

Attorney or Pro Se Litigant Information

Name of Attorney or Litigant: _____

NJ Attorney ID Number: _____

Address: _____

Daytime Phone: _____ Cell Phone: _____

Email Address: _____

Plaintiff

v.

Defendant

Superior Court of New Jersey
Chancery Division – Family Part
County _____
Docket Number FM- _____

Civil Action
Certification in Support of
Judgment of Divorce

I _____, of full age, hereby certify:

I. Cause of Action

- 1. I am the (check one) Plaintiff / Defendant in this matter and I am filing this Certification in support of my request for a Judgment of Divorce.
- 2. I have read the divorce complaint/counterclaim and there is no prospect of reconciliation at this time.
- 3. I certify to the truth of the complaint.
- 4. I am filing for divorce based on the following grounds outlined in N.J.S.A. 2A:34-2:

- 5. I am aware that I have a right to a trial, and I am waiving my right to a trial.
- 6. I am aware that if I proceed to trial, there may be a different outcome.
- 7. Prior or pending court cases. (Check box “a” or “b” below)
 - a. I have no other prior or pending court cases with the other party in this, or any other, jurisdiction.

- b. I have the following prior and/or pending court cases with the other party in this, or any other, jurisdiction. (Provide the case caption, docket number and a brief description of the status of the prior or pending court case(s).)

8. If there is **no written agreement** between the parties that addresses the equitable distribution of property, you **must** check box “a” below.
- a. No property was acquired during the marriage that is subject to equitable distribution.
9. If there is **no written agreement** between the parties that addresses child support, custody, or any other relief, you **must** check box “a” below.
- a. I am not seeking child support, custody, or any other form of relief.
10. If applicable, the statutory grounds for annulment have been met in my complaint.
11. If applicable, I am requesting the continuation of prior final orders. (You must include copies of the orders you want to continue.)
12. I further certify to the following. (Check all boxes that apply below.)
- a. There are no other outstanding property or debt to be distributed.
- b. There are no other outstanding issues between the plaintiff and defendant.
- c. I understand that all prior orders not specifically referenced in the Final Judgment of Divorce or dissolution will be vacated upon the entering of the Final Judgment, but no restraining order entered under the Prevention of Domestic Violence Act shall be vacated by the entry of the Judgment of Divorce.
- d. I wish to continue a restraining order previously entered under the Prevention of Domestic Violence Act.

II. Marital Settlement Agreement

(Complete this section **only** if the parties have an agreement.)

I have reached an agreement with the other party, and I certify to the following:

1. I understand that if a Property or Marital Settlement Agreement (Agreement) was provided, I have the right to an independent review of the Agreement.
2. The Agreement was the result of negotiations between the plaintiff and defendant.
3. I request the incorporation of the Agreement into the Final Judgment of Divorce.

- 4. I have read and understand the Agreement fully and it is fair and reasonable.
- 5. I understand that the court is not going to decide on the merits of the Agreement, only that it finds the parties understand the Agreement to be fair and reasonable.
- 6. I was not coerced or forced into the Agreement.
- 7. I agree to be bound by the terms of the Agreement and I am asking the judge to make the Agreement part of the Final Judgment of Divorce.
- 8. I understand that if the Agreement is made a part of the Final Judgment of Divorce, it will be as enforceable as any other court order.
- 9. I am not under the influence of any drugs or alcohol today that would impair my ability to understand the nature or terms of the Agreement, and I was not under the influence of any drugs or alcohol when I negotiated, read and/or signed the Agreement.
- 10. Alimony (Check box “a” or “b” below)
 - a. Alimony is not being paid as part of the Agreement. (If you check box “a”, you must also check **one** of the boxes below.)
 - 1) I acknowledge that my lifestyle can be maintained as it was during the marriage without alimony;
OR
 - 2) I understand that my lifestyle cannot be maintained. I want to enter into the Agreement knowing that *my lifestyle cannot be maintained*. Despite this, I believe the Agreement is fair and reasonable based on the totality of the circumstances. I acknowledge that I must maintain my financial records and Case Information Statement.
 - b. Alimony is being paid as part of the Agreement. (If you check box “b”, you must also check **one** of the boxes below.)
 - 1) I acknowledge that my lifestyle can be maintained as it was during the marriage;
OR
 - 2) I understand that my lifestyle will not be maintained. I want to enter into the Agreement knowing that *my lifestyle cannot be maintained*. Despite this, I believe the Agreement is fair and reasonable based on the totality of the circumstances. I acknowledge that I must maintain my financial records and Case Information Statement.
- 11. This Agreement incorporates all the terms of the Agreement. There are no remaining issues, oral agreements or side agreements that are not contained in this Agreement.

III. Name Change

I request to have my name changed and certify to the following: (all boxes **must** be checked.)

- 1. I have not been convicted of a crime under the name I used during the marriage; and
- 2. I am not the subject of any criminal investigation or prosecution; and
- 3. I am not changing my name to avoid creditors; and
- 4. I am including the last 4 digits of my social security number and full date of birth in the proposed Judgment of Divorce.

I certify that the statements made above are true. I am aware that if any of the statements made by me are willfully false, I am subject to punishment by the Court.

Date

s/

Signature

(check one)

Plaintiff

Defendant