

APPENDIX 28.2B: LA. C.C.P. ART. 969(B) DIVORCE CHECKLIST

**LOUISIANA CIVIL CODE ARTICLE 103(1)
Uncontested Divorce Under Code of Civil Procedure Article 969(B)**

Notice: Must be completed by Mover or his/her attorney and submitted/filed with the Judgment of Divorce.

Petitioner
versus

Defendant

DOCKET NUMBER: _____

PARISH OF _____

A. Dates

1. Petition for Divorce: _____ Date Petition Filed
2. Parties physically separated: _____ Date of Separation
3. Service of the Petition:
 - a. If Sheriff's return is in the record, indicate the date and type of service:
Personal/Domiciliary (*Circle one*) _____ Date of Service
If Domiciliary, then name of person served _____ and the relationship _____.
OR OR
 - b. If a Waiver of Service is filed into the record, provide dates of execution and filing: _____ Date Waiver Executed
_____ Date Waiver Filed
4. Answer filed: _____ Date of Answer

B. Pleadings

1. Is the Petition for Divorce in the record? Yes
2. Are proper jurisdiction and venue expressly alleged in the Petition? Yes
3. Are both parties represented by counsel? Yes
4. Has each party, through his/her counsel, filed a written joint stipulation of facts, request for judgment, and sworn verification? Yes
5. Have counsel for the parties filed a proposed judgment containing a certification that counsel and each party agree to the terms thereof? Yes

C. Time Periods (La. C.C. Art. 103.1)

(Choose either #1 or #2)

1. The parties have minor children and have been living separate and apart **365 days or more** without reconciliation. Yes
OR
2. The parties have no minor children and have been living separate and apart **180 days or more** without reconciliation. Yes

NOTICE: If an attorney for absent defendant has been appointed, this procedure cannot be used. Petitioner and the appointed attorney must appear in court.

MOVER'S/ATTORNEY'S CERTIFICATION

I hereby certify that I have examined the record or conformed copies of all pleadings in the above-captioned case and the information provided herein is true and correct based upon my personal knowledge, information, and belief.

_____ Date of Record Examination	_____ Signed by Petitioner/Attorney for Petitioner	_____ Attorney's Bar Number
_____ Date of Certification	_____ Address	_____ Telephone Number

HEARING OFFICER RECOMMENDATION

Considering the record in this case, the submission of the parties or their counsel, it being the finding of the hearing officer that all legal requirements for granting a divorce under Louisiana Civil Code Article 103(1) have been met.

IT IS HEREBY recommended that the attached Judgment of Divorce be made the Order of this Court, no objection having been made by either party.

_____, Louisiana, this ____ day of _____, 20____.

Hearing Officer