

## INSTRUCTIONS FOR MASSACHUSETTS UNCONTESTED DIVORCE

### Documents Required:

- **Filing fee of \$215.00 (Payable to "Hampshire County Probate and Family Court". Bank check or money order is required. No personal checks are accepted)**
- **A Joint Petition for Divorce (Form must be printed on bonded, acid free paper).**
- **A Certificate of Absolute Divorce Form**
- **A certified copy of your marriage certificate - You must get this from the town/city where you were married.**
- **An Affidavit attesting to Irretrievable Breakdown. An affidavit is a statement signed under the penalties of perjury setting forth the reasons why the marriage has suffered an irretrievable breakdown. Each party MUST fill out one form.**
- **A Separation Agreement, signed by both parties with each signature notarized. This must address the issues of marital property, proper provisions for alimony (even if it is not requested by either party, custody, support and maintenance of any minor children)**
- **Financial Statements must be completed by both parties. (must be printed on pink paper AND the second page must be printed on back of the 1<sup>st</sup> page) If the annual income of either party exceeds \$75,000, a different Financial Statement form is required for each party that exceeds \$75,000 annual income. (This form MUST be printed on purple bonded paper.**
- **Worksheet for Child Support Guidelines if there are minor children of the marriage. (This form MUST be printed on yellow bonded paper and page one on the back of page two.)**
- **Affidavit Disclosing Care or Custody of a child, if there are any minor children of the marriage.**
- **Trial Request Form.**

### Additional Documents, if appropriate:

- **Affidavit of Indigency can be filed to determine if the parties meet the qualifications for the Court to waive the filing fees.**

### Additional Information For Individuals with Children:

- **PACT PROGRAM. Both parents will be required to participate in the PACT Program (Parents and Children in Transition). There is a registration fee and once you have completed the program and your certificates are on file with the Court, your case will be scheduled for hearing. This program is mandatory even if the case is uncontested.**