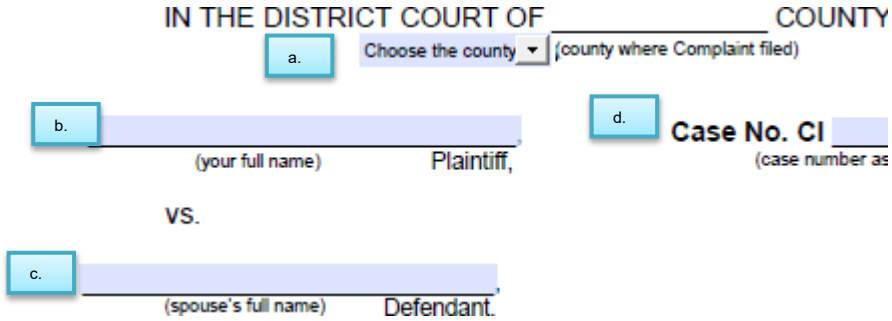
INSTRUCTIONS FOR COMPLETING THE COMPLAINT FOR DISSOLUTION OF MARRIAGE (WITH CHILD(REN))

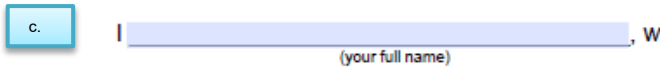
HEADING

a. Choose the county in the drop down box below the first blank. This is where you are filing the complaint.
b. Enter your first, middle, and last names. You are the plaintiff.
c. Enter your spouse's first, middle, and last names. Your spouse is the defendant.
d. The clerk of the district court will give you a case number when you file the complaint. You must include the case number on any papers you file.



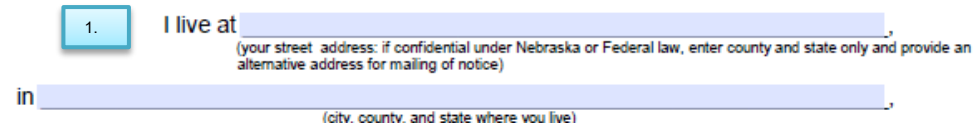
BODY OF COMPLAINT

e. Enter your full name in the first paragraph. This paragraph does not have a number.

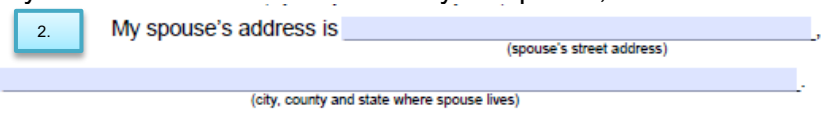


The numbers below give instructions for completing the paragraphs with the same numbers in the complaint.

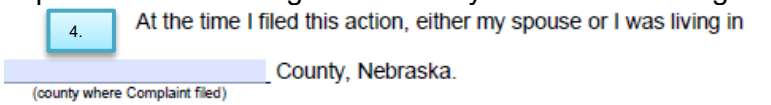
Paragraph 1. Enter your complete address, including street number, city, county, and state. If your address is confidential under Nebraska or Federal law, enter county and state only and provide an alternative address for mailing of notice.



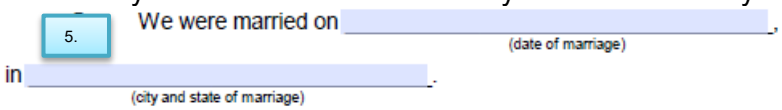
Paragraph 2. Enter your spouse's complete address, including street number, city, county, and state. If you do not know the address of your spouse, enter "unknown."



Paragraph 4. Enter the name of the county where you are filing this divorce action. Either you or your spouse must be living in this county at the time of filing.



Paragraph 5. Enter the date you were married and the city and state where you were married.



Paragraph 9. Enter the number of child(ren) born to you and your spouse. Then enter the first, middle, and last names of each child and each child's year of birth.

9. My spouse and I have _____ (number of children) child(ren) whose custody or welfare may be affected by this divorce. Their names and years of birth are:

_____ (name of child) _____ (child's year of birth)

_____ (name of child) _____ (child's year of birth)

Paragraph 10. If you are requesting custody of the child(ren), enter "I am." If you are requesting your spouse be awarded custody, enter "my spouse is." If you are requesting both you and your spouse be awarded custody, enter "both my spouse and I are."

10. _____ ("I am," "My spouse is," or "Both my spouse and I are") fit to have the care, custody, and control of our minor child(ren).

Paragraph 11. (a) To complete this paragraph, you must give information about the child(ren)'s living situation for the last 5 (five) years. For ***each*** location where the child(ren) lived, enter: (1) the dates the child(ren) lived at that location; (2) the address, including street, city, and state, where the child(ren) lived, and (3) the names and ***current*** addresses of the persons with whom the child(ren) lived. If an address is confidential under Nebraska or Federal law, enter county and state only and provide an alternative address for mailing of notice.

(a) For the last five years, the child(ren)'s addresses and the persons they have lived with are:

DATES:	ADDRESS:	NAME and *CURRENT* ADDRESS OF PERSON(S) WITH WHOM THE CHILD(REN) HAVE LIVED:

(b) To complete this paragraph, you must check the box that applies. If you have not participated in any other court proceedings in this state or any other state concerning custody of or parenting time with the child(ren), check the first box. If you have participated in any other court proceedings in this state or any other state concerning custody of or parenting time with the child(ren), check the second box and enter the name of the court (for example, District Court of Douglas County, or Lancaster County Juvenile Court), the case number, and the date that any custody determination was made.

(b) Check the box that applies:

☐ I have not been a party or a witness in any other proceeding concerning the custody of or parenting time with the child(ren).

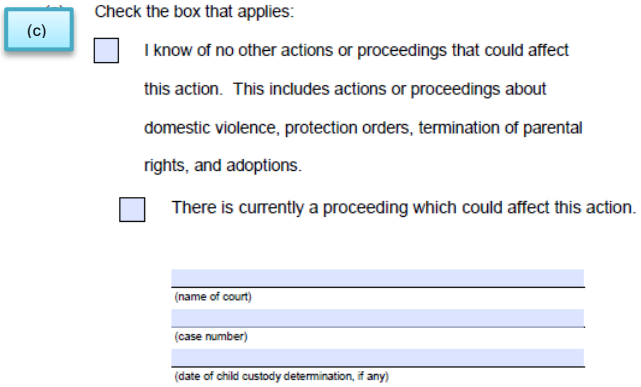
☐ I have been a party or a witness in another proceeding concerning the custody of or parenting time with the child(ren), as follows:

_____ (name of court)

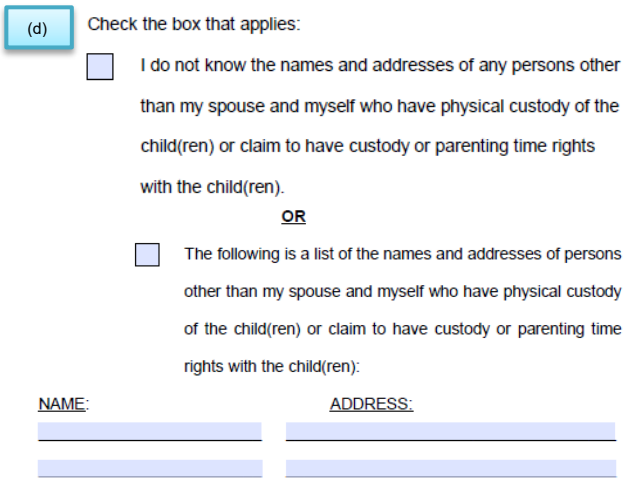
_____ (case number)

_____ (date of child custody determination, if any)

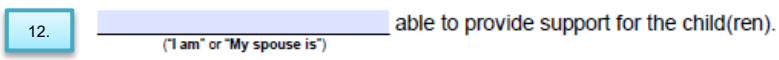
(c) To complete this paragraph, you must check the box that applies. If you are not aware of any court proceedings that could affect this divorce, check the first box. If you know of any other court proceedings in this state or any other state (such as lawsuits about domestic violence, protection orders, termination of parental rights, and adoptions) that could affect this divorce, check the second box and enter the name of the court (for example, District Court of Douglas County, or Lancaster County Juvenile Court), the case number, and the date that any custody determination was made.



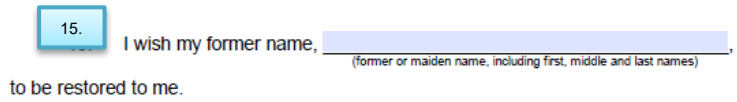
(d) To complete this paragraph, you must check the box that applies. If you do not know the names of any persons other than you or your spouse who have physical custody of the child(ren) or claim to have custody or parenting time rights with the child(ren), check the first box. If you know the names of persons other than you or your spouse who have physical custody of the child(ren) or claim to have custody or parenting time rights with the child(ren) enter the name and address of each person.



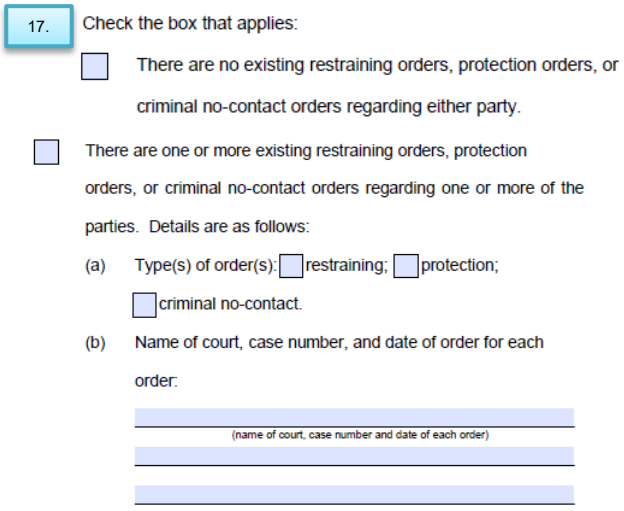
Paragraph 12. If you are requesting custody, enter “my spouse is.” If you are requesting that your spouse be awarded custody, enter “I am.”



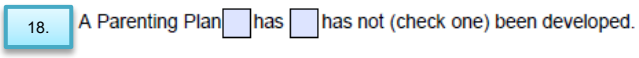
Paragraph 15. If you are requesting that your former name be restored, enter the first, middle, and last names you would like to use. If you are not requesting that your former name be restored to you, cross out this paragraph.



Paragraph 17. To complete this paragraph, you must check the box that applies. If there are no existing restraining, protection, or criminal no-contact orders, check the first box. If there are any such orders, check the second box and supply the required information. In (a), check the blank beside the type of order in existence. If more than one order is in existence, check all blanks that apply. In (b), provide the name of the court (i.e., Lancaster County District Court), the case number, and the date the order was entered for <u>each</u> order in existence.



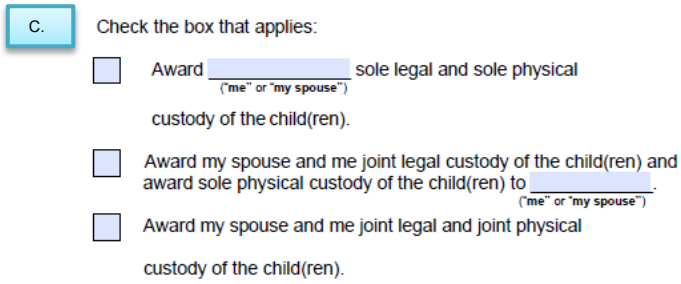
Paragraph 18. If a Parenting Plan has already been developed, place a checkmark on the line before the word “has.” If a Parenting Plan has not already been developed, place a checkmark on the line before the words “has not.”



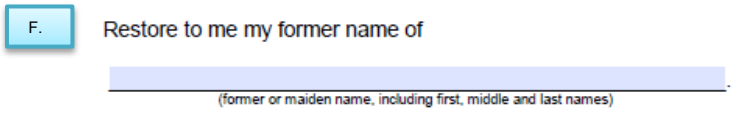
CLOSING PARAGRAPH

The letters below give instructions for completing the paragraphs with the same letters on the complaint. This section starts with “I request the court:”

Paragraph C. Check the first box if you are requesting either your spouse or you have sole legal and sole physical custody. If you are requesting sole legal and sole physical custody, enter "me." If you are requesting your spouse have sole legal and sole physical custody, enter "my spouse."
Check the second box if you are requesting that you and your spouse have joint legal custody and either you or your spouse will have sole physical custody. Enter "me" if you are requesting sole physical custody. Enter "my spouse" if you are requesting your spouse have sole physical custody.
Check the third box if you are requesting that you and your spouse be awarded joint legal and joint physical custody.



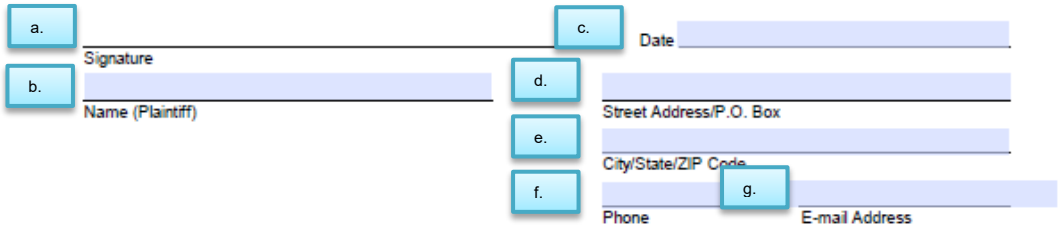
Paragraph F. If you are requesting that your former name be restored, enter the complete former name to be restored including first, middle, and last names. If you are not requesting that your former name be restored to you, cross out this paragraph.



FINAL SIGNATURE

DO NOT SIGN THIS FORM UNTIL YOU ARE IN THE PRESENCE OF A NOTARY PUBLIC.

a. Wait to sign your name until it can be notarized.
b. Print your first, middle, and last names.
c. Enter the date
d. Enter your mailing address.
e. Enter the city, state, and ZIP code of your mailing address.
f. Enter your telephone number, including the area code.
g. Enter your email address, if any.



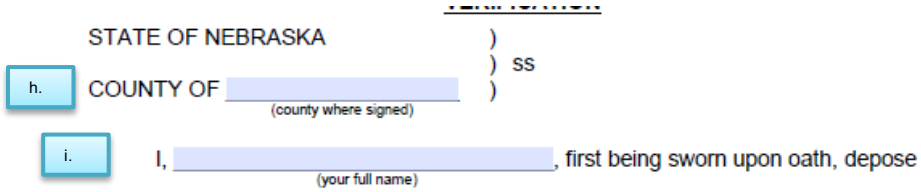
VERIFICATION

This form must be signed and sworn to in the presence of a notary public. You must bring a photo identification for the notary to verify your identity.

h. In the blank following "County of" enter the name of the county where you are signing this complaint.

i. In the blank following "I" print your first, middle, and last names.

j. In the presence of a Notary Public, sign your name and swear under oath that everything in the complaint is a true statement.



DO NOT SIGN THE COMPLAINT UNTIL YOU ARE BEFORE A NOTARY PUBLIC.

