

PLEASE TYPE

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| _____ County, Colorado <input type="checkbox"/> District Court Court address: Phone Number: | | ▲ COURT USE ONLY ▲ |
| In Re the Marriage of: Petitioner: Respondent/Co-Petitioner: | | |
| Attorney or Party Without Attorney (Name and Address): Phone Number: E-mail: FAX Number: Atty.Reg.#: | | Case Number: Division Courtroom |
| SUMMONS FOR: <input type="checkbox"/> DISSOLUTION OF MARRIAGE OR <input type="checkbox"/> LEGAL SEPARATION AND TEMPORARY INJUNCTION | | |

TO THE RESPONDENT NAMED ABOVE:

You are summoned and required to file with the clerk of this court a Response to the attached Petition within twenty (20) days after this Summons is served on you in the State of Colorado, or within thirty (30) days after this Summons is served on you outside of the State of Colorado, or is published.

After ninety (90) days from the date of service or publication, the court may enter a decree affecting your marital status, dividing marital property, and addressing issues involving children, child support, maintenance, attorney fees and costs to the extent the court has jurisdiction.

If you fail to file a Response or enter your appearance in this case, any or all of the matters above, or any related matters which come before this court, may be decided without further notice to you.

This is an action to obtain a decree of: Dissolution of Marriage Legal Separation as more fully described in the attached Petition, and, if you have children, for orders regarding the children of the marriage.

NOTICE: Colorado Revised Statutes §14-10-107, provides that upon the filing of a Petition for Dissolution of Marriage or Legal Separation by the Petitioner or Co-Petitioner, or upon personal service of the Petition and Summons on the Respondent, or upon waiver and acceptance of service by the Respondent, an automatic temporary injunction shall be in effect against **both parties** until the final decree is entered or the Petition is dismissed, or until further Order of the Court. Either party may apply to the court for further temporary orders, an expanded temporary injunction, or modification or revocation under C.R.S. §14-10-108, or any other appropriate statute.

AUTOMATIC TEMPORARY INJUNCTION - BY ORDER OF THE COURT, YOU AND YOUR SPOUSE ARE:

1. **Restrained from transferring, encumbering, concealing or in any way disposing of, without the consent of the other party or an Order of the Court, any marital property, except in the usual course of business or for the necessities of life, and requiring each party to notify the other party of and proposed extraordinary expenditures and to account to the court for all extraordinary expenditures made after the injunction is in effect;**
2. **Enjoined from molesting or disturbing the peace of the other party;**
3. **Restrained from removing the minor child or children of the parties, if any, from the State without the consent of the other party or an Order of the Court; and**

4. **Restrained without at least fourteen days advance notification and the written consent of the other party or an Order of the Court, from canceling, modifying, terminating, or allowing to lapse for nonpayment of premiums, any policy of health insurance, homeowner's or renter's insurance, or automobile insurance that provides coverage to either of the parties or the minor children or any policy of life insurance that names either of the parties or the minor children as a beneficiary.**

DATE: _____

 Signature of the [Deputy] Clerk of Court

 Signature of the Attorney for the Petitioner (if any)
type name, address, telephone number, and
bar registration

WAIVER AND ACCEPTANCE OF SERVICE

I declare under oath that I am the Respondent in this case; that I received and accepted service of the Summons and Petition in this case; that I waive any other service, and consent to the jurisdiction of this court to determine all issues raised in the pleadings as if I were served by personal service within the State of Colorado.

Check one:

I am not in the military service. This waiver of service is not to be construed as an admission by me of the truth of the allegations in the Petition and I reserve the right to receive notices of settings and the right to respond and appear in person if I wish.

OR

I am in the active military service of the United States of America. After consultation with the base legal officer or other counsel of my choice, I waive the provisions of the Soldier's and Sailor's Relief Act of 1942, as amended, including my right to court-appointed counsel, and permit the action to proceed without further notice to me.

Signature of Respondent

Date

Signed under oath before me on _____

My commission expires _____

Notary Public/Address

RETURN OF SERVICE

State of _____
County of _____

I declare under oath that I served this Summons and a copy of the Petition in this case on the Respondent in _____ County _____ on _____ (date) at _____ at the following location: _____

Check one:

- By handing it to a person identified to me as the Respondent.
- By leaving it with the Respondent who refused service.
- By leaving it with _____ designated to receive service for the Respondent.
- I am over the age of 18 years and am not interested in nor a party to this case.
- I attempted to serve the Respondent on _____ occasions but have not been able to locate the Respondent.
Return to the Petitioner is made on _____ (date).

Signed under oath before me on _____ (date)
My commission expires _____

Notary Public/Address

 Private process server
 Sheriff, _____ County