

DETERMINING PARENTING RIGHTS AND RESPONSIBILITIES WITH AN AGREEMENT ON ALL ISSUES

INSTRUCTIONS FOR FORM 6: AFFIDAVIT OF PROOF FOR STIPULATED JUDGMENT

(Form 6: Affidavit of Proof for Stipulated Judgment is part of the Determining Parenting Rights and Responsibilities With an Agreement on All Issues packet of forms. Review the instructions for the packet of forms before completing the Affidavit of Proof for Stipulated Judgment.)

ND Legal Self Help Center Staff and Court employees cannot help you fill out forms. If you are unsure how to proceed, you should consult a lawyer.

There is no guarantee that all judges and courts will accept forms available through the ND Legal Self Help Center. Use at your own risk.

Do not include these instruction sheets when you serve or file the completed form.

THE PLAINTIFF COMPLETES AND SIGNS THIS FORM.

Top of form (Caption): Fill in the caption exactly as you filled in the caption on *Form 1: Summons*.

First Sentence: Fill in your (the Plaintiff's) full, legal name.

Paragraph 1: Read carefully. You, the Plaintiff, do not need to fill out anything for Paragraph 1.

Paragraph 2: Put a checkmark (✓) next to the option that is true for you, the Plaintiff.

Paragraph 3: Put a checkmark (✓) next to the option that is true for the Defendant.

Paragraph 4: Put a checkmark (✓) next to the statement that is true for your situation. If neither statement is true, you may not use this form or the *Determining Parenting Rights and Responsibilities With an Agreement on All Issues* packet of forms.

- Complete the option you checkmarked.

Paragraph 5: Put a checkmark (✓) next to the statement that is true for your situation. If neither statement is true, you may not use this form or the *Determining Parenting Rights and Responsibilities With an Agreement on All Issues* packet of forms.

- See the instructions for the packet of forms for the definitions of deployed or deploying parent.

Paragraph 6: Read carefully. You do not need to fill out anything for Paragraph 6. If this statement is not true, you may not use this form or the *Determining Parenting Rights and Responsibilities With an Agreement on All Issues* packet of forms.

Paragraph 7: Fill in the initials and year of birth each minor child of you and the Defendant.

- If you have more than three minor children together, type or write the initials and year of birth of each additional child in the blank space available in Paragraph 7.

Paragraph 8: Read carefully. You do not need to fill out anything for Paragraph 8.

Paragraph 9: Read carefully. You do not need to fill out anything for Paragraph 9.

Date and Signature: Do not date or sign until you, the Plaintiff, are in the presence of a Notary Public or a Clerk of Court. Make sure to bring identification to show to the Notary Public or Clerk of Court.

Do not include these instruction sheets when you serve or file the completed form.

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

(Plaintiff)

PLAINTIFF,

Vs

(Defendant)

DEFENDANT.)

Case No. _____

**AFFIDAVIT OF PROOF FOR
STIPULATED JUDGMENT**

I, _____,

the undersigned, being first sworn, on my oath state as follows:

1. I am the Plaintiff in the above entitled action.
2. I am the mother **OR** father (check one) of the minor child(ren).
3. The Defendant in the above entitled action is the mother **OR** father (check one) of the minor child(ren).
4. (Check one)
 - The minor child(ren) has/have lived in North Dakota with me **OR** the Defendant (check one) for at least six consecutive months, of since birth if less than six months old, immediately before the start of this proceeding.
 - OR**
 - North Dakota was the home state of the minor child(ren) within six months of the start of this proceeding, and I **OR** the Defendant (check one) continues to reside in North Dakota.
5. (Check one)
 - Neither I nor the Defendant is currently in the Armed Services of the United States of America or its allies.
 - OR**
 - I am / the Defendant is (check all that apply) currently in the Armed Services of the United States of America or its allies but not currently deployed or notified of deployment.

6. The Defendant and I are not husband and wife and have never been married to each other.
7. The Defendant and I have _____ minor child(ren) together. The initials and year of birth of each minor child is listed below:
Initials: _____ Year of Birth: _____
Initials: _____ Year of Birth: _____
Initials: _____ Year of Birth: _____
8. The Defendant and I have entered into a settlement agreement regarding all of the issues in this proceeding to determine parenting rights and responsibilities and child support.
9. I ask that the court adopt the Settlement Agreement as a full, complete, final and conclusive settlement of all parenting rights and responsibilities and child support between the parties and that the court incorporate the terms of the Settlement Agreement into the judgment.

Dated _____, 20____

(Plaintiff's Signature)

State of: _____

County of: _____

Signed and sworn to before me on _____, 20____ by

_____.

(Notary Public or Clerk of Court)

If Notary, my commission expires: _____