

## **Divorce Packet Lawrence County**

**You must follow proper filing procedure in regards to time of filing, etc.**

Follow the Lawrence County Local Rules found on the county website at [lawrencecountypa.gov](http://lawrencecountypa.gov)

**There is a proper filing time schedule that must be followed.**

IF YOU NEED ASSISTANCE, CONTACT AN ATTORNEY.

NO ONE IN THE COURTHOUSE IS PERMITTED TO GIVE YOU LEGAL ADVICE, TELL YOU HOW TO COMPLETE THE PAPERWORK, OR ASSIST YOU FURTHER. CONTACT AN ATTORNEY

File in Prothonotary's Office - 1st Floor

Filing Fee:	\$186.00	Complaint in Divorce
	\$19.00	Praecipe to Transmit Record

Included in the Divorce packet are as follows:

1. Complaint in Divorce
2. Notice to Defend and Claim Rights
3. Acceptance of Service
4. Praecipe to Transmit Record
5. Affidavit of Consent (2 copies - one for Plaintiff/one for Defendant)
6. Waiver of Notice (2 copies - one for Plaintiff/one for Defendant)
7. Divorce Decree

_____ ,	:IN THE COURT OF COMMON PLEAS
Plaintiff	:LAWRENCE COUNTY, PENNSYLVANIA
	:
vs.	:
	:No. _____ of 20 ____, C.A.
_____ ,	:
Defendant	:

### **COMPLAINT IN DIVORCE**

1. Plaintiff is \_\_\_\_\_, who currently resides  
at \_\_\_\_\_.
2. Defendant is \_\_\_\_\_, who currently resides  
at \_\_\_\_\_.
3. Plaintiff and Defendant, have been bona fide residents in the Commonwealth for  
at least six months immediately previous to the filing of this Complaint
4. The Plaintiff and Defendant were married on \_\_\_\_\_.
5. There have been no prior actions of divorce or for annulment between the parties.
6. The marriage is irretrievably broken.
7. Plaintiff has been advised that counseling is available and that plaintiff may have  
the right to request that the court require the parties to participate in counseling
8. Plaintiff requests the Court to enter a Decree of Divorce.

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

\_\_\_\_\_  
Plaintiff

Date: \_\_\_\_\_

_____, Plaintiff	:IN THE COURT OF COMMON PLEAS :LAWRENCE COUNTY, PENNSYLVANIA : : :No. _____ of 20 ____, C.A. : :
vs.  _____, Defendant	

**NOTICE TO DEFEND AND CLAIM RIGHTS**

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a Decree of Divorce or Annulment may be entered against you by the Court. A judgment may also be entered against you for any other claim or relief requested in these papers by the Plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the ground for divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the Office of the Prothonotary at the Lawrence County Government Center, Court Street, New Castle, Pennsylvania, 16101.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OR PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Lawyer Referral Service  
 Lawrence County Government Center  
 430 Court Street  
 New Castle, PA 16101  
 724-656-1921

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

:

:No. \_\_\_\_\_ of 20\_\_\_\_, C.A.

:

:

**ACCEPTANCE OF SERVICE**

I hereby accept service of the Complaint in Divorce.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Defendant Signature

_____,	:IN THE COURT OF COMMON PLEAS
Plaintiff	:LAWRENCE COUNTY, PENNSYLVANIA
	:
vs.	:
	:No. _____ of 20 ____, C.A.
_____,	:
Defendant	:

**PRAECIPE TO TRANSMIT RECORD**

To the Prothonotary:

Transmit the record, together with the following information, to the Court for entry of a divorce decree:

1. Ground for divorce: irretrievable breakdown under §3301(c) of the Divorce Code.

2. Date and manner of service of the complaint:

\_\_\_\_\_

3. Date of execution of the affidavit of consent required by §3301(c) of the Divorce Code: by Plaintiff \_\_\_\_\_; by Defendant \_\_\_\_\_.

4. Related claims pending: none.

5. Date Plaintiff's Waiver of Notice was filed with the prothonotary:

\_\_\_\_\_. Date Defendant's Waiver of Notice was

filed with the prothonotary:\_\_\_\_\_.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

\_\_\_\_\_  
Plaintiff

Date:\_\_\_\_\_

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

:

:No. \_\_\_\_\_ of 20\_\_\_\_, C.A.

:

:

**AFFIDAVIT OF CONSENT**

1. A complaint in divorce under §3301(c) of the Divorce Code was filed on  
\_\_\_\_\_.
2. The marriage of plaintiff and defendant is irretrievably broken and ninety days  
have elapsed from the date of the filing and service of the Complaint.
3. I consent to the entry of a final decree of divorce after service of notice of  
intention to request entry of the decree.

I verify that the statements made in this affidavit are true and correct. I  
understand that false statements herein are made subject to the penalties of 18  
Pa.C.S. §4904 relating to unsworn falsification to authorities.

\_\_\_\_\_  
Plaintiff

Date: \_\_\_\_\_

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

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:No. \_\_\_\_\_ of 20\_\_\_\_, C.A.

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\_\_\_\_\_  
Defendant

Date: \_\_\_\_\_

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

:

:No. \_\_\_\_\_ of 20 \_\_\_\_, C.A.

:

:

**WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A  
DIVORCE DECREE UNDER § 3301(c) OF THE DIVORCE CODE**

1. I consent to the entry of a final decree of divorce without notice.
2. I understand that I may lose rights concerning alimony, division of property,  
lawyer's fees or expenses if I do not claim them before a divorce is granted.
3. I understand that I will not be divorced until a divorce decree is entered by the  
Court and that a copy of the decree will be sent to me immediately after it is filed  
with the prothonotary.

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Pa.C.S. §4904 relating to unsworn falsification to authorities.

\_\_\_\_\_  
Defendant

Date: \_\_\_\_\_



\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

:

:No. \_\_\_\_\_ of 20 \_\_\_\_, C.A.

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\_\_\_\_\_  
Plaintiff

Date: \_\_\_\_\_

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

:IN THE COURT OF COMMON PLEAS  
:LAWRENCE COUNTY, PENNSYLVANIA

:

:

:No. \_\_\_\_\_ of 20\_\_\_\_, C.A.

:

:DIVORCE DECREE

:Under Section 3301 of the Divorce Code

### **DIVORCE DECREE**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, it is hereby  
ORDERED and DECREED that the Plaintiff, \_\_\_\_\_ and the  
Defendant, \_\_\_\_\_, are divorced from the bonds of  
matrimony.

The parties shall reaffirm or change the beneficiary status of any life insurance policies, annuity contracts, pensions, profit sharing plans, or other contractual arrangements providing for payment to a spouse if it is the intention of one of the parties to keep or change to other party as beneficiary. Failure to do so may result in revocation of the beneficiary designation pursuant to 20 Pa C.S. § 6111.2 (Effect of Divorce or Pending Divorce on Designation of Beneficiaries).

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.

The Prothonotary shall be responsible for properly serving a copy of this Order upon counsel of record; upon the Lawrence County Domestic Relations Office; and if a party has no counsel, then upon said party at their last known address as contained in the Court's file, in accordance with Pa.R.Civ.P. 236 and Rule L236.

By the Court,

\_\_\_\_\_