

Rule 17.100—Form 127: Request for Relief in a Dissolution of Marriage with no Minor or Dependent Adult Children

Caution: This form may require you to provide protected or sensitive information.

Use this form only if you have filed a Petition for Dissolution of Marriage (101) and:

- Your spouse (Respondent) did not file an Answer, or
 - Your spouse will not work with you to prepare a Settlement Agreement (128).
-  If filing electronically and you include protected information on this form, fill out or update the Protected Information Disclosure form (111) if you have not already done so.
-  If filing in paper, you may use form 111 to provide any protected information in full if you have not already done so.

If you do not understand how to use this form, or if you should use this form, talk to an attorney.

In the Iowa District Court for _____ County
County where your case is filed

<p>Upon the Petition of</p> <p>_____</p> <p>Petitioner <i>Full name: first, middle, last</i></p> <p>and concerning</p> <p>_____</p> <p>Respondent <i>Full name: first, middle, last</i></p>	<p>Equity case no. _____</p> <p style="text-align: center;">Request for Relief in a Dissolution of Marriage with no Minor or Dependent Adult Children</p>
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1. Personal Information *Fill in all information that you know. If you have been assaulted by your spouse and you fear for your safety, you may leave your address, phone number, and email blank.*

I am

Check one

- A. Petitioner
- B. Respondent

(1) Petitioner's birth year and present residence: _____
Birth year

<i>Petitioner's present street address</i>	<i>City</i>	<i>State</i>	<i>ZIP code</i>
<i>County</i>	(_____) _____ <i>Phone number</i>	<i>Email address</i>	

(2) Respondent's birth year and present residence: _____
Birth year

<i>Respondent's present street address</i>	<i>City</i>	<i>State</i>	<i>ZIP code</i>
<i>County</i>	(_____) _____ <i>Phone number</i>	<i>Email address</i>	

2. Request for Relief

A. Children *Check all that are true*

- (1) There are no children under the age of 18 who are children of both Petitioner and Respondent.
- (2) There are no children under the age of 18 who were adopted or born during this marriage.
- (3) There are no children 18 years of age or older who still need support.
- (4) Neither Petitioner nor Respondent is pregnant.

B. Breakdown of marriage

The marriage is broken down and cannot be saved.

C. Counseling

Counseling will not save the marriage.

D. Waiting period before decree *Check one*

- (1) More than 90 days have passed since Respondent was served with an Original Notice.
- (2) Fewer than 90 days have passed since Respondent was served with an Original Notice, but I want the court to take action right away without a separate hearing. There are no children affected by this action. Neither Petitioner nor Respondent is pregnant. This paper explains how I would like to settle all issues in my divorce.

E. Financial affidavits *Check one*

- (1) I filed a Financial Affidavit (124). I certify that I have fully disclosed all income and the identity and value of all assets and debts.
 - (2) I am asking that the court not require me to file a Financial Affidavit. *Explain*
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F. Division of personal property *Check one*

- (1) All of the personal property obtained during the marriage has been divided. I ask that Petitioner will keep the personal property in Petitioner's possession, and Respondent will keep the personal property in Respondent's possession. *If you check (1), skip to G.*
- (2) I ask that our personal property be divided as follows: *Attach additional sheets if necessary.*
 - a. Petitioner will get the following as Petitioner's separate personal property:

- b. Respondent will get the following as Respondent's separate personal property:

G. Division of real estate

*For each parcel of real estate you own, provide the following information.
Attach a separate sheet for each additional parcel.*

(1) Ownership of real estate

Check one

- a. We do not own any real estate. *If you check a, skip to H.*
- b. We own real estate located at: _____,
Street address
in the City of _____, County of _____, and
State of _____. This land is described in the deed as follows:

(2) The real estate shall be:

Check one

- a. Sold and the profit or debt divided _____% to Petitioner and _____% to Respondent.
- b. Awarded to Petitioner, subject to all liens and mortgages.
- c. Awarded to Respondent, subject to all liens and mortgages.
- d. Other *Explain* _____

(3) Additional real estate

Check this box if you are attaching separate sheets for additional parcels of real estate.

H. Division of debts

Check one

- (1) There are no debts.
- (2) I have listed all the debts I know about and ask that they be divided as follows:
Attach additional sheets if necessary.

a. Petitioner will pay the following debts:

i. Business or person to whom a debt is owed	ii. Account number, if any <i>Last 4 numbers only</i>	iii. Total amount still owed
(a)		\$
(b)		\$

(c)		\$
(d)		\$
(e)		\$

Check this box if you are attaching a separate sheet listing additional information about Petitioner's debts.

b. Respondent will pay the following debts:

i. Business or person to whom a debt is owed	ii. Account number, if any <i>Last 4 numbers only</i>	iii. Total amount still owed
(a)		\$
(b)		\$
(c)		\$
(d)		\$
(e)		\$

Check this box if you are attaching a separate sheet listing additional information about Respondent's debts.

c. For any debt we do not know about, the spouse who made the debt will pay that debt.

I. Cash payment

I ask that

Check one

- (1) Neither Petitioner nor Respondent pay any money to the other.
- (2) Petitioner pay Respondent \$ _____ to equalize the division of property and debts by _____, 20____.
- Month Day Year*
- (3) Respondent pay Petitioner \$ _____ to equalize the division of property and debts by _____, 20____.
- Month Day Year*

J. Spousal support (alimony)

Check one

I ask that:

- (1) Neither Petitioner nor Respondent pay spousal support (alimony) to the other.
- (2) Spousal support (alimony) be paid as follows: _____
- _____
- _____
- _____

Continued on next page

K. Name change

Check one

I ask that my last name

(1) Not be changed.

(2) Be changed to: _____
Print your former or birth name

Name can only be changed to name on birth certificate or name used immediately prior to the marriage.

L. Court fees

Check one

I ask that

(1) Petitioner will pay all court fees.

(2) Respondent will pay all court fees.

(3) Petitioner and Respondent shall each pay one-half of the remaining court fees.

(4) Petitioner and Respondent shall each pay one-half of the total court fees.

M. Attorney's fees

Check one

(1) I have no attorney's fees.

(2) I will pay my own attorney's fees.

(3) I ask that my spouse pay me \$ _____ for attorney's fees.

N. Necessary documents

I ask that the court require each of us to sign and deliver to each other any papers that may be needed to carry out the terms of the Decree.

O. Other request for relief *Attach additional sheets if necessary.* _____

3. Statements of understanding and fact

Check all that apply

A. I have made a full disclosure of my property and debts to the court.

B. This request for relief addresses all issues in my divorce.

C. I want the court to approve this request for relief and make it part of the final Decree.

Continued on next page

4. Attorney Help

Check one

A. An attorney did not help me prepare or fill in this paper.

B. An attorney helped me prepare or fill in this paper.

If you check B, you must fill in the following information:

Name of attorney or organization, if any Attorney's P.I.N. # – Ask the attorney

Business address of attorney or organization City State ZIP code

(_____) _____ (_____) _____ _____
Attorney's phone number Attorney's fax number – optional Attorney's email address – optional

5. Certification of Service by Mailing or Delivery

Section 5 to be completed **only if filing in paper** or if the other party is **exempt** from electronic filing.

This document, if filed electronically will automatically be served on registered parties.

I, _____, certify that on _____, _____, 20_____
Print your name Month Day Year

I mailed or gave a copy of this Request to the other party or the other party's attorney at this address:

Name of person to whom I delivered or mailed it

Party's or attorney's mailing address City State ZIP code

6. Oath and Signature

I, _____, have read this Request, and I certify under penalty
Print your name

of perjury and pursuant to the laws of the State of Iowa that the information I have provided in this Request is true and correct.

_____, 20_____
Signed on: Month Day Year Your signature*

Mailing address City State ZIP code

(_____) _____ _____ _____
Phone number Email address Additional email address, if applicable

* Whether filing electronically or in paper, you must **handwrite** your signature on this form. If you are filing electronically, scan the form after signing it and then file electronically.