

PACKET NO. 3

DISSOLUTION OF MARRIAGE FORMS FOR ONE SPOUSE FILING ALONE (WHEN OTHER SPOUSE CANNOT BE LOCATED)

<i>Form Number</i>	<i>Form Name</i>
WHERE CAN I FIND INSTRUCTIONS?	
<u>DR-20</u>	Instructions are available online at: <u>https://public.courts.alaska.gov/web/forms/docs/dr-20.pdf</u> Printed copies are available for customers with limited or no internet access.
WHAT IS INCLUDED IN THIS PACKET?	
<u>DR-200</u>	Petition for Dissolution of Marriage (one spouse)
<u>DR-210</u>	Affidavit of Diligent Inquiry
<u>DR-211</u>	Order Re: Diligent Inquiry and Notice
<u>DR-314</u>	Information Sheet
VS-401	Certificate of Divorce, Dissolution or Annulment The VS-401 must be printed on a special kind of paper and filled in without mistakes. If your packet does not include a VS-401, ask for a copy from your local courthouse or office of Health Analytics and Vital Records.

**February 2019
Alaska Court System**

The statutes, court rules and most of the forms referenced in this packet are available on the court's website: www.courts.alaska.gov. The website also has information about the court system's Family Law Self-Help Center. The Center may be able to help you with questions about dissolution procedure.

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

In the Matter of the Dissolution)
of the Marriage of)
)
)
_____)
Party A,)
)
_____)
Party B.)
_____)

CASE NO. _____

**PETITION FOR DISSOLUTION
OF MARRIAGE: ONE SPOUSE**

There is an open Child-in-Need-of-Aid Case.
Court Location: _____ Case number (if known): _____.

I, _____, consent to the court's jurisdiction and request a decree of dissolution of marriage under Alaska Statutes 25.24.200 - 25.24.260. I state that the following are true:

- Incompatibility of temperament has caused the irremediable breakdown of the marriage.
- I do not know where my spouse is. I have made diligent efforts to locate my absent spouse. Because I have not been able to find my spouse, I have been unable to find out my spouse's position in regard to the dissolution of our marriage and the fair and just division of property (including retirement benefits), spousal maintenance, payment of debts, and custody, support and visitation of minor children.
- My spouse cannot be personally served with a copy of this petition either inside or outside Alaska because I do not know any way to find my spouse.

1. Has either spouse filed an action for legal separation prior to the filing of this action?
 Yes No. If yes, please list case number, date and place of filing:

2. Date and place of marriage: _____

3. Length of residence in Alaska: _____

4. My residence address: _____
(street address) (city) (state) (ZIP)

5. My home phone: _____

6. My mailing address: _____
(box or street number) (city) (state) (ZIP)

7. Email Address*: _____

* I authorize the court to email me court documents in this case to the email address above.

8. My occupation: _____ Work phone: _____

9. Restoration or Change of Name.

Restoration. I want my prior name restored as follows:
(Print full names clearly.)

From: (current full name) _____

To: (prior full name) _____

Change. [Before checking this box, it is important to read pages 5-6 of the instructions about publication costs and hearing delay.]

I _____ want to take and be legally
(current full legal name)
known by a new name, which is _____.

The reasons for this request for a change of name are:

I seek this name change for personal reasons and not to avoid judgments, debts, obligations, or to defraud any person. The reasons I have stated are consistent with the public interest.

This petition is accompanied by my Affidavit of Diligent Inquiry as to the whereabouts of my absent spouse.

I request that the court issue a Notice to Absent Spouse.

Verification

I, _____, say on oath or affirm under penalty of perjury that I have read the foregoing petition and believe all statements made in the petition are true. I further certify that my signature is voluntary and not the result of fear, threat, coercion or restraint.

Date

Petitioner's Signature

Subscribed and sworn to or affirmed before me at _____, Alaska,
on _____.
(date)

(SEAL)

Clerk of Court, Notary Public or other
person authorized to administer oaths.
My Commission Expires: _____

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

In the Matter of the Dissolution)
of the Marriage of)
_____)
Party A (Petitioner),)
_____)
Party B (Absent Spouse).)
_____)

CASE NO. _____

AFFIDAVIT OF DILIGENT INQUIRY

IMPORTANT: *You must show that you made significant efforts to locate your absent spouse; otherwise, the court may order you to conduct further investigation. Significant efforts must include: a thorough Internet search and communication in person or by mail with anyone you believe may have knowledge of your absent spouse's residence or address.*

I, _____, say on oath or affirm under penalty of perjury that:

1. I am the petitioner in this action for dissolution of marriage.
2. The last time I saw my absent spouse was on or about (date): _____
3. My absent spouse and I last lived together at (address): _____

4. I made significant efforts to locate my absent spouse as follows:
[When inquiring, state that a petition for dissolution of marriage has been or is about to be started against the individual you are looking for, and that you are trying to give the person you are looking for notice of the petition so that he or she may appear and defend it. If contact is made by letter, you must include postage sufficient for the return of an answer.]

a. I wrote to his or her last known address located at: _____
with the following results: _____

b. I wrote to and/or questioned my absent spouse's friends and family:

<i>Persons Contacted</i>	<i>Relationship</i>	<i>Contact Method (mail/in person)</i>	<i>Results</i>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

c. I wrote to and/or questioned my absent spouse's current and previous employer(s):

<i>Persons Contacted</i>	<i>Relationship</i>	<i>Contact Method (mail/in person)</i>	<i>Results</i>
_____	_____	_____	_____
_____	_____	_____	_____

5. I made significant efforts to locate my absent spouse by the following searches:
- a. I checked telephone directories and Polk city directories (available at the library), and called telephone information as follows:

<u>Directories Checked</u>	<u>Results</u>
_____	_____
_____	_____
_____	_____

- b. I used a locate-and-research company (such as Accurint and Ingens) to find my absent spouse:

<u>Companies Contacted</u>	<u>Results</u>
_____	_____
_____	_____

- c. I conducted people-finder research on the Internet:

<u>Websites Researched</u>	<u>Results</u>
_____	_____
_____	_____
_____	_____

- d. I checked Facebook and/or other online social networks with these results:

- e. I checked with motor vehicle registrars in (cities): _____
with the following results: _____

- f. I called utility companies as follows:

<u>Companies Contacted</u>	<u>City</u>	<u>Results</u>
_____	_____	_____
_____	_____	_____

- g. I searched property tax listings as follows:

<u>Communities Searched</u>	<u>Results</u>
_____	_____
_____	_____

- h. I searched the Alaska Court System's trial court records online at <https://records.courts.alaska.gov/> to find any cases involving my absent spouse. Then I went to the courthouse to check the file(s) for a current address and found the following:

i. I searched court records outside of Alaska with the following results:

Location of Courts

Results

j. I searched recorded or filed documents at:

(1) the Recorders Office of the Alaska Department of Natural Resources
(<https://dnr.alaska.gov/ssd/recoff/searchRO.cfm>) with the following results:

(2) a recorder's office outside of Alaska, located in _____
with the following results: _____

k. I searched business license information at:

(1) the Alaska Division of Corporations, Business, and Professional Licensing
(<https://www.commerce.alaska.gov/web/cbpl/>) with the following results:

(2) other local and state agencies outside of Alaska with the following results:

l. I believe that my spouse is in the military or do not know if my spouse is in the military. Therefore, I contacted the following military locator service(s):

Air Force: (210) 565-2660

Army: (888) 276-9472

Navy: (866) 827-5672. Requests must be submitted in writing to:

Navy World Wide Locator

BUPERS-07 Customer Service Center

5720 Integrity Drive,

Milington, TN 38055

Marines: (703) 784-3942 or (800) 268-3710

Coast Guard: (866) 772-8724

with the following results: _____

m. Other:

6. I believe other methods of service may be more likely to give my absent spouse notice (publication in a print or online newspaper, e-mail, posting on the absent spouse's social network account, physically posting on the front door of an absent spouse's residence, any other appropriate methods). Therefore, I did the following:

7. After completing the inquiries described above, I do not know the whereabouts of my absent spouse, and I do not know of any other sources of information through which I can learn the whereabouts of my absent spouse.
8. I attempted to discover a mailing address where my absent spouse may continue to receive mail. I reached the following results:
 - I do not know of an address where my absent spouse can receive mail.
 - My absent spouse can receive mail at the following address:

9. I have included and filled out the caption for the Order Re Diligent Inquiry and Notice ([DR-211](#)) to this affidavit.

Date

Petitioner's Signature

Subscribed and sworn to or affirmed before me at _____, Alaska
on _____.
(date)

(SEAL)

Clerk of Court, Notary Public or other person
authorized to administer oaths.
My Commission Expires:_____

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

In the Matter of the Dissolution)
of the Marriage of)
)
_____))
Party A (Petitioner),)
)
_____))
Party B (Absent Spouse).)
)
_____)

CASE NO. _____

**ORDER RE DILIGENT
INQUIRY AND NOTICE**

The court has reviewed the petitioner's affidavit of diligent inquiry and considered whether the petitioner diligently inquired into the whereabouts of the absent spouse and finds that the petitioner, _____

(Petitioner's name)

has NOT diligently inquired into the whereabouts of the absent spouse. The petitioner is ordered to complete the following additional steps as part of the diligent inquiry into the whereabouts of the absent spouse:

has diligently inquired into the whereabouts of the absent spouse.

Clerk. The court clerk is directed to issue a Notice to Absent Spouse (DR-220), distribute a copy of the notice with this order to the petitioner, and post the Notice to Absent Spouse on the court system's website for four consecutive weeks.

Petitioner. Prior to the last week of posting, the petitioner must send the absent spouse a copy of the notice and the Petition for Dissolution of Marriage (A) by registered or certified mail, with return receipt requested, with postage prepaid, and (B) by regular first class mail. The notice must be addressed in care of the absent party's residence or the place where the party usually receives mail.

Date

Superior Court Judge

Print Judge's Name

I certify that on _____,
I sent a copy of this order to the petitioner.
Clerk: _____

Clerk: This form is CONFIDENTIAL and must be kept in a confidential envelope or file.

Information Sheet

Case Number: _____ Court Location: _____

I am not filling out the following three paragraphs because an Information Sheet providing all this information has already been filed in this case

1. Full Name of Party A/Parent A: _____
Date of Birth: _____ Social Security No.* _____

2. Full Name of Party B/Parent B: _____
Date of Birth: _____ Social Security No.* _____

3. Children Involved in This Case:

<u>Full Name of Child</u>	<u>Date of Birth</u>	<u>Social Security Number*</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

I certify that the above information is correct.

Date

Signature of Party

Print Name

* Disclosure of social security numbers is mandatory under AS 25.24.210(f), AS 18.50.280(a) and 42 USC 666(a)(13). The numbers may be used to insure compliance with the child support order.