

GUAM FAMILY LAW OFFICE

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DIVORCE WORKSHEET- with children

INSTRUCTIONS: Before you meet with Attorney Bill Pesch, please complete the following information. Fill out all questions to the best of your knowledge. If this is to be a consent divorce, it is important that you discuss the answers with your spouse. Coming to an agreement on all issues can save you both a lot of money in legal fees. You may attach additional sheets of paper, if needed.

FULL NAME OF HUSBAND: (Please do not use initials)

First: _____ Middle: _____ Last: _____

FULL NAME OF WIFE: (Please do not use initials)

First: _____ Middle: _____ Last: _____

CONTESTED OR UNCONTESTED DIVORCE: (NOTE - A divorce is uncontested when both parties agree in advance to settle all issues involved in the divorce. A divorce is contested when both parties do not agree on one or more issues involved in the divorce.)

The Divorce will be: [] Contested; [] Uncontested [] Not sure

INFORMATION ABOUT THE MARRIAGE:

When were you married: Month _____; Day _____; Year _____

Where were you married: City/town: _____ State: _____
Country: _____

The date you last lived with your spouse: _____

INFORMATION ABOUT HUSBAND:

Date of Birth: _____ Social Security #: _____ (Required)

Place of birth: City/Town _____ State: _____ Country: _____

Home phone #: _____ Work phone #: _____ Cell phone #: _____

Residential Address: _____

Mailing Address: _____

Employer: _____ Job/Position: _____

Employer's Address: _____

EXACT Gross Monthly Salary: _____

**(If there are children of the marriage, you MUST attach Husband's last three pay stubs.)*

Has Husband been married before? Yes No

If yes, how many times? _____

When did last marriage end: Month: _____; Day: _____; Year: _____

How did last marriage end? Death; Divorce; Annulment

How far did Husband go in school? _____ If college, how many years _____

Ethnicity/Race of Husband: _____ (Required by Vital Statistics)

INFORMATION ABOUT WIFE:

Date of Birth: _____ Social Security #: _____ (Required)

Place of birth: City/Town _____ State: _____ Country: _____

Home phone #: _____ Work phone #: _____ Cell phone #: _____

Residential Address: _____

Mailing Address: _____

Employer: _____ Job/Position: _____

Employer`s Address: _____

EXACT Gross Monthly Salary: _____

**(If there are children of the marriage, you MUST attach Wife's last three pay stubs.)*

Has Wife been married before? Yes No

If yes, how many times? _____

When did last marriage end: Month: _____; Day: _____; Year: _____

How did last marriage end? Death; Divorce; Annulment

How far did Wife go in school? _____ If college, how many years _____

Ethnicity/Race of Wife: _____ (Required by Vital Statistics)

WHO WILL BE THE PLAINTIFF IN THE SUIT FOR DIVORCE? *(The "Plaintiff" is the person who brings the suit for divorce. The "Defendant" is the person who must defend against the suit. In a consent divorce, it really doesn't matter.)*

The Plaintiff will be: Husband Wife

Please Note: Guam law recognizes no-fault divorce. This means that you may simply allege "irreconcilable differences" as the grounds for divorce. Unless instructed otherwise, I will use irreconcilable differences as the grounds for your divorce.

MILITARY SERVICE:

Is either Husband or Wife currently serving in the military **or** has either served in the military?

HUSBAND: Yes No

If so, Branch of Service: _____

Dates of Service: From: _____ To: _____

If Retired, how much is the **gross** monthly military retirement check: \$ _____

WIFE: Yes No

If so, Branch of Service: _____

Dates of Service: From: _____ To: _____

If Retired, how much is the **gross** monthly military retirement check: \$ _____

MAIDEN NAME OF WIFE: (Please do NOT use initials)

First: _____ Middle: _____ Last: _____

(Within the Final Decree of Divorce we will state that Wife may be restored to her maiden name if and when she chooses to do so. Wife can then choose not to change her name or change it at any time).

CHILDREN OF THIS MARRIAGE and CUSTODY: Please list all children of the marriage under the age of 19.

Full Name	Date of Birth	Sex
_____	_____	_____ Male _____ Female
_____	_____	_____ Male _____ Female
_____	_____	_____ Male _____ Female
_____	_____	_____ Male _____ Female
_____	_____	_____ Male _____ Female

Who will have **LEGAL** custody of the child/ren: Husband Wife Joint
(The person who has legal custody of the child/ren has the right to make major life decisions for the child/ren such as education, medical treatment, minor marriage, etc. Guam law **STRONGLY** favors joint legal custody.)

Who will have **PHYSICAL** custody of the child/ren: Husband Wife Joint
(Physical custody is given to the person with whom the child/ren usually lives. Joint physical custody is **ONLY** possible when the child/ren will be living an equal amount of time with each parent. Guam law **STRONGLY** favors joint physical custody if the parents are living close to each other).

CHILDREN FROM A PREVIOUS MARRIAGE or RELATIONSHIP:

[] Husband [] Wife has _____ child/ren under 18 from a previous marriage/relationship.
The names, dates of birth, sex, and ages of the child/ren is/are as follows:

Full Name	Date of Birth	Sex	Currently in custody of
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

CHILD SUPPORT, MEDICAL AND DENTAL INSURANCE, and LIFE INSURANCE:

A. **CHILD SUPPORT:** The amount of child support is determined by the Attorney General's Child Support Guidelines. There is very little flexibility in setting the amount of child support. The non-custodial parent **MUST** provide the custodial parent with support for the child/ren AND provide medical and dental insurance for the child/ren, if financially able to do so. Child support payments **MUST** be made by automatic payroll deduction through the Attorney General's Office. PLEASE ANSWER ALL THE FOLLOWING QUESTIONS TO HELP DETERMINE THE LEVEL OF CHILD SUPPORT.

1. What is EXACT GROSS monthly salary of husband? \$ _____
(You MUST attach last three pay stubs from your employment.)

2. What is EXACT GROSS monthly salary of wife? \$ _____
(You MUST attach last three pay stubs from your employment.)

3. Are any of the children attending day care? [] Yes [] No

If so, which child/ren:

If so, what is MONTHLY day care cost PER CHILD? \$ _____

4. Are any of the children attending a private school? [] Yes [] No

If so, which child/ren:

If so, what is ANNUAL cost, including tuition, registration fees, and special assessments?
\$ _____

5. Is either Husband [] or Wife [] paying spousal support (alimony) to a former spouse because of a court order?

[] Yes [] No

If so, how much is the payment? \$ _____

6. Is either Husband or Wife paying child support for other child/ren not of this marriage because of a court order? Yes No

If so, how much is the payment? \$ _____

7. Will the child support extend beyond the child/ren's 18th birthday? Yes No

(Under Guam law, child support is only required up to the 19th birthday or high school graduation, whichever comes first. However, if the parties agree, child support may be extended beyond 19).

If so, up to what age will child support continue? _____

8. Are any children of the marriage between the ages of 13 and 18? Yes No

If so, how many? _____

B. MEDICAL and DENTAL INSURANCE COVERAGE FOR CHILD/REN: Normally, the non-custodial parent is required by law to provide the child/ren with medical and dental insurance.

1. Who is currently providing the child/ren with medical and dental insurance? Husband Wife

2. Under which company or health and dental plan are child/ren currently covered?

3. What is the monthly current cost of the insurance? \$ _____

4. After the divorce, who will provide the children with medical and dental insurance? Husband Wife

5. Will the insurance coverage extend beyond the 19th birthday? Yes No

If so, up to what age will health and dental insurance continue? _____

C. LIFE INSURANCE COVERAGE: Normally, both husband and wife will agree to designate each child as a beneficiary of a life insurance policy and guarantee a minimum amount of coverage for each minor child.

1. Does Husband currently have a life insurance policy? Yes No . If so, is it: whole life term

With what company? _____ How much coverage? \$ _____

2. AFTER the divorce, will Husband designate the minor/s of this marriage as beneficiaries under his life insurance policy? Yes No

If so, for each minor Husband designates as a beneficiary under his life insurance policy, how many dollars of coverage will that child get? \$ _____

Will this coverage extend beyond the child/ren's 19th birthday? Yes No

If so, up to what age will insurance coverage continue? _____

3. Does Wife currently have a life insurance policy? Yes No . If so, is it: whole life term

With what company? _____ How much coverage? \$ _____

4. AFTER the divorce, will Wife designate the minor/s of this

marriage as beneficiaries under her life insurance policy? Yes [] No []

If so, for each minor Wife designates as a beneficiary under her life insurance policy, how many dollars of coverage will that child get? \$ _____

Will this coverage extend beyond the child/ren's 19th birthday? Yes [] No []

If so, up to what age will insurance coverage continue? _____

D. MISCELLANEOUS CHILD SUPPORT ISSUES:

1. Who will take the tax deduction for the child/ren? *(Please keep in mind that the IRS requires the deducting party to certify that s/he provides at least 50% of the cost of supporting the child. This can be a difficult burden for non-custodial parents to meet. However, the IRS will usually abide by settlement agreements in final divorce documents).*

2. Do you wish to make special provisions for the expense of your child/ren's college education?
Yes [] No []

If so, what are these provisions? _____

3. Do you wish to make special provisions to cover the cost of medical and dental services which exceed the level of coverage? Yes [] No []

If so, what are these provisions? _____

CHILD VISITATION:

List the arrangements for the non-custodial parent's visitation with the child/ren. These arrangements should include the days and times of visitation, provisions for visitation on major holidays, birthdays, and summer vacation, and who will pay for any off-island transportation cost if visitation is to take place off of Guam. If no special provisions are listed, then it is assumed that there will be open visitation. Use the back of the page, if necessary. *(PLEASE NOTE: Child support obligations of non-custodial parent do not stop during visitation with children).*

SEPARATE PROPERTY of the PARTIES:

List the separate property of each party. Separate property includes any and all property obtained, purchased, or inherited **prior to** this marriage **and** any gifts received or property inherited during marriage.

Wife

Husband

COMMUNITY PROPERTY:

List all of the community property of the parties. Community property includes all property purchased or obtained **during** the marriage. Even if the property is under only one spouse's name, it is still considered community property unless it was a gift or inherited. Retirement benefits which accrued during the marriage are considered community property. List all such property below under "Wife" or "Husband", **thereby indicating who will receive the property after the Divorce.** (Please note: Don't include Bank accounts and Life Insurance policies because they are listed under other sections of this questionnaire)

Wife

Husband

Car(s) _____

Car(s) _____

Retirement Account(s): _____

Retirement Account(s): _____

Real Estate: _____

Real Estate: _____

BANK ACCOUNTS:

Please list all bank accounts and whether Husband or Wife will be awarded the proceeds in the account . (Please note: Bank accounts are considered community property regardless of whether the account is held jointly or only in the name of one spouse).

1. Bank: _____ Type of account: [] Savings [] Checking

Account Number: _____ Balance: _____

Account Is held: Jointly In Husband`s name only In Wife`s name only

Who will get the proceeds of this account: Husband Wife Split equally

2. Bank: _____ Type of account: Savings Checking

Account Number: _____ Balance: _____

Account Is held: Jointly In Husband`s name only In Wife`s name only

Who will get the proceeds of this account: Husband Wife Split equally

3. Bank: _____ Type of account: Savings Checking

Account Number: _____ Balance: _____

Account Is held: Jointly In Husband`s name only In Wife`s name only

Who will get the proceeds of this account: Husband Wife Split equally

4. Bank: _____ Type of account: Savings Checking

Account Number: _____ Balance: _____

Account Is held: Jointly In Husband`s name only In Wife`s name only

Who will get the proceeds of this account: Husband Wife Split equally

SEPARATE DEBTS:

Separate debts are any and all debts incurred by either party **prior to** this marriage or during any separation period. List and describe all such debts **and indicate which party is responsible for each debt.**

Debt	Payable to whom	Amount	Whose Debt
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

COMMUNITY DEBTS AND/OR LIABILITIES

Community debts are any and all debts incurred by either party **during** this marriage. List and describe all such debts, **indicating which party will be responsible for each debt after the divorce.**

Type of Debt	Payable to Whom	Monthly Pmt.	Balance	Who is to pay (H, W, or Both)
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

SPOUSAL SUPPORT (ALIMONY):

Will either spouse receive spousal support after the divorce: Yes No

If so, which spouse will receive spousal support: Husband Wife

What amount of monthly support will be provided: \$ _____

How long will the support be paid: _____

MISCELLANEOUS QUESTIONS:

Does your spouse have an attorney with regard to this divorce? Yes No

If so, who: _____

Who will pay the legal fees for the divorce? Husband Wife Share equally

How did you find out about the Guam Family Law Office?

Newspaper From sign on building

From the internet Referral from _____

Other (Please explain): _____
