

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

PLAINTIFF,)

Case No. _____

vs)

ANSWER & COUNTERCLAIM
(Divorce No Children)

DEFENDANT.)

ANSWER

_____ (*Defendant's name*), the Defendant

in this divorce action, submits this Answer to the allegations in the Plaintiff's Complaint:

1. Defendant denies each and every allegation in the Plaintiff's Complaint unless specifically admitted to in Paragraphs 2 through 3 below.

2. Defendant admits to the allegations in the following paragraphs in the Plaintiff's Complaint (*list each paragraph number with which you completely agree*): _____
_____.

3. Defendant admits part and denies part of the allegations in the following paragraphs in the Plaintiff's Complaint (*list the paragraph number and explain the part of the paragraph with which you agree and the part with which you disagree*):

a. Paragraph # ____: _____

b. Paragraph # ____: _____

c. Paragraph # ____: _____

d. Paragraph # ____: _____

e. Paragraph # ____: _____

4. Defendant does not have sufficient knowledge to either admit or deny the allegations in the following paragraphs in the Plaintiff's Complaint (*list each paragraph number you don't have enough information with which to agree or disagree*): _____

_____.

AFFIRMATIVE DEFENSES (N.D.R.C.P. Rule 8)

5. (*Choose one*)

Defendant does not have any affirmative defenses.

OR

Defendant has the following affirmative defenses (*select all that apply. You'll be required to prove all affirmative defenses you select*):

Defendant was not served a copy of the summons and complaint.

Defendant received a copy of the summons and complaint, but was not properly served.

A divorce case, dissolution of marriage case, or legal separation case has already started in (*name of court*) _____ of (*name of State or tribe*) _____, Case Number _____.

Other _____

COUNTERCLAIM FOR DIVORCE

6. The identifying information of Plaintiff and Defendant is as follows:

a. Plaintiff's full legal name is: _____.

Plaintiff's address is: _____

_____.

Plaintiff's employer's name and address: _____

_____.

Plaintiff's birth year: _____ & last 4 digits of social security number: _____.

b. Defendant's full legal name is: _____.

Defendant's address is: _____

_____.

Defendant's employer's name and address: _____

_____.

Defendant's birth year: _____ & last 4 digits of social security number: _____.

7. Plaintiff and Defendant were married on _____ (date), at _____ (city), _____ (state) and ever since have been married.

8. (Choose one)

Neither Plaintiff nor Defendant is currently in the Armed Services of the United States of America or its allies.

OR

(Choose all that apply) Plaintiff/ Defendant is/are currently in the Armed Services of the United States of America or its allies but is not/are not currently deployed or notified of deployment.

9. Irreconcilable differences have arisen between Plaintiff and Defendant making continuation of the marriage impossible.

10. Plaintiff and Defendant have no minor children together and are not expecting any children to be born of the marriage.

11. (Choose one)

Defendant wants to restore their name.

OR

Defendant does not want to restore their name.

12. Plaintiff and Defendant are owners of property, which should be divided by the Court and an equitable portion awarded to each party.

13. Plaintiff and Defendant have accumulated a certain amount of debt throughout the marriage, which should be divided, and an equitable portion assessed to each party.

WHEREFORE, Defendant asks for the following relief on the Answer and Counterclaim:

14. The bonds of matrimony presently existing between Plaintiff and Defendant be wholly dissolved and that Defendant be granted an absolute decree of divorce from Plaintiff.

15. For a fair and equitable division of the assets and liabilities accumulated and incurred by the parties.

16. For such further and additional relief as this Court may deem just and proper.

Dated _____.

_____, Defendant
Signature of Defendant

Typed or Printed Name of Defendant

Address

_____ *City* _____ *State* _____ *Zip Code*

Telephone Number

Email Address