.** _____

SECTION IV. CHILD(REN)'S NAME(S)

- a. There shall be **no change** to the child(ren)'s name(s).
- b. It is in the child(ren)'s best interests that the child(ren)'s present name(s):

- (1) _____
- (2) _____
- (3) _____
- (4) _____

- (5) _____
- (6) _____

shall be changed to the following by which they shall hereafter be known:

- (1) _____
- (2) _____
- (3) _____
- (4) _____
- (5) _____
- (6) _____

c. The name change is in the best interest(s) of the child(ren) because: _____

SECTION V. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. () Petitioner's () Respondent's request(s) for attorney's fees, costs, and suit money is (are) denied because _____
_____.

2. _____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Petitioner () Respondent is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows: _____

3. The costs of the scientific paternity testing shall be assessed:
() against Petitioner () against Respondent () Other {*explain*} _____.

SECTION VI. OTHER PROVISIONS

1. **Other Provisions.** _____

The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

COPIES TO:

Petitioner (or his or her attorney)

Respondent (or his or her attorney)

Central depository

State Disbursement Unit

____ Other: _____

I CERTIFY the foregoing is a true copy of the original as it appears on file in the office of the Clerk of the Circuit Court of _____ County, Florida, and that I have furnished copies of this order as indicated above.

CLERK OF THE CIRCUIT COURT

(SEAL)

By: _____
Deputy Clerk

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____

Division: _____

In re the Marriage of:

_____,
Husband,

and

_____,
Wife.

FINAL JUDGMENT OF DISSOLUTION OF MARRIAGE WITH DEPENDENT OR MINOR CHILD(REN)

This cause came before this Court for a trial on a Petition for Dissolution of Marriage. The Court, having reviewed the file and heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction over the subject matter and the parties.
2. At least one party has been a resident of the State of Florida for more than 6 months immediately before filing the Petition for Dissolution of Marriage.
3. The marriage between the parties is irretrievably broken. Therefore, the marriage between the parties is dissolved, and the parties are restored to the status of being single.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. **Date of Valuation of Property.** The assets and liabilities listed below are divided as indicated. The date of valuation of these assets and liabilities is, unless otherwise indicated:

- a. ___ date of filing petition for dissolution of marriage.
- b. ___ date of separation.
- c. ___ date of final hearing .
- d. ___ other: *{specify date}* _____

B. **Division of Assets.**

1. **The assets listed below are nonmarital assets.** Each party shall keep, as his or her own, the assets found to be nonmarital, and the other party shall have no further rights or responsibilities

Florida Supreme Court Approved Family Law Form 12.990(c)(1), Final Judgment of Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

regarding these assets.

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Fair Market Value	Wife's Non-marital Property	Husband's Non-Marital Property
	\$	\$	\$
Total Nonmarital Assets	\$	\$	\$

2. **The assets listed below are marital assets.** Each party shall keep, as his or her own, the assets awarded in this section, and the other party shall have no further rights or responsibilities regarding these assets. **Any personal item(s) not listed below are awarded to the party currently in possession or control of the item(s).**

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Fair Market Value	Wife Shall Receive	Husband Shall Receive
Cash (on hand or in banks/credit unions)	\$	\$	\$
Stocks/bonds			
Notes			
Business interests			
Real estate: (Home)			
Automobiles			
Boats			

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Fair Market Value	Wife Shall Receive	Husband Shall Receive
Furniture & furnishings			
Jewelry			
Life Insurance (cash surrender value)			
Retirement Plans (Profit sharing, Pension, IRA, 401(k)(s) etc)			
Other assets			
Total Marital Assets	\$	\$	\$

C. Division of Liabilities/Debts.

- The liabilities listed below are nonmarital liabilities** and, therefore, are owed as indicated. Each party shall owe, as his or her own, the liabilities found to be nonmarital, and the other party shall have no responsibilities regarding these debts.

LIABILITIES: DESCRIPTION OF DEBTS (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife's Non-Marital Liability	Husband's Non-Marital Liability
	\$	\$	\$

LIABILITIES: DESCRIPTION OF DEBTS (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife's Non-Marital Liability	Husband's Non-Marital Liability
Total Nonmarital Liabilities	\$	\$	\$

2. **The liabilities listed below are marital liabilities** and are divided as indicated. Each party shall hold the other party harmless and pay, as his or her own, the marital liabilities awarded below.

LIABILITIES: DESCRIPTION OF DEBTS (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Mortgages on real estate: (Home)	\$	\$	\$
(Other)			
Charge/Credit card accounts			
Auto loan			
Auto loan			
Bank. Credit Union loans			
Other			

LIABILITIES: DESCRIPTION OF DEBTS (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Total Marital Liabilities			
	\$	\$	\$

D. Contingent assets and liabilities will be divided as follows: _____

E. The distribution of assets and liabilities in this final judgment is equitable; if each party does not receive approximately one-half, the distribution is based on the following facts and reasoning:

 _____.

SECTION II. EXCLUSIVE USE AND POSSESSION OF HOME

[Choose **all** that apply]

1. ____ () Husband () Wife, as a condition of support, shall have exclusive use and possession of the dwelling located at the following address: _____

 until: {date or event} _____

 _____.
2. ____ () Husband () Wife may make visits to the premises described in the paragraph above for the purpose of obtaining any items awarded in this Final Judgment. These visits shall occur after notice to the person granted exclusive use and possession of the dwelling and at the earliest convenience of both parties or as ordered in paragraph 4 below.
3. ____ Upon the termination of the right of exclusive use and possession, the dwelling shall be sold and the net proceeds divided ____% to Husband and ____% to Wife, with the following credits and/or setoffs being allowed:

 _____.

4. Other: _____

SECTION III. PARENTING PLAN ESTABLISHING PARENTAL RESPONSIBILITY AND TIME-SHARING WITH DEPENDENT OR MINOR CHILD(REN)

1. **Jurisdiction.** The Court has jurisdiction to determine parental responsibility, to establish or adopt a Parenting Plan, and a time-sharing schedule with regard to the minor child(ren) listed in paragraph 2 below.

2. **The parties' dependent or minor child(ren) is (are):**

Name	Birth date
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

3. **Parenting Plan.** The parties shall comply with the Parenting Plan which is attached and incorporated herein as Exhibit _____.

SECTION IV. ALIMONY

1. The Court denies the request(s) for alimony;

OR

2. The Court finds that () Husband () Wife, (hereinafter Obligee), has an actual need for, and that () Husband () Wife (hereinafter Obligor) has the present ability to pay, alimony as follows:

[Choose **all** that apply]

a. **Permanent Periodic.**

1. The Court finds that no other form of alimony is fair and reasonable under the circumstances of the parties.

2. As a marriage of: **(Choose only one)**

 Long Duration (17 years or greater) alimony is appropriate upon consideration of all relevant factors;

_____ **Moderate Duration** (greater than 7 years but less than 17) alimony is appropriate based upon clear and convincing evidence after consideration of all relevant factors; or

_____ **Short Duration** (less than 7 years) alimony is appropriate based upon the following exceptional circumstances: _____

_____.

3. Obligor shall pay permanent periodic alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}* _____

_____ beginning *{date}* _____. This alimony shall continue until modified by court order, the death of either party, or remarriage of Obligee, whichever occurs first. The alimony may be modified or terminated based upon either a substantial change in circumstances, or the existence of a supportive relationship in accordance with section 61.14, Florida Statutes.

b. _____ **Bridge-the-Gap**. Obligor shall pay bridge-the-gap alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}* _____ beginning *{date}* _____ and continuing until *{date}* _____ *{a period not to exceed two (2) years}*, death of either party, or remarriage of the Obligee, whichever occurs first.

c. _____ **Rehabilitative**. Obligor shall pay rehabilitative alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}* _____ beginning *{date}* _____. This rehabilitative alimony shall continue until modified by court order, the death of either party or until *{date/event}* _____, whichever occurs first. The rehabilitative plan presented demonstrated the following: _____

_____.

d. _____ **Durational**. Obligor shall pay durational alimony to Obligee in the amount of \$_____ per month payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}* _____ beginning *{date}* _____ and terminating on *{date}* _____, the death of either party, remarriage of the Obligee, or until modified by court order in accordance with section 61.08(7), Florida Statutes, whichever occurs first.

e. _____ **Lump Sum**. Obligor shall pay lump sum alimony to Obligee in the amount of \$_____.

which shall be paid as follows:_____.

f. ____ **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of {date}_____, through {date}_____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for () Awarding () Denying Alimony.** The Court has considered all of the following in awarding/denying alimony:

- a. The standard of living established during the marriage;
- b. The duration of the marriage;
- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including the nonmarital and marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and, when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The responsibilities each party will have with regard to any minor or dependent children they have in common;
- h. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as a nontaxable, nondeductible payment;
- i. All sources of income available to either party, including income available to either party through investments of any asset held by that party and
- j. Any other factor necessary to do equity and justice between the parties: {explain}

_____.

_____ Please indicate here if additional pages are attached.

4. **Arrearage/Retroactive Alimony.**

a. ____ There is no alimony arrearage at the time of this Final Judgment.

OR

b. ____ The () Husband () Wife shall pay to the other spouse the alimony arrearage of:

\$_____ for retroactive alimony, as of {date}_____;

\$_____ for previously ordered unpaid alimony, as of {date}_____.

The total of \$_____ in alimony arrearage shall be repaid in the amount of \$_____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event at least once a month () other {explain}_____

_____ beginning {date}_____, until paid in full including statutory interest.

5. **Life Insurance (to secure payment of support).** To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance on his/her life naming Obligee as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$_____ and shall remain in effect until the obligation for alimony terminates.

6. **Other provisions relating to alimony, including any tax treatment and consequences:**

a. The award of alimony () does not () does leave the Obligor with significantly less net income than the net income of the recipient/Obligee. If the award **does** leave the Obligor with significantly less net income than that of the Obligee, the Court finds the following exceptional circumstances:

_____.

b. Other _____

_____.

SECTION V. CHILD SUPPORT

1. The Court finds that there is a need for child support and that the () Wife () Husband (hereinafter Obligor) has the present ability to pay child support.

The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Wife () Husband are correct;

OR

The Court makes the following findings:

The Wife's net monthly income is \$_____, (Child Support Guidelines ____%).

The Husband's net monthly income is \$_____, (Child Support Guidelines ____%).

Monthly child care costs are \$_____.

Monthly health/dental insurance costs are \$_____.

2. **Amount.**

Child support established at the rate of \$_____ per month for the _____ children *{total number of parties' minor or dependent children}* shall be paid commencing _____ *{month, day, year}* and terminating _____ *{month, day, year}*. Child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* consistent with the Obligor's current payroll cycle.

Upon the termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____ for the remaining _____ children *{total number of remaining children}*

shall be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. This child support shall be paid in the amount of \$ _____ per _____ {week, month, other} consistent with the Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form.}

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is: dependent in fact; between the ages of 18 and 19; and is still in high school, performing in good faith, with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

3. Arrearage/Retroactive Child Support.

[Choose **one** only]

a. There is no child support arrearage at the time of this Final Judgment.

OR

b. The () Wife () Husband shall pay to the other spouse the child support arrearage of:

\$ _____ for retroactive child support, as of {date} _____;

\$ _____ for previously ordered unpaid child support, as of {date} _____.

The total of \$ _____ in child support arrearage shall be repaid in the amount of

\$ _____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least a month () other {explain}

_____ beginning {date} _____, until paid in full including statutory interest.

4. Insurance.

[Choose **all** that apply]

a. **Health/Dental Insurance.** () Wife () Husband shall be required to maintain () health and/or () dental insurance for the parties' minor child(ren), so long as reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said coverage to the other party;

OR

() health and/or () dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

b. Reasonable and necessary **uninsured medical/dental/prescription drug costs** for the minor child(ren) shall be assessed as follows:

() Shared equally by husband and wife.

() Prorated according to the child support guideline percentages.

() Other *{explain}*:

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Husband () Wife () Each party shall maintain life insurance, in an amount of at least \$_____, on () his life () her life () naming () minor child(ren) as the beneficiary(ies) **OR** naming the () Wife () Husband () other _____ *{name}* as Trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies, or becomes self-supporting.

6. **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows:

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:**

SECTION VI. METHOD OF PAYMENT

Obligor shall pay court-ordered child support/alimony and arrears, if any, as follows:

1. Place of Payment.

a. ___ Obligor shall pay court-ordered support directly to either the State Disbursement Unit, or the central depository, as required by statute, along with any fee required by statute.

OR

b. ___ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payment through either the State Disbursement Unit or the central depository.

2. Income Deduction.

a. ___ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor’s income. Until support payments are deducted from Obligor’s paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

b. ___ **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month’s obligation occurs. Income deduction is not being implemented immediately based on the following findings: Income deduction is **not** in the best interests of the child(ren) because: *{explain}*

AND

There is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR**

() there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of payment.** _____

SECTION VII. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ () Husband's () Wife's request(s) for attorney's fees, costs, and suit money is (are) denied because:

_____.

2. ____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Husband () Wife is hereby ordered to pay to the other spouse \$ _____ in attorney's fees, and \$ _____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$ _____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows:

_____.

SECTION VIII. OTHER PROVISIONS

1. **Former Name.** The wife's former name of *{full legal name}* _____ is restored.

2. **Other Provisions.** _____

_____.

3. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

A copy of the *{name of document(s)}* _____ was [Choose **one** only] () mailed () faxed and mailed () hand delivered to the parties listed below on *{date}* _____ by *{clerk of court or designee}* _____.

Husband (or his attorney)
 Wife Respondent (or her attorney)
 Central Depository
 State Disbursement Unit
 Other _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

In re the Marriage of:

Husband,

and

Wife.

**FINAL JUDGMENT OF DISSOLUTION OF MARRIAGE WITH
PROPERTY BUT NO DEPENDENT OR MINOR CHILD(REN)**

This cause came before this Court for a trial on a Petition for Dissolution of Marriage. The Court, having reviewed the file and heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction over the subject matter and the parties.
2. At least one party has been a resident of the State of Florida for more than 6 months immediately before filing the Petition for Dissolution of Marriage.
3. The parties have no minor children in common, and the wife is not pregnant.
4. The marriage between the parties is irretrievably broken. Therefore, the marriage between the parties is dissolved and the parties are restored to the status of being single.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. Date of Valuation of Property. The assets and liabilities listed below are divided as indicated. The date of valuation of these assets and liabilities is, unless otherwise indicated:

1. ___ date of filing petition for dissolution of marriage _____.
2. ___ date of separation _____.
3. ___ date of final hearing _____.
4. ___ other: *{specify date}* _____.

B. Division of Assets.

1. **The assets listed below are nonmarital assets.** Each party shall keep, as his or her own, the assets found to be nonmarital, and the other party shall have no further rights or responsibilities

regarding these assets.

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers)	Current Fair Market Value	Wife's Non marital Property	Husband's Non marital Property
	\$	\$	\$
Total Nonmarital Assets	\$	\$	\$

2. **The assets listed below are marital assets.** Each party shall keep, as his or her own, the assets awarded in this section, and the other party shall have no further rights or responsibilities regarding these assets. **Any personal item(s) not listed below are awarded to the party currently in possession or control of the item(s).**

ASSETS: DESCRIPTION OF ITEM(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Fair Market Value	Wife Shall Receive	Husband Shall Receive
Cash (on hand or in banks/credit unions)	\$	\$	\$
Stocks/bonds			
Notes			
Business interests			
Real estate: (Home)			
Automobiles			

LIABILITIES: DESCRIPTION OF DEBT(S) (Please describe each item as clearly as possible. You do not need to list account numbers.)	Current Amount Owed	Wife's Non-marital Liability	Husband's Non-marital Liability
	\$	\$	\$
Total Nonmarital Liabilities	\$	\$	\$

2. **The liabilities listed below are marital liabilities** and are divided as indicated. Each party shall hold the other party harmless and pay, as his or her own, the marital liabilities awarded below.

LIABILITIES: DESCRIPTION OF DEBT(S) (Please describe each item as clearly as possible You do not need to list account numbers.)	Current Amount Owed	Wife Shall Pay	Husband Shall Pay
Mortgages on real estate: (Home)	\$	\$	\$
(Other)			
Charge/credit card accounts			
Auto loan			
Auto loan			
Bank/Credit Union loans			
Other			

Total Marital Liabilities	\$	\$	\$

D. Contingent assets and liabilities will be divided as follows: _____

E. The distribution of assets and liabilities in this final judgment is equitable; if each party does not receive approximately one-half, the distribution is based on the following facts and reasoning:

SECTION II. EXCLUSIVE USE AND POSSESSION OF HOME

[Choose all that apply]

1. ____ () Husband () Wife, as a condition of support, shall have exclusive use and possession of the dwelling located at the following address:

_____ until {date or event} _____.

2. ____ () Husband () Wife may make visits to the premises described in the paragraph above for the purpose of obtaining any items awarded in this Final Judgment. These visits shall occur after notice to the person granted exclusive use and possession of the dwelling and at the earliest convenience of both parties or as ordered in paragraph 4 below.

3. ____ Upon the termination of the right of exclusive use and possession, the dwelling shall be sold and the net proceeds divided ____% to Husband and ____% to Wife, with the following credits and/or setoffs being allowed: _____

4. ____ Other: _____

SECTION III. ALIMONY

1. ____ The Court denies the request(s) for alimony

OR

2. ____ The Court finds that there is an actual need for, and that () Husband () Wife (hereinafter Obligor) has/had the present ability to pay, alimony as follows:

[Choose **all** that apply]

a. ____ **Permanent Periodic.**

1. The Court finds that no other form of alimony is fair and reasonable under the circumstances of the parties.

2. As a marriage of: **(Choose only one)**

____ **Long Duration** (17 years or greater) alimony is appropriate upon consideration of all relevant factors;

____ **Moderate Duration** (greater than 7 years but less than 17) alimony is appropriate based upon clear and convincing evidence after consideration of all relevant factors; or

____ **Short Duration** (less than 7 years) alimony is appropriate based upon the following exceptional circumstances: _____

_____.

3. Obligor shall pay permanent periodic alimony to Obligee in the amount of \$ _____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month or () other *{explain}*: _____

_____ beginning *{date}* _____. This alimony shall continue until modified by court order, the death of either party, or remarriage of Obligee, whichever occurs first. The alimony may be modified or terminated based upon either a substantial change in circumstances or the existence of a supportive relationship in accordance with section 61.14, Florida Statutes.

b. ____ **Bridge-the-Gap.** Obligor shall pay bridge-the-gap alimony to Obligee in the amount of \$ _____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month or () other *{explain}* _____ beginning *{date}* _____ and continuing until *{date}* _____ *{a period not to exceed two years}*, the death of either party, or remarriage of the Obligee, whichever occurs first

c. _____ **Rehabilitative.** Obligor shall pay rehabilitative alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or () other *{explain}* _____ beginning *{date}* _____. This rehabilitative alimony shall continue until modified by court order, the death of either party or until *{date/event}* _____, whichever occurs first. The rehabilitative plan presented demonstrated the following:

_____.

d. _____ **Durational.** Obligor shall pay durational alimony to Oblige in the amount of \$_____ per month () payable in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or () *{explain}* _____ beginning *{date}* _____ and terminating on *{date}* _____, the death of either party, remarriage of Oblige, or until modified by court order in accordance with section 61.08(7), Florida Statutes, whichever occurs first.

e. _____ **Lump Sum.** Obligor shall pay lump sum alimony to Oblige in the amount of \$_____, which shall be paid as follows: _____
_____.

f. _____ **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of *{date}* _____, through *{date}* _____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for () Awarding () Denying Alimony.** The Court has considered all of the following in awarding/denying alimony:

- a. The standard of living established during the marriage;
- b. The duration of the marriage;
- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including, the nonmarital and the marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and, when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as a nontaxable, nondeductible payment;
- h. All sources of income available to either party, including income available to either party through investments of any asset held by the party; and
- i. Any other factor necessary to do equity and justice between the parties: *{explain}* _____

_____ Please indicate here if additional pages are attached.

4. Arrearage/Retroactive Alimony.

a. _____ There is no alimony arrearage at the time of this Final Judgment.

OR

b. _____ The () Husband () Wife shall pay to the other party the alimony arrearage of:

\$_____ for retroactive alimony, as of {date} _____;

\$_____ for previously ordered unpaid alimony, as of {date} _____.

The total of \$_____ in alimony arrearage shall be repaid in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain} _____ beginning {date} _____, until paid in full including statutory interest.

3. _____ **Life Insurance (to secure payment of support).** To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance coverage on his/her life naming Obligee as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$_____ and shall remain in effect until the obligation for alimony terminates.

4. _____ **Other provisions relating to alimony, including any tax treatment and consequences:**

a. The award of alimony () does not () does leave the Obligor with significantly less net income than the net income of the recipient/Obligee. If yes, the court finds the following exceptional circumstances:

b. Other: _____

SECTION IV. METHOD OF PAYMENT

Obligor shall pay court-ordered alimony and arrears, if any, as follows:

1. Place of Payment.

a. _____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit

or the central depository, as required by statute, along with any fee required by statute .

OR

- b. ____ Both parties have requested and the court finds that support payments need not be directed through either the State Disbursement Unit or the central depository at this time at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. Income Deduction.

- a. ____ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

- b. ____ **Deferred.** Income Deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings:

There are no minor or dependent child(ren) common to the parties,

AND

There is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

- 3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to Obligee pursuant to the payment method prescribed above.

- 4. **Other provisions relating to method of payment.** _____

SECTION V. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ () Husband's () Wife's request(s) for attorney's fees, costs, and suit money is (are) denied because _____
_____.

OR

2. ____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Husband () Wife is hereby ordered to pay to the other spouse \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows:

_____.

SECTION VI. OTHER PROVISIONS

1. **Former Name.** The wife's former name of *{full legal name}* _____ is restored.

2. **Other Provisions.**

_____.

3. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED on _____ in _____, Florida.

CIRCUIT JUDGE

COPIES TO:

____ Husband (or his attorney)
____ Wife (or her attorney)
____ Central depository
____ State Disbursement Unit
____ Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____

Division: _____

Petitioner,

and

Respondent.

**SUPPLEMENTAL FINAL JUDGMENT MODIFYING PARENTAL
RESPONSIBILITY, VISITATION, OR PARENTING
PLAN/TIME-SHARING SCHEDULE AND OTHER RELIEF**

This cause came before this Court on a Supplemental Petition to Modify Parental Responsibility, Visitation, or Parenting Plan/Time-Sharing Schedule and Other Relief. The Court, having reviewed the file, having heard the testimony, and being otherwise fully advised, makes these findings of fact and reaches these conclusions of law:

SECTION I. FINDINGS

1. The Court has jurisdiction over the subject matter and the parties.
2. The last order establishing or modifying parental responsibility, visitation, a Parenting Plan, or time-sharing was entered on *{date}* _____.
3. There has been a substantial change in circumstances of the parties since the entry of the last order, specifically: _____

4. It is in the best interests of the minor child(ren) that the current parental responsibility, visitation, time-sharing schedule or Parenting Plan be changed because: _____

SECTION II. PARENTING PLAN ESTABLISHING PARENTAL RESPONSIBILITY AND TIME-SHARING WITH DEPENDENT OR MINOR CHILD(REN)

1. **Jurisdiction.** The Court has jurisdiction to determine parental responsibility, to establish or approve a Parenting Plan, and time-sharing with regard to the parties' minor child(ren) listed in paragraph 2 below.

2. **The parties' dependent or minor child(ren) is (are):**

Name

Birth date

3. **Parenting Plan.** The parties shall comply with the Parenting Plan which is attached and incorporated herein as Exhibit ____.

SECTION III. CHILD SUPPORT

1. **Modification of Child Support.**

[Choose **one** only]

- a. ___ The modification of parental responsibility or time-sharing entered above does not necessitate a modification of child support. The previous order or final judgment establishing or modifying child support shall remain in effect.

OR

- b. ___ The Court finds that there is a need for modification of child support and that the
() Mother () Father (hereinafter Obligor) has the present ability to pay child support.

The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct **OR** the Court makes the following findings:

The Mother's net monthly income is \$_____, (Child Support Guidelines _____%).

The Father's net monthly income is \$_____, (Child Support Guidelines _____%).

Monthly child care costs are \$_____.

Monthly health/dental insurance costs are \$_____.

2. **Amount.**

Child support established at the rate of \$_____per month for the _____children {total number of parties' minor or dependent children} shall be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. Child support shall be paid in the amount of \$_____ per _____ {week, month, other} which is consistent with the Obligor's current payroll cycle.

Upon the termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____ for the remaining _____ children {total number of remaining children} shall be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. This child support shall be paid in the amount of \$_____ per _____ {week, month, other} consistent with the Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form.}

The Obligor shall pay child support until all of the minor or dependent child(ren): reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is: dependent in fact; between the ages of 18 and 19; and is still in high school, performing in good faith with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

3. Arrearage/Retroactive Child Support.

[Choose **one** only]

a. ____ There is no child support arrearage at the time of this Supplemental Final Judgment.

OR

b. ____ The () Mother () Father shall pay to the other party the child support arrearage of:

\$_____ for retroactive child support, as of {date}_____.

\$_____ for previously ordered unpaid child support, as of {date}_____.

The total of \$_____ in child support arrearage shall be repaid in the amount of \$_____, per month payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain} _____

beginning {date} _____ until paid in full including statutory interest.

4. **Insurance.**

[Choose all that apply]

a. ___ **Health/Dental Insurance.** () Mother () Father shall be required to maintain () health and/or () dental insurance for the parties' minor child(ren), so long as reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said coverage to the other party;

OR

() health and/or () dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

b. ___ Reasonable and necessary **uninsured medical/dental/prescription drug costs** for the minor child(ren) shall be assessed as follows:

() Shared equally by both parents.

() Prorated according to the child support guideline percentages.

() Other {explain}: _____

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. ___ **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Mother () Father () Each parent shall maintain life insurance, in an amount of at least \$_____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary(ies) **OR** naming the () Mother () Father () other {name} _____ as Trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies, or becomes self-supporting.

6. ___ **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows: _____

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:** _____

SECTION IV. METHOD OF PAYMENT

Obligor shall pay court-ordered child support and arrears, if any, as follows:

1. Place of Payment.

- a. ___ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository as required by statute, along with any fee required by statute.

OR

- b. ___ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. Income Deduction.

- a. ___ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.
- b. ___ **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings: Income deduction is **not** in the best interests of the child(ren) because: *{explain}*

AND

There is proof of timely payment of a previously ordered obligation without an income deduction order,

AND

- () There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR**
() there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D

cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court .

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of payment.** _____

_____.

SECTION V. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ () Mother's () Father's request(s) for attorney's fees, costs, and suit money is (are) denied because: _____
_____.

2. ____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Mother () Father is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows:

_____.

SECTION VI. OTHER

1. **Other Provisions.** _____

_____.

2. The Court reserves jurisdiction to modify and enforce this Supplemental Final Judgment.

3. Unless specifically modified by this Supplemental Final Judgment, the provisions of all final judgments or orders in effect remain the same.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

A copy of the {*name of document(s)*} _____ was:
[Choose **only** one] () mailed () faxed and mailed () hand delivered to the parties listed below on
{*date*} _____ by {clerk of court or designee} _____.

____ Petitioner (or his or her attorney)
____ Respondent (or his or her attorney)
____ Central Depository
____ State Disbursement Unit
Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

Petitioner,

and

Respondent.

SUPPLEMENTAL FINAL JUDGMENT MODIFYING CHILD SUPPORT

This cause came before this Court on a Supplemental Petition for Modification of Child Support. The Court, having heard the testimony and reviewed the file and financial affidavits of the parties and being otherwise fully advised, makes these findings of fact and reaches these conclusions of law:

SECTION I. FINDINGS

1. The Court has jurisdiction over the subject matter and the parties.
2. **The parties' dependent or minor child(ren) is (are):**

Name	Birth date
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

3. The last order awarding or modifying child support was entered on *{date}* _____
4. There has been a substantial change in circumstances of the parties since the entry of the last order, specifically: _____

5. It is in the best interests of the minor child(ren) that the current child support order be changed because:

SECTION II. CHILD SUPPORT

1. The Court finds that there is a need for modification of child support and that the () Mother () Father (hereinafter Obligor) has the present ability to pay child support.

The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct **OR** the Court makes the following findings:

The Mother's net monthly income is \$_____, (Child Support Guidelines ____%).

The Father's net monthly income is \$_____, (Child Support Guidelines ____%).

Monthly child care costs are \$_____.

Monthly health/dental insurance costs are \$_____.

2. Amount.

Child support established at the rate of \$_____per month for the _____children *{total number of parties' minor or dependent children}* shall be paid commencing_____ *{month, day, year}* and terminating_____ *{month, day, year}*. Child support shall be paid in the amount of \$_____ per _____ *{week, month, other}* consistent with the Obligor's current payroll cycle.

Upon termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____for the remaining _____children *{total number of remaining children}* shall be paid commencing_____ *{month, day, year}* and terminating_____ *month, day, year}*. This child support shall be paid in the amount of \$_____per _____ *{week, month, other}* consistent with the Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form.}

_____.

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is dependent in fact, between the ages of 18 and 19, and is still in high school, performing in good faith with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____
_____.

3. Arrearage/Retroactive Child Support.

a. ___ There is no child support arrearage at the time of this Supplemental Final Judgment.

OR

b. ___ () Mother () Father shall pay to the other party the child support arrearage of: \$_____ for retroactive child support, as of {date} _____.

\$_____ for previously ordered unpaid child support, as of {date} _____.

The total of \$_____ in child support arrearage shall be repaid in the amount of \$_____ per month payable () in accordance with his or her employer's payroll cycle, and in any event at least once a month () other {explain} _____ beginning {date} _____, until paid in full including statutory interest.

4. Insurance.

[Choose **all** that apply]

a. ___ **Health/Dental Insurance.** () Mother () Father shall be required to maintain () health () dental insurance for the parties' minor child(ren), so long as it is reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said coverage to the other party. **OR** () Health () Dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

b. ___ Reasonable and necessary **uninsured medical/dental/prescription costs** for the minor child(ren) shall be assessed as follows:

() Shared equally by both parents.

() Prorated according to the child support guideline percentages.

() Other {explain}: _____

As to these uninsured medical/dental/prescription expenses, the party who incurs the expense shall

submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Mother () Father () Each party shall maintain life insurance coverage, in an amount of at least \$ _____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary(ies) OR naming the () Mother () Father () other {name} _____ as Trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance coverage shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies or otherwise becomes self-supporting .
6. **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows: _____

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:** _____

SECTION III. METHOD OF PAYMENT

1. Place of Payment.

- a. _____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

- b. _____ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. Income Deduction.

- a. **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for

making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

- b. **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings:
Income deduction is **not** in the best interests of the child(ren) because: *{explain}* _____

AND

There is proof of timely payment of a previously ordered obligation without an income deduction order,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.
4. **Other provisions relating to method of payment** _____

SECTION IV. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. () Mother's () Father's request(s) for attorney's fees, costs, and suit money is (are) denied because _____.
2. The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Mother () Father is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows: _____.

SECTION V. OTHER

1. Other Provisions. _____

2. The Court reserves jurisdiction to modify and enforce this Supplemental Final Judgment.

3. Unless specifically modified by this Supplemental Final Judgment, the provisions of all final judgments or orders in effect remain the same.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

A copy of the {name of document(s)} _____ was
[Choose **only** one] () mailed () faxed and mailed () hand delivered to the parties listed below on
{date} _____ by {clerk of court or designee} _____.

- ____ Petitioner (or his or her attorney)
- ____ Respondent (or his or her attorney)
- ____ Central Depository
- ____ State Disbursement Unit
- ____ Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No: _____
Division: _____

_____,
Petitioner,
and
_____,
Respondent.

SUPPLEMENTAL FINAL JUDGMENT MODIFYING ALIMONY

This cause came before this Court on a Supplemental Petition for Modification of Alimony. The Court, having heard the testimony and reviewed the file and the financial affidavits of the parties and being otherwise fully advised, makes these findings of fact and reaches these conclusions of law:

SECTION I. FINDINGS

1. The Court has jurisdiction over the subject matter and the parties.
2. The last order awarding or modifying alimony was entered on {date}_____.
3. There has been a substantial change in circumstances of the parties since entry of the last order, specifically: _____

_____.

SECTION II. ALIMONY

1. ___ The Court denies the request(s) for modification of alimony
OR
2. ___ The Court finds that there is a need to modify alimony and that () Petitioner () Respondent (hereinafter Obligor) has/had the present ability to pay alimony as follows:

[Choose **all** that apply]

- a. ___ **Permanent Periodic.** The permanent periodic alimony is () modified () terminated based upon either () a substantial change in circumstances, or () the existence of a supportive relationship in accordance with Section 61.14, Florida Statutes. Obligor shall pay modified permanent periodic alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month, or other:{explain} _____

beginning {date} _____. This alimony shall continue until further modified by court order, the death of either party, or remarriage of Obligee, whichever occurs first

- b. _____ **Durational.** The durational alimony is () modified () terminated based upon a substantial change in circumstances in accordance with section 61.08(7), Florida Statutes. If the length of the durational alimony is modified, the court finds that the following exceptional circumstances exist: _____

Obligor shall pay modified durational alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other {explain} _____.
beginning {date} _____ and terminating on {date} _____, the death of either party, remarriage of the Obligee, or until further modified by court order, whichever occurs first.

- c. _____ **Rehabilitative.** The rehabilitative alimony is () modified () terminated based upon: () a substantial change in circumstances, () noncompliance with the rehabilitative plan, or () completion of the rehabilitative plan. Obligor shall pay modified rehabilitative alimony to Obligee in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month, or () other {explain} _____ beginning {date} _____. This modified rehabilitative alimony shall continue until modified further by court order, the death of either party or until {date/event} _____, whichever occurs first. The rehabilitative plan presented demonstrated the following: _____

- d. _____ **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of {date} _____, through {date} _____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for () Awarding () Denying Modification of Alimony.** The Court has considered all of the following in awarding/denying the modification of alimony request:

- a. The standard of living established during the marriage;
- b. The duration of the marriage;
- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including, the nonmarital and the marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as nontaxable, nondeductible payment;
- h. All sources of income available to either party, including income available to either party

through investments of any assets held by that party, and

i. Any other factor necessary to do equity and justice between the parties *{Explain}*

Please indicate here if additional pages are attached.

4. Arrearage/Retroactive Alimony.

a. There is no alimony arrearage at the time of this Supplemental Final Judgment.

OR

b. The () Petitioner () Respondent shall pay to the other party the alimony arrearage of:

\$ _____ for retroactive alimony, as of *{date}* _____;

\$ _____ for previously ordered unpaid alimony, as of *{date}* _____.

The total of \$ _____ in alimony arrearage shall be repaid in the amount of

\$ _____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other *{explain}* _____

_____ beginning *{date}* _____, until paid in full including statutory interest.

5. Life Insurance (to secure payment of support).

To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance coverage on his/her life naming Obligee as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$ _____ and shall remain in effect until the obligation for alimony terminates.

6. Other provisions relating to modification of alimony, including any tax treatment and consequences: _____

_____.

SECTION III. METHOD OF PAYMENT

1. Place of Payment

a. Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

b. Both parties have requested and the court finds that support payments not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply to the depository pursuant to section 61.08, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

a. **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

b. **Deferred.** Income Deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings:

There is (are) no minor or dependent child(ren) common to the parties,

AND

There is proof of timely payment of a previously ordered obligation without an Income Deduction Order,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR**

() there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage of the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of payment.** _____

_____.

SECTION IV. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. () Petitioner's () Respondent's request(s) for attorney's fees, costs, and suit money is (are) denied because _____

_____.

2. The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Petitioner () Respondent is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours.

Other provisions relating to attorney's fees, costs, and suit money are as follows:

_____.

SECTION V. OTHER

1. **Other Provisions:** _____

_____.

2. The Court reserves jurisdiction to modify and enforce this Supplemental Final Judgment.

3. Unless specifically modified by this Supplemental Final Judgment, the provisions of all final judgments or orders in effect remain the same.

DONE AND ORDERED on _____ in _____, Florida.

CIRCUIT JUDGE

COPIES TO:

- ___ Petitioner (or his or her attorney)
- ___ Respondent (or his or her attorney)
- ___ Central Depository
- ___ State Disbursement Unit
- ___ Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____

Division: _____

Petitioner,

and

Respondent.

**SUPPLEMENTAL TEMPORARY JUDGMENT MODIFYING PARENTING
ISSUES FOR CHILD(REN) OF A PARENT ACTIVATED, DEPLOYED,
OR TEMPORARILY ASSIGNED TO MILITARY SERVICE**

This cause came before this Court on a Supplemental Petition for Temporary Modification of Custody or Parenting Plan/Time-Sharing Schedule for Child(ren) of a Parent Activated, Deployed, or Temporarily Assigned to Military Service. The Court, having reviewed the file, heard the testimony, and being otherwise fully advised, makes these findings of fact and reaches these conclusions of law:

SECTION I. FINDINGS

1. The Court has jurisdiction over the subject matter and the parties.
2. The last order establishing or modifying parental responsibility, visitation, or time-sharing was entered on {date} _____.
3. There is clear and convincing evidence that it is in the best interests of the minor child(ren) that the current order establishing parental responsibility, visitation, and time-sharing be temporarily modified as the () Mother () Father is activated, deployed, or temporarily assigned to military service. Specifically:

_____.

SECTION II. TEMPORARY PARENTING PLAN ESTABLISHING PARENTAL RESPONSIBILITY AND TIME-SHARING WITH DEPENDENT OR MINOR CHILD(REN)

1. **Jurisdiction.** The Court has jurisdiction to determine parental responsibility, to establish or approve

Florida Supreme Court Approved Family Law Form 12.993(d), Supplemental Temporary Judgment Modifying Parenting Issues for Child(ren) of a Parent Activated, Deployed, or Temporarily Assigned to Military Service.
(07/13)

a Parenting Plan, and time-sharing with regards to the parties' minor child(ren) listed in paragraph 2 below.

2. The parties' dependent or minor child(ren) is (are):

Name	Birth date
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

3. **Parenting Plan.** The parties shall comply with the temporary Parenting Plan which is attached and incorporated herein as Exhibit ____.

SECTION III. CHILD SUPPORT

1. Temporary Modification of Child Support.

[Choose **one** only]

- a. ____The () Mother's () Father's current obligation to pay child support is:(Choose only one)
 - () Abated
 - () Suspended
 - () Modified to \$_____ per _____.

- b. ____The Court finds that there is a need for temporary modification of child support and that the service member () Mother () Father (hereinafter Obligor) has the present ability to pay child support. The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct **OR** the Court makes the following findings:

The Mother's net monthly income is \$_____, (Child Support Guidelines ____%).
The Father's net monthly income is \$_____, (Child Support Guidelines ____%).
Monthly child care costs are \$_____.
Monthly health/dental insurance costs are \$_____.

2. Amount.

Child support established at the rate of \$_____per month for the _____children {total number of parties' minor or dependent children} shall be paid commencing _____{month, day, year} and terminating _____{month, day, year}. Child support shall be paid in the amount of \$_____ per _____{week, month, other} which is consistent with the Obligor's current payroll cycle.

Upon termination of the obligation of child support for one of the parties' children, child support in the amount of \$_____for the remaining _____children {total number of remaining children} shall

Florida Supreme Court Approved Family Law Form 12.993(d), Supplemental Temporary Judgment Modifying Parenting Issues for Child(ren) of a Parent Activated, Deployed, or Temporary Assigned to Military Service. (07/13)

be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. This child support shall be paid in the amount of \$ _____ per _____ {week, month, other} consistent with the Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form.}

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is dependent in fact, between the ages of 18 and 19, and is still in high school, performing in good faith with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

3. Arrearage/Retroactive Child Support.

[Choose **one** only]

a. There is no child support arrearage at the time of this Supplemental Temporary Judgment.

OR

b. The () Mother () Father shall pay to the other party the child support arrearage of:
\$ _____ for retroactive child support, as of {date} _____.
\$ _____ for previously ordered unpaid child support, as of {date} _____.
The total of \$ _____ in child support arrearage shall be repaid in the amount of \$ _____, per month payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other {explain} _____

_____ beginning {date} _____, until paid in full including statutory interest.

4. **Insurance.**

a. **Health/Dental Insurance.**

(Choose **one** only)

 The service member () Mother () Father shall enroll the child(ren) as a military dependent(s) with DEERs, TriCare, or other similar benefits available to military dependents as provided by the service member's branch or service and federal regulations;

OR

 The () Mother () Father shall maintain () health and/or () dental insurance for the parties' minor child(ren), so long as it is reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said insurance to the other party;

OR

 () Health () dental insurance is not reasonable in cost or accessible to the child(ren) at this time.

b. Reasonable and necessary **uninsured medical/dental/prescription drug costs** for the minor child(ren) shall be assessed as follows:

() Shared equally by both parents.

() Prorated according to the child support guideline percentages.

() Other *{explain}*: _____

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Mother () Father () Each party shall maintain life insurance, in an amount of at least \$_____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary(ies) **OR** naming the () Mother () Father () other *{name}* _____ as Trustee for the minor child(ren), so long as reasonably available. The obligation to maintain the life insurance coverage shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies, or otherwise becomes self-supporting .

6. **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows:

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:** _____

SECTION IV. METHOD OF PAYMENT

Obligor shall pay court-ordered child support and arrears, if any, as follows:

1. Place of Payment .

- a. ___ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

- b. ___ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through the State Disbursement Unit or the central depository.

2. Income Deduction.

- a. ___ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.
- b. ___ **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings:
Income deduction is **not** in the best interests of the child(ren) because: *{explain}*

AND

() There is proof of timely payment of a previously ordered obligation without an income deduction order,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, clerk of court and Obligee of any change in Payor and/or health insurance **OR** () there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by

the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of payment.** _____

SECTION V. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ () Petitioner's () Respondent's request(s) for attorney's fees, costs, and suit money is (are) denied because _____

OR

2. ____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Petitioner () Respondent is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows:

SECTION VI. OTHER

1. **Other Provisions.** _____

- 2. The Court reserves jurisdiction to modify and enforce this Supplemental Temporary Judgment.
- 3. Unless specifically modified by this supplemental temporary judgment, the provisions of all final judgments or orders in effect remain the same.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

A copy of the {*name of document(s)*} _____ was
[Choose **only** one] () mailed () faxed and mailed () hand delivered to the parties listed below on
{*date*} _____ by {*clerk of court or designee*} _____.

____ Petitioner (or his or her attorney)
____ Respondent (or his or her attorney)
____ Central Depository
____ State Disbursement Unit
____ Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

Husband,

and

Wife.

FINAL JUDGMENT FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF MARRIAGE WITH DEPENDENT OR MINOR CHILD(REN)

This cause came before this Court on a Petition for Support Unconnected with Dissolution of Marriage under section 61.09, Florida Statutes. The Court, having reviewed the file and heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction over the subject matter and the parties.
2. The following child(ren) are common to the parties:

Name	Birth date
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

SECTION I. ALIMONY

1. ___ The Court denies the request(s) for alimony.
OR
2. ___ The Court finds that there is a need for alimony and that ___ Husband ___ Wife has/had the ability to support his/her spouse and has failed to do so. ___ Husband ___ Wife(hereinafter Obligor) has the present ability to pay alimony as follows:
[Choose **all** that apply]
 - a. ___ **Permanent Periodic.**
 1. The court finds that no other form of alimony is fair and reasonable under the circumstances of the parties.

Florida Supreme Court Approved Family Law Form 12.994(a), Final Judgment for Support Unconnected with Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

2. As a marriage of **(choose only one)**:

___ **Long Duration** (17 years or greater) alimony is appropriate upon consideration of all relevant factors;

___ **Moderate Duration** (greater than 7 years but less than 17) alimony is appropriate based upon clear and convincing evidence after consideration of all relevant factors; or

___ **Short Duration** (less than 7 years) alimony is appropriate based upon the following exceptional circumstances: _____

_____.

3. Obligor shall pay permanent periodic alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month or () other: {explain}_____

_____ beginning {date} _____. This alimony shall continue until modified by court order, the death of either party, or remarriage of Oblige, whichever occurs first.

The alimony may be modified or terminated based upon either a substantial change in circumstances or the existence of a supportive relationship in accordance with section 61.14, Florida Statutes.

b. ___ **Bridge-the-Gap**. Obligor shall pay bridge-the-gap alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month, or () other: {explain}_____ beginning {date} _____ and continuing until {date} _____ [a period not to exceed two (2) years], death of either party or remarriage of Oblige.

c. ___ **Rehabilitative**. Obligor shall pay rehabilitative alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month, or () other {explain} _____

beginning {date} _____. This rehabilitative alimony shall continue until modified by court order, the death of either party or until {date/event} _____, whichever occurs first. The rehabilitative plan presented demonstrated the following: _____

_____.

d. ___ **Durational**. Obligor shall pay durational alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month, or () other: {explain}_____

beginning {date}_____ and terminating on {date}_____ the death of either party, remarriage of Obligee or until modified by court order in accordance with section 61.08(7), Florida Statutes; whichever occurs first.

e. ___ **Lump Sum.** Obligor shall pay lump sum alimony to Obligee in the amount of \$ _____ which shall be paid as follows:_____.

f. ___ **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$ _____ for the period of {date} _____, through {date} _____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for () Awarding () Denying Alimony.** The Court has considered all of the following in awarding/denying alimony:

- a. The standard of living established during the marriage;
- b. The duration of the marriage;
- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including the nonmarital and the marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and, when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The responsibilities each party will have with regard to any minor children they have in common;
- h. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as a nontaxable, nondeductible payment;
- i. All sources of income available to either party, including income available to either party through investments of any asset held by that party; and
- j. Any other factor necessary to do equity and justice between the parties: {Explain} _____

____ Please indicate here if additional pages are attached.

4. **Arrearage/Retroactive Alimony.**

a. ___ There is no alimony arrearage at the time of this Final Judgment.

OR

b. _____

___ Respondent shall pay to Petitioner the alimony arrearage of:

\$ _____ for retroactive alimony, as of {date} _____.

\$ _____ for previously ordered unpaid alimony, as of {date} _____.

The total of \$_____ in alimony arrearage shall be repaid in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other {explain} _____ beginning {date} _____, until paid in full including statutory interest.

5. **Life Insurance (to secure payment of support).** To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance on his/her life naming Obligee as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$_____ and shall remain in effect until the obligation for alimony terminates.

6. **Other provisions relating to alimony including any tax treatment and consequences:**

a. The award of alimony () does not () does leave the Obligor with significantly less net income than the net income of the recipient/Obligee. If yes, the court finds the following exceptional circumstances: _____

b. Other: _____

SECTION II. CHILD SUPPORT

1. The Court finds that there is a need for child support and that the () Mother () Father (hereinafter Obligor) has the present ability to pay child support.

The amounts in the Child Support Guidelines Worksheet, Florida Family Law Rules of Procedure Form 12.902(e), filed by the () Mother () Father are correct **OR** the Court makes the following findings:

The Mother's net monthly income is \$ _____, (Child Support Guidelines _____%).

The Father's net monthly income is \$ _____, (Child Support Guidelines _____%).

Monthly child care costs are \$ _____.

Monthly health/dental insurance costs are \$ _____.

2. Amount.

Child support established at the rate of \$_____ per month for the _____ children {total number of parties' minor or dependent children} shall be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. Child support shall be paid in the amount of \$_____ per _____ {week, month, other} which is consistent with the Obligor's current payroll cycle.

Upon termination of the obligation of child support for one of the parties' children, child support in the

amount of \$_____ for the remaining _____ children {total number of remaining children} shall be paid commencing _____ {month, day, year} and terminating _____ {month, day, year}. This child support shall be paid in the amount of \$_____ per _____ {week, month, other} consistent with the Obligor's current payroll cycle.

{Insert schedule for the child support obligation, including the amount, and commencement and termination dates, for the remaining minor or dependent children, which shall be payable as the obligation for each child ceases. Please indicate whether the schedule ____ appears below or ____ is attached as part of this form.}

The Obligor shall pay child support until all of the minor or dependent children: reach the age of 18; become emancipated, marry, join the armed services, die, or become self-supporting; or until further order of the court or agreement of the parties. The child support obligation shall continue beyond the age of 18 and until high school graduation for any child who is dependent in fact, between the ages of 18 and 19, and is still in high school, performing in good faith with a reasonable expectation of graduation before the age of 19.

If the child support ordered deviates from the guidelines by more than 5%, the factual findings which support that deviation are: _____

3. Arrearage/Retroactive Child Support.

a. ____ There is no child support arrearage at the time of this Final Judgment.

OR

b. ____ The () Mother () Father shall pay to the other party the child support for previously ordered unpaid child support, as of {date} _____.

The total of \$_____ child support arrearage shall be repaid in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other {explain}

beginning {date} _____, until paid in full including statutory interest.

Florida Supreme Court Approved Family Law Form 12.994(a), Final Judgment for Support Unconnected with Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

4. **Insurance.**

[Choose **all** that apply]

a. **Health/Dental Insurance.** () Mother () Father shall be required to maintain () health and/or () dental insurance for the parties' minor child(ren), so long as it is reasonable in cost and accessible to the child(ren). The party providing insurance shall be required to convey insurance cards demonstrating said insurance to the other party.

OR

() health () dental insurance is either not reasonable in cost or accessible to the children at this time.

b. Reasonable and necessary uninsured medical/dental/prescription drug costs for the minor child(ren) shall be assessed as follows:

() Shared equally by both parents.

() Prorated according to the child support guideline percentages.

() Other {*explain*}: _____

As to these uninsured medical/dental/prescription drug expenses, the party who incurs the expense shall submit a request for reimbursement to the other party within 30 days, and the other party, within 30 days of receipt, shall submit the applicable reimbursement for that expense, according to the schedule of reimbursement set out in this paragraph.

5. **Life Insurance (to secure payment of support).** To secure the child support obligations in this judgment, () Mother () Father () Each party shall maintain life insurance, in an amount of at least \$_____, on () his life () her life () his/her life naming the () minor child(ren) as the beneficiary(ies) **OR** naming () Mother () Father () other {*name*}_____ as Trustee for the minor child(ren). The obligation to maintain the life insurance coverage shall continue until the youngest child turns 18, becomes emancipated, marries, joins the armed services, dies, or becomes self-supporting.

6. **IRS Income Tax Exemption(s).** The assignment of any tax exemption(s) for the child(ren) shall be as follows: _____

Further, each party shall execute any and all IRS forms necessary to effectuate the provisions of this paragraph.

7. **Other provisions relating to child support:** _____

SECTION III. METHOD OF PAYMENT

Obligor shall pay court-ordered child support/alimony and arrears, if any, as follows:

Florida Supreme Court Approved Family Law Form 12.994(a), Final Judgment for Support Unconnected with Dissolution of Marriage with Dependent or Minor Child(ren) (07/13)

1. **Place of Payment.**

- a. ____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute .
OR
- b. ____ Both parties have requested and the court finds that it is in the best interests of the child(ren) that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.08 or 61.13, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

- a. ____ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.
- b. ____ **Deferred.** Income deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings: Income deduction is **not** in the best interests of the child(ren) because: *{explain}*

AND

() there is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() there is an agreement by the Obligor to advise the Title IV-D agency, clerk of court, and Obligee of any change in Payor and/or health insurance **OR**

() there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

- 3. **Bonus/one-time payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

- 4. **Other provisions relating to method of payment.** _____

SECTION IV. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. Husband's () Wife's request(s) for attorney's fees, costs, and suit money is (are) denied because:
_____.

2. The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Husband () Wife is hereby ordered to pay to the other party \$ _____ in attorney's fees, and \$ _____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$ _____ per hour and _____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows:

_____.

SECTION V. OTHER PROVISIONS

1. **Other Provisions:**

_____.

2. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED at _____, Florida, on _____.

CIRCUIT JUDGE

A copy of the {name of document(s)} _____ was
[Choose **only** one] () mailed () faxed and mailed () hand delivered to the parties listed below on
{date} _____ by {clerk of court or designee} _____.

____ Husband (or his attorney)
____ Wife (or her attorney)
____ Central Depository
____ State Disbursement Unit
____ Other: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

In re the Marriage of:

Case No.: _____

Division: _____

Husband,
and

Wife.

FINAL JUDGMENT FOR SUPPORT UNCONNECTED WITH DISSOLUTION OF MARRIAGE WITH NO DEPENDENT OR MINOR CHILD(REN)

This cause came before this Court on a Petition for Support Unconnected with Dissolution of Marriage under section 61.09, Florida Statutes. The Court, having reviewed the file and heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction over the subject matter and the parties.
2. The parties have no minor or dependent children in common, and the wife is not pregnant.

SECTION I. ALIMONY

1. _____ The Court denies the request(s) for alimony.

OR

2. _____ The Court finds that there is a need for alimony and that _____ Husband _____ Wife has/had the ability to support his/her spouse and has failed to do so. _____ Husband _____ Wife (hereinafter Obligor) has the present ability to pay alimony as follows:

[Choose **all** that apply]

- a. _____ **Permanent Periodic.**

1. The court finds that no other form of alimony is fair and reasonable under the circumstances of the parties.

2. As a marriage of **(choose one only):**

_____ **Long Duration** (17 years or greater) alimony is appropriate upon consideration of all relevant factors;

_____ **Moderate Duration** (greater than 7 years but less than 17) alimony is appropriate based upon clear and convincing evidence after consideration of all relevant factors;

_____ **Short Duration** (less than 7 years) alimony is appropriate based upon the following

Florida Supreme Court Approved Family Law Form 12.994(b), Final Judgment for Support Unconnected with Dissolution of Marriage with No Dependent or Minor Child(ren) (07/13)

exceptional circumstances: _____

_____.

3. Obligor shall pay permanent periodic alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month, or () other: *{explain}*_____
beginning *{date}*_____. This alimony shall continue until modified by court order, the death of either party, or remarriage of Oblige, whichever occurs first. The alimony may be modified or terminated based upon either a substantial change in circumstances, or a supportive relationship in accordance with section 61.14, Florida Statutes.

b. **Bridge-the-Gap.** Obligor shall pay bridge-the-gap alimony to Oblige in the amount of \$_____per month, payable () in accordance with Obligor's employer's payroll cycle, beginning *{date}*_____and continuing until *{date}*_____ *{a period not to exceed two years}*, remarriage of Oblige, or death of either party, whichever occurs first.

c. **Rehabilitative.** Obligor shall pay rehabilitative alimony to Oblige in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month () other *{explain}*_____, beginning *{date}*_____. This rehabilitative alimony shall continue until modified by court order, the death of either party or until *{date/event}*_____

_____ whichever occurs first. The rehabilitative plan presented demonstrated the following:

_____.

d. **Durational.** Obligor shall pay durational alimony to Oblige in the amount of \$_____per month payable () in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month, or () other *{explain}*_____
beginning *{date}*_____and terminating on *{date}*_____,
remarriage of the Oblige, death of either party, or until modified by court order in accordance with section 61.08(7), Florida Statutes; whichever occurs first.

e. **Lump Sum.** Obligor shall pay lump sum alimony to Oblige in the amount of \$_____ which shall be paid as follows:_____

f. **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$_____ for the period of *{date}*_____, through *{date}*_____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for () Awarding () Denying Alimony.** The Court has considered all of the following in awarding/denying alimony:

- a. The standard of living established during the marriage;
- b. The duration of the marriage;

- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including the nonmarital and the marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and, when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as nontaxable, nondeductible payment;
- h. All sources of income available to either party, including income available to either party through investments of any asset held by the party; and
- i. Any other factor necessary to do equity and justice between the parties *{Explain}*

_____ Please indicate here if additional pages are attached.

4. Arrearage/Retroactive Alimony.

a. _____ There is no alimony arrearage at the time of this Final Judgment.

OR

b. _____ Respondent shall pay to Petitioner the alimony arrearage of:

\$ _____ for retroactive alimony, as of *{date}* _____.

\$ _____ for previously ordered unpaid alimony, as of *{date}* _____.

The total of \$ _____ in alimony arrearage shall be repaid in the amount of

\$ _____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month, () or other: *{explain}* _____

_____ beginning *{date}* _____, until paid in full including statutory interest.

5. _____ **Life Insurance (to secure payment of support).** To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance coverage on his/her life naming Obligee as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$ _____ and shall remain in effect until the obligation for alimony terminates.

6. _____ Other provisions relating to alimony including any tax treatment and consequences:

a. The award of alimony () does not () does leave the Obligor with significantly less net income than the net income of the recipient/Obligee. If yes, the court finds the following exceptional circumstances: _____

b. Other _____

SECTION II. METHOD OF PAYMENT

Obligor shall pay court-ordered alimony and arrears, if any, as follows:

1. **Place of Payment**

a. _____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.

OR

b. _____ Both parties have requested and the court finds that support payments need not be directed through either the State Disbursement Unit or the central depository at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. **Income Deduction.**

a. _____ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor's income. Until support payments are deducted from Obligor's paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.

b. _____ **Deferred.** Income Deduction is ordered this day, but it shall not be effective until a delinquency of \$ _____, or, if not specified, an amount equal to one month's obligation occurs. Income deduction is not being implemented immediately based on the following findings:

There are no minor child(ren) common to the parties,

AND

There is proof of timely payment of a previously ordered obligation without an income deduction order in cases of modification,

AND

() There is an agreement by the Obligor to advise the Title IV-D agency, clerk of court, and Obligee of any change in Payor and/or health insurance **OR**

() there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/One-Time Payments.** () All () _____% () No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to the Obligee pursuant to the payment method prescribed above.

4. **Other provisions relating to method of payment:** _____

SECTION III. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. () Husband's () Wife's request(s) for attorney's fees, costs, and suit money is (are) denied because _____
_____.

2. The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. () Husband () Wife is hereby ordered to pay to the other party \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$____ per hour and ____ reasonable hours.

Other provisions relating to attorney's fees, costs, and suit money are as follows: _____
_____.

SECTION IV. OTHER PROVISIONS

1. **Other Provisions.** _____

2. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED on _____ in _____, Florida.

CIRCUIT JUDGE

COPIES TO:

____ Husband (or his attorney)

____ Wife (or her attorney)

____ Central Depository

____ State Disbursement Unit

____ Other: _____