

Your Name: _____
Your Address: _____
Your Phone No: _____

Community Court of the
SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY

v.

Petitioner

Respondent

Case No. _____

DIVORCE COMPLAINT

COMES NOW, the Petitioner, _____, Indian /non-Indian who alleges:
That he/she and the Respondent, _____, Indian/Non-Indian were married on
or about the _____ day of _____,
That on or about the _____ day of _____, the Respondent did, in
violation of Section 10-35 (a) or (b) _____ (Please
refer to the Divorce code included in this packet)

That the Salt River Pima-Maricopa Indian Community Court has jurisdiction over this matter,

That there are _____ child(ren) were born of this marriage as follows:

<u>NAME</u>	<u>DOB</u>	<u>AGE</u>
_____	____/____/____	_____ years old
_____	____/____/____	_____ years old
_____	____/____/____	_____ years old
_____	____/____/____	_____ years old
_____	____/____/____	_____ years old

Petitioner argues that custody of the above named children should be awarded to _____
and reasonable visitation should be awarded to _____ as follows:
(state how you would like visitation to be ordered) _____

That child support should be awarded to _____, in the amount of _____ per _____.

That there are certain debts of the parties to be divided as follows: _____

That property of the parties should be divided as: _____

That Wife's maiden name is _____ and shall be restored back to her.

I have/have not filed an action for Separate Maintenance on the grounds of § 10-35, a _____, with a file number of, _____.

Petitioner prays that the foregoing establishes grounds for divorce and prays the court will grant a decree of absolute divorce and award to the Petitioner the requested relief.

AFFIRMATION

I have read the foregoing and know of my own knowledge that facts stated therein are true and correct pursuant to Section 5-11, Salt River Code of Ordinances.

Print Name

Petitioner's Signature

SUBSCRIBED and SWORN TO before me this _____ day of _____, 200__.

COURT CLERK or Notary Public

My commission expires



SALT RIVER
PIMA-MARICOPA INDIAN COMMUNITY COURT
10005 E. Osborn Road, Scottsdale, AZ 85256 480-362-6315

V E R I F I C A T I O N

STATE OF ARIZONA)

)

COUNTY OF MARICOPA)

_____, being first duly sworn upon his/her oath
disposes and says:

That he/she gives consent in the entitled action and that he/she has read the foregoing
petition and that he/she knows the contents thereof: that the same is true of his/her
personal knowledge except as to those statements made therein upon information and
belief and as to those he/she believes them to be true.

PERSON GIVING CONSENT

SUBSCRIBED and SWORN before me on this _____ day of _____ 20 _____

COURT CLERK or NOTARY PUBLIC

Notary Signature

My Commission Expires

SRPMIC CIVIL COURT COVERSHEET

THIS FORM MUST BE FILLED OUT COMPLETELY BEFORE WE CAN TAKE YOUR FILING

1. Have you filed any papers with Juvenile Court regarding this matter? ☐ NO ☐ YES
2. Do you know if anyone else has filed any papers with Juvenile Court regarding this matter?
☐ NO ☐ YES IF YES, Who: _____
3. Do you have a previous Court Order that pertains to what you are filing now?
☐ NO ☐ YES IF YES, which Court issued that Order: ☐ CIVIL COURT ☐ JUVENILE COURT
What is the date of the last order? _____
What is the Court Case Number? _____
4. What was it regarding: (example: Custody – Support – Visitation – etc.): _____
5. Will you need any assistance at the court hearing? Example: interpreter, sign language. Etc.
☐ NO ☐ YES IF YES, What type of assistance/interpreter is needed? _____

PETITIONER'S INFORMATION

NAME: _____

ADDRESS: _____

PHONE NUMBER: (_____) _____ - _____

CELL/PAGER: (_____) _____ - _____

TRIBE: _____ ENROLLMENT NUMBER: _____

SSN: _____ - _____ - _____ D.O.B.: ____/____/____

HOW LONG HAVE YOU LIVED ON THE SRPMIC RESERVATION? _____

ARE YOU: ☐ SINGLE ☐ MARRIED ☐ DIVORCED ☐ SEPERATED

RESPONDENT'S INFORMATION

NAME: _____

ADDRESS: _____

PHONE NUMBER: (_____) _____ - _____

CELL/PAGER: (_____) _____ - _____

TRIBE: _____ ENROLLMENT NUMBER: _____

SSN: _____ - _____ - _____ D.O.B.: ____/____/____

HOW LONG HAVE YOU LIVED ON THE SRPMIC RESERVATION? _____

ARE YOU: ☐ SINGLE ☐ MARRIED ☐ DIVORCED ☐ SEPERATED

Sec. 10-16. Divorce or Separate Maintenance.

(a) *Separate maintenance.*

- (1) **Grounds.** The court may grant or issue a decree of separate maintenance when one spouse willfully deserts or abandons the other spouse or when facts exist which would be grounds for granting an absolute divorce. An action for separate maintenance may be brought by a spouse without the necessity of an action for absolute divorce. The action for separate maintenance for the judgment of separate maintenance shall not bar the plaintiff from maintaining an action for absolute divorce upon the same grounds.
- (2) **Proceedings.** The proceedings shall be commenced and conducted as actions for divorce and the court may award such sums for alimony and child support to be paid by the husband or wife as the court shall adjudge the circumstances and situations of the parties warrant.
- (3) **Amendment of judgment.** The court may at any time after entry of final judgment amend, alter or change the provisions of the judgment with respect to the sum to be paid, as the circumstances may require.

(b) *Divorce.* The court may grant or issue a divorce from the bonds of matrimony in any of the following cases:

- (1) When adultery has been committed by either party.
- (2) When one of the parties has been convicted of a felony and sentenced to imprisonment therefore and has not been convicted on the testimony of the other party, but such action may not be brought until one year after final judgment of the conviction; a pardon shall not be a defense to such action.
- (3) When either party has willfully deserted the other for a period of three (3) months or for the habitual intemperance of either party.
- (4) Where the husband or wife is guilty of excesses, cruel treatment or outrages toward the other, whether by the use of personal violence or other means.
- (5) When the husband has neglected for the period of three (3) months to provide the wife with the common necessities of life, having the ability to provide the same, or failing to do so by reason of his idleness or dissipation.
- (6) Prior to the marriage either party shall have been convicted of a felony or infamous crime in any state or country without the knowledge of the other party of such fact at the time of such marriage.
- (7) In favor of the husband when the wife at the time of the marriage was pregnant by a man other than the husband and without the husband knowledge at the time of such marriage.