

IN THE DISTRICT COURT OF EL PASO COUNTY, TEXAS

388th JUDICIAL DISTRICT COURT

IN THE MATTER OF THE MARRIAGE OF

AND

AND IN THE INTEREST OF:

MINOR CHILD(REN)

§
§
§
§
§
§
§
§
§
§

CAUSE NO. _____

FINAL DIVORCE / ANNULMENT JUDGEMENT

- AGREED
PROPOSED

On the _____ day of _____, 200__ the above cause came to be heard.

APPEARANCES

PETITIONER _____ SSN: _____ DL# _____

- Appeared in person and by attorney
Appeared in person and announced ready.
Waived service of citation and did not appear.
Having been duly cited, failed to appear and wholly made default.
Having previously appeared and been notified of this hearing, failed to appear.

RESPONDENT _____ SSN: _____ DL# _____

- Appeared in person and by attorney
Appeared in person and announced ready.
Waived service of citation and did not appear.
Having been duly cited, failed to appear and wholly made default
Having previously appeared and been notified of this hearing, failed to appear.

AD LITEM

Also appearing was _____, who was appointed:

- Guardian Ad Litem for the minor child(ren).
Attorney Ad Litem for the minor child(ren).
Amicus Attorney for the minor child(ren).

RECORD

- A record of the proceedings was taken by audio recording / _____.

FINDINGS

After reviewing the pleadings, hearing testimony and/or the agreement of the parties, the following findings and recommendations are made to the referring Court:

- That a Decree of Divorce is granted to PETITIONER / RESPONDENT effective today's date on the following ground(s):
 - INSUPPORTABILITY
 - ADULTERY
 - CRUELTY

- That a Decree of Annulment is granted to PETITIONER / RESPONDENT effective today's date and that the marriage between PETITIONER and RESPONDENT be declared null and void and of no further force or effect, except any child(ren) born to or adopted by the parties during the purported marriage.

CONSERVATORSHIP

- That PETITIONER and RESPONDENT be appointed Joint Managing Conservators of the children named above.
- PETITIONER /RESPONDENT is designated as the Primary caretaker and the child(ren's) residence to be fixed at _____.
- PETITIONER / RESPONDENT shall be designated as Possessory Conservator for purposes of Parenting Time with the minor children.
- The statutory presumption of Joint Managing Conservatorship has been rebutted.
- PETITIONER is appointed Sole Managing Conservator and RESPONDENT is appointed Possessory Conservator.
- RESPONDENT is appointed Sole Managing Conservator and PETITIONER is appointed Possessory Conservator.

PARENTING TIME

- PETITIONER / RESPONDENT is granted Parenting Time with the minor child(ren) at reasonable times as agreed upon by the parties, and failing an agreement, Parenting Time pursuant to the Standard Possession Order provided in Section 153.311 et seq, Texas Family Code.

- PETITIONER / RESPONDENT is granted Parenting Time with the minor child(ren) as follows:

- Parenting Time with the minor child(ren) shall be suspended until such time as the CCWD Program has been completed by the PETITIONER / RESPONDENT, and/or until such time as said party submits themselves to the jurisdiction of the Court.

CHILD SUPPORT

Petitioner shall pay to Respondent child support in the sum of: _____.

Respondent shall pay to Petitioner child support in the sum of: _____.

\$ _____ per month beginning _____ 200 _____;

\$ _____ bi-weekly beginning _____ 200 _____;

\$ _____ semi-monthly beginning _____ 200 _____;

\$ _____ weekly beginning _____ 200 _____;

thereafter \$ _____; thereafter _____; thereafter _____, until the named minor(s) attain(s) the age of 18 years, if the the minors are fully enrolled in an accredited secondary school in a program leading to a high school degree; dies; marries; has his/her disabilities removed; is emancipated for general purposes; or until further Order of the Court.

The Court finds that it is appropriate to vary from the child support guidelines pursuant to the Texas Family Code section 154.123

All child support payments are ORDERED to be made to The Texas Child Support State Disbursement Unit, P.O. Box 659791, San Antonio, Texas 78256-9791.

HEALTH INSURANCE

PETITIONER / RESPONDENT is Ordered to obtain / maintain health insurance for the minor child(ren) and each party is ORDERED to pay 1/2 of all uninsured health charges of the minor child(ren) so long as support is due to be paid under the Court's Order.

If the child(ren) qualifies for Medicaid, Medicaid will be acceptable as health coverage and PETITIONER / RESPONDENT is ORDERED to enroll the child in Medicaid.

If the child(ren) qualifies for the Children's Health Insurance Program (CHIP), PETITIONER / RESPONDENT is ORDERED to enroll the child(ren) in the CHIP program.

The party providing health insurance is to provide verification to the El Paso County Domestic Relations Office, Room LL108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Texas 79901 on the _____ day of _____, 200 _____ and on the same day and month of each year thereafter for so long as child support is due.

CHILD SUPPORT ARREARS REDUCED TO JUDGMENT

PETITIONER shall recover judgment against RESPONDENT

RESPONDENT shall recover judgment against PETITIONER

In the sum of \$ _____ for past due child support, to be paid in _____ monthly installments of \$ _____ each beginning _____, 200 _____,

ORDER FOR WITHHOLDING

- An Order for Withholding from earnings for child support should be granted.

- It is further ORDERED that PETITIONER and RESPONDENT shall both pay the sum of thirty-six (\$36.00) to the El Paso Domestic Relations Office, Room LL108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Texas 79901 as the child support service fee on the _____ day of _____ 200_____, and a like sum on the same day and month each year thereafter.

DIVISION OF PROPERTY

- PETITIONER is awarded the following community property:

- The homestead
- Petitioner's vehicle
- Other Assets

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

- PETITIONER is awarded the following separate property: _____

- RESPONDENT is awarded the following community property:

- The homestead
- Respondent's vehicle
- Other Assets

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

- RESPONDENT is awarded the following separate property: _____

COMMUNITY LIABILITIES

PETITIONER

- PETITIONER shall pay all obligations incurred solely by PETITIONER since the date of separation:
- The mortgage on the homestead
- Petitioner’s vehicle payment
- Debts
 - 1. _____
 - 2. _____
 - 3. _____
 - 4. _____
 - 5. _____
 - 6. _____
- Other: _____

RESPONDENT

- RESPONDENT shall pay all obligations incurred solely by RESPONDENT since the date of separation:
- The mortgage on the homestead
- Respondent’s vehicle payment
- Debts
 - 1. _____
 - 2. _____
 - 3. _____
 - 4. _____
 - 5. _____
 - 6. _____
- Other: _____

MAINTENANCE

- Spousal maintenance is warranted and PETITIONER shall pay to RESPONDENT \$_____ per month for _____ months beginning _____, 200_____, and a like sum on the same day and month each year thereafter for so long as is Ordered.
- Spousal maintenance is warranted and RESPONDENT shall pay to PETITIONER \$_____ per month for _____ months beginning _____, 200_____, and a like sum on the same day and month each year thereafter for so long as is Ordered.
- Spousal maintenance is not warranted

NAME CHANGE

- PETITIONER / RESPONDENT is granted a name change to _____.

INJUNCTIONS

- A permanent injunction is granted MUTUALLY enjoining the parties as follows:
- A permanent injunction is granted against the PETITIONER as follows:

- A permanent injunction is granted against the RESPONDENT as follows:
- From harming, annoying, molesting, threatening or injuring each other or the child of the parties:
- From making derogatory remarks to or about the other party, or discussing this case with the child(ren), allowing the child(ren) to be present during such remarks or discussions, or allowing any other person to do so;
- Arguing with the other party in the presence of the child(ren) or allowing any other person to do so;
- Passing messages to the other party through the child(ren);
- Changing the child's(ren's) residence, without the written permission of this Court or the other party, with temporary visits outside the Court's jurisdiction for purposes of business/pleasure excepted;
- PETITIONER / RESPONDENT / BOTH PARTIES are prohibited from consuming any alcoholic beverage or illegal drug 8 hours prior to or during any period of possession;
- Other _____

_____.

ATTORNEY FEES / COURT COSTS

- Each party shall pay his / her own attorney fees
- PETITIONER shall pay attorney fees
- RESPONDENT shall pay attorney fees

To _____, in the sum of
\$ _____ in monthly payments of \$ _____ each,
beginning _____.

- Each party shall pay their own Court costs.
- PETITIONER shall pay Court Costs.
- RESPONDENT shall pay Court costs.

ADDITIONAL ORDERS

- _____
- _____
- _____
- _____

SCHEDULED DATES The following schedule is **ORDERED** to be followed in this cause:

ENTRY OF JUDGMENT _____ day of _____, 200__ at 4:00 p.m.

APPROVALS

PURSUANT TO RULE 11, T.R.C.P., PARTIES SIGNATURE OF APPROVAL IS REQUIRED ON ALL AGREED ORDERS.

PURSUANT TO RULE 305, T.R.C.P., ANY PARTY MAY PREPARE AND SUBMIT A PREPARED JUDGMENT TO THE COURT FOR SIGNATURE.

ATTORNEY FOR PETITIONER

ATTORNEY FOR RESPONDENT

PETITIONER

RESPONDENT

- PROPOSED BY**
- SIGNED & RENDERED:**

ASSOCIATE JUDGE

DATE

- REJECTED,**
- MODIFIED,**
- ADOPTED, by the Referring Court on _____ 200__.**

PATRICIA A. MACIAS
JUDGE PRESIDING

PURSUANT TO TEXAS FAMILY CODE SECTION 201.015, A PARTY MAY REQUEST A DE NOVO HEARING BEFORE THE REFERRING COURT BY FILING WITH THE CLERK OF THE REFERRING COURT A WRITTEN REQUEST NO LATER THAN THE SEVENTH WORKING DAY AFTER THE PARTY RECEIVES NOTICE OF THE SUBSTANCE OF THE ASSOCIATE JUDGE'S REPORT.