

1 COURT CODE: _____
Your Name: _____
2 Address: _____
City, State, Zip: _____
3 Phone: _____
4 Email: _____
Self-Represented

7 **DISTRICT COURT**
_____ **COUNTY, NEVADA**

10 _____
Plaintiff,
11 vs.
12 _____
Defendant.

CASE NO.: _____
DEPT NO.: _____
DATE OF HEARING: _____
TIME OF HEARING: _____

15 **DECREE OF ANNULMENT**
16 **(With Children)**

17 This Decree was submitted (*check one*) after a hearing without a hearing before
18 the above-entitled court, and after a review of the pleadings and papers on file and the testimony
19 given, if any, this Court finds as follows:

- 20
- 21 1. That this Court has jurisdiction to grant an annulment because: (*check one*)
- 22 The parties were married in the State of Nevada on *(date)* _____.
- 23 That Plaintiff and Defendant were married on *(date)* _____ in
24 the city of _____, State of _____. The
25 following spouse has been a resident of the State of Nevada for at least six weeks prior
26 to filing this Complaint and intends to make Nevada his/her home for an indefinite
27 period of time: *(name of Nevada resident)*
_____.

1 2. **Pregnancy.** (*check one*)

2 Neither spouse is pregnant.

3 The following spouse is pregnant: (*name of pregnant spouse*) _____.

4 The other spouse (*check one*) is / is not the parent of the unborn child. The
5 child is due to be born on (*date*): _____.

6
7 3. That Plaintiff and Defendant have (*number*) _____ minor children in common who are
8 either biological or adopted. The names and dates of birth are:

9

Child's Name:	Date of Birth

10
11
12
13
14

15 4. **Child Residency.** (*check one*)

16 The children are residents of Nevada and have lived here for at least the past 6
17 months. Nevada is the habitual residence of the child, and this Court has the
18 necessary UCCJEA jurisdiction to enter orders regarding custody and visitation.

19 The children are not residents of Nevada or have not lived here for at least the
20 past 6 months. The children live in (*state*) _____ which is
21 the habitual residence of the child, and this Court does not have the necessary
22 UCCJEA jurisdiction to enter orders regarding custody and visitation.

23
24 5. That any custody and visitation orders made herein are in the best interest of the children.

25
26 6. That the amount of child support ordered herein is in compliance with the guidelines
27 established by the Administrator of the Division of Welfare and Supportive Services or
28 has been stipulated to by the parties with the required certifications and disclosures
 required by the guidelines.

1 7. That the Plaintiff or Defendant should be granted a Decree of Annulment for the reasons
2 set forth in the Complaint or Counterclaim.

3
4 8. That any other necessary findings of fact are attached and incorporated herein.

5
6 **NOW THEREFORE, IT IS HEREBY ORDERED** that the marriage of Plaintiff and
7 Defendant is hereby declared null and void and of no effect, and each of the parties is restored to
8 the status of an unmarried person.

9
10 **IT IS FURTHER ORDERED that** (*check one*)

- 11 The parties are granted joint legal custody of the minor child(ren).
12 The Plaintiff is granted sole legal custody of the minor child(ren).
13 The Defendant is granted sole legal custody of the minor child(ren).
14 Nevada is not the home state of the child(ren) and does not have jurisdiction.

15
16 **IT IS FURTHER ORDERED that** (*check one*)

- 17 The parties shall share joint physical custody of the minor child(ren). The parties shall
18 exercise a regular and/or holiday timeshare as outlined in Exhibit _____ which is
19 incorporated herein.
20 Primary physical custody of the minor child(ren) shall be awarded to (*check one*)
21 Plaintiff / Defendant. The parties shall exercise a regular and/or holiday timeshare
22 as outlined in Exhibit _____ which is incorporated herein.
23 Sole physical custody of the minor child(ren) shall be awarded to (*check one*)
24 Plaintiff / Defendant.
25 Nevada is not the home state of the child(ren) and does not have jurisdiction.

26
27 **COURT FINDS** that Plaintiff's gross monthly income is \$_____ and Defendant's
28 gross monthly income is \$_____. Under the guidelines, child support would be

1 paid by (*parent name*) _____ in the amount
2 of \$_____ per month. (*check one*)

3 Child support should be set at the above amount that complies with the guidelines
4 established by the Administrator of the Division of Welfare and Supportive
5 Services.

6 Court finds that child support should be set at \$_____ based on the
7 following adjustments from the guidelines: _____
8 _____
9 _____
10 _____

11 **ACCORDINGLY, IT IS HEREBY ORDERED** that child support is set at (*check one*)

12 \$0 per month / \$ _____ per month paid by (*parent who will pay*)

13 _____ based on: (*check one*)

14 The worksheet calculation and/or the guidelines established by the Administrator
15 of the Division of Welfare and Supportive Services.

16 The amount already established by the District Attorney, Family Support
17 Division, case (*insert case number*) _____.

18 The amount determined by the court.

19
20 **IT IS FURTHER ORDERED** that (*check one*)

21 A wage withholding is entered against the obligor parent to secure payment of child
22 support.

23 A wage withholding is not entered against the obligor parent, as good cause exists to
24 postpone the withholding of income for child support.

1 **IT IS FURTHER ORDERED** that (*check one*)

- 2 There are no child support arrearages or the entitled custodial parent waived his/her
3 right to child support arrearages.
- 4 Child support arrears are being handled by the District Attorney, Family Support
5 Division, case (*insert case number*) _____ and shall continue as
6 ordered in that case.
- 7 Back child support shall be paid by (*name of parent who will pay back child*
8 *support*) _____ in the total amount of
9 \$_____, which amount is reduced to judgment.

10 **IT IS FURTHER ORDERED** that (*check one*)

- 11 There are no child care costs for either parent.
- 12 The monthly child care costs for the child(ren) are: \$_____. The monthly
13 amount should be paid by Plaintiff Defendant both parents equally.

14 **IT IS FURTHER ORDERED** that medical support for the child(ren) shall be provided
15 through(*check one*)

- 16 Medicaid.
- 17 Private / Employer insurance. The monthly premium should be paid by Plaintiff
18 Defendant both parents equally.
- 19 Other: _____

20 **IT IS FURTHER ORDERED** that (*check one*)

- 21 Any medical expenses not covered by insurance shall be paid equally by both
22 parties.
- 23 Any medical expenses not covered by insurance shall be paid by (*name of parent*)
24 _____ due to the following extraordinary
25 circumstances (*explain*): _____
26 _____
27 _____

1 **IT IS FURTHER ORDERED** that (*check one*)

- 2 The 30/30 Rule shall apply to all unreimbursed medical and dental expenses. ¹
- 3 The 30/30 Rule shall NOT apply to unreimbursed medical and dental expenses.

4

5 **IT IS FURTHER ORDERED** that (*check one*)

- 6 The Plaintiff shall claim the following children as dependents for tax purposes every
- 7 year: (*insert child(ren)*'s names): _____
- 8 The Defendant shall claim the following children as dependents for tax purposes every
- 9 year: (*insert child(ren)*'s names): _____
- 10 The tax deduction shall alternate, with Plaintiff claiming the child(ren) in (*check one*)
- 11 even / odd years, and Defendant claiming the child(ren) the other years.
- 12 The tax deduction shall be determined by federal law.

13 **IRS rules state that the custodial parent usually has the right to claim the child on their*

14 *taxes regardless of what the Decree says. The custodial parent can waive this right by*

15 *filling out IRS Form 8332. Talk to a tax professional if you are not sure what to do.*

16 **IT IS FURTHER ORDERED** that (*check all that apply*)

- 17 Neither party changed their name or neither party wishes to have a former or maiden
- 18 name restored.
- 19 The name of (*spouse's name*) _____ should be
- 20 restored to his / her former or maiden name of (*write full name the party wants to go*
- 21 *back to*) _____.
- 22 The name of (*spouse's name*) _____ should be
- 23 restored to his / her former or maiden name of (*write full name the party wants to go*
- 24 *back to*) _____.

25

26

27 _____

28 ¹ The "30/30 Rule:" If a parent pays a medical or dental expense for a child that is not paid by insurance, that parent must send proof of the expense to the other parent within 30 days of incurring the expense. The other parent then has 30 days to reimburse the paying parent 1/2 the cost.

1 **IT IS FURTHER ORDERED** that each party shall submit the information required in NRS
2 125B.055, NRS 125.130 and NRS 125.230 on a separate form to the Court and the Welfare
3 Division of the Department of Human Resources within ten days from the date this Decree is
4 filed. Such information shall be maintained by the Clerk in a confidential manner and not part
5 of the public record. The parties shall update the information filed with the Court and the
6 Welfare Division of the Department of Human Resources within ten days should any of that
7 information become inaccurate.

8 **NOTICE IS HEREBY GIVEN** of the following provision of NRS 125C.0045(6):
9 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR
10 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A
11 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides that every
12 person having a limited right of custody to a child or any parent having no right of custody to the
13 child who willfully detains, conceals or removes the child from a parent, guardian or other person
14 having lawful custody or a right of visitation of the child in violation of an order of this court, or
15 removes the child from the jurisdiction of the court without the consent of either the court or all
16 persons who have the right to custody or visitation is subject to being punished for a category D
17 felony as provided in NRS 193.130.

18 **NOTICE IS HEREBY GIVEN** that the terms of the Hague Convention of October 25, 1980,
19 adopted by the 14th Session of the Hague Conference on Private International Law, apply if a
20 parent abducts or wrongfully retains a child in a foreign country. The parties are also put on
21 notice of the following provision of NRS 125C.0045(8):

22 If a parent of the child lives in a foreign country or has significant commitments in a foreign
23 country:

24 (a) The parties may agree, and the court shall include in the order for custody of the child,
25 that the United States is the country of habitual residence of the child for the purposes of applying
26 the terms of the Hague Convention as set forth in subsection 7.

27 (b) Upon motion of one of the parties, the court may order the parent to post a bond if the
28 court determines that the parent poses an imminent risk of wrongfully removing or concealing
the child outside the country of habitual residence. The bond must be in an amount determined
by the court and may be used only to pay for the cost of locating the child and returning him to
his habitual residence if the child is wrongfully removed from or concealed outside the country
of habitual residence. The fact that a parent has significant commitments in a foreign country
does not create a presumption that the parent poses an imminent risk of wrongfully removing or
concealing the child.

29 **NOTICE IS HEREBY GIVEN** that the parties are subject to the relocation requirements of
30 NRS 125C.006 & NRS 125C.0065. If joint or primary physical custody has been established
31 pursuant to an order, judgment or decree of a court and one parent intends to relocate his or her
32 residence to a place outside of this State or to a place within this State that is at such a distance
33 that would substantially impair the ability of the other parent to maintain a meaningful
34 relationship with the child, and the relocating parent desires to take the child with him or her, the
35 relocating parent shall, before relocating: (a) attempt to obtain the written consent of the non-
36 relocating parent to relocate with the child; and (b) if the non-relocating parent refuses to give
37 that consent, petition the court for permission to move and/or for primary physical custody for
38

1 the purpose of relocating. A parent who desires to relocate with a child has the burden of proving
2 that relocating with the child is in the best interest of the child. The court may award reasonable
3 attorney's fees and costs to the relocating parent if the court finds that the non-relocating parent
4 refused to consent to the relocating parent's relocation with the child without having reasonable
5 grounds for such refusal, or for the purpose of harassing the relocating parent. A parent who
6 relocates with a child pursuant to this section without the written consent of the other parent or
7 the permission of the court is subject to the provisions of NRS 200.359.

8 **NOTICE IS HEREBY GIVEN** that the parties are subject to the provisions of NRS 31A and
9 125.007 regarding the collection of delinquent child support payments.

10 **NOTICE IS HEREBY GIVEN** that either party may request a review of child support every
11 three years pursuant to NRS 125B.145.

12 **NOTICE IS HEREBY GIVEN** that if you want to adjust the amount of child support
13 established in this order, you must file a motion to modify the order with or submit a stipulation
14 to the court. If a motion to modify the order is not filed or a stipulation is not submitted, the child
15 support obligation established in this order will continue until such time as all children who are
16 the subject of this order reach 18 years of age or, if the youngest child who is subject to this order
17 is still in high school when he or she reaches 18 years of age, when the child graduates from high
18 school or reaches 19 years of age, whichever comes first. Unless the parties agree otherwise in a
19 stipulation, any modification made pursuant to a motion to modify the order will be effective as
20 of the date the motion was filed.

21 DATED this _____ day of _____, 20_____.

22 _____
23 DISTRICT COURT JUDGE

24 Respectfully Submitted By:

25 ▶ _____
26 (Plaintiff's signature)

25 ▶ _____
26 (Defendant's signature)

27 _____
28 (Plaintiff's printed name)

27 _____
28 (Defendant's printed name)