

GUIDE TO FINALIZING UNCONTESTED MATTERS

General Rules:

1. No appointments are made.
2. The times to come for Final Decree are: Tues. 9:00 - 11:00 a.m.
Wed. 9:00 - 11:00 a.m.
Thurs. 9:00 - 11:00 a.m.
3. Be sure to bring any publication notices, etc. (if required).
4. Bring payment receipt and report to Civil File room C-130.
An employee from the file room will accompany you to the Docket Desk for approval of the file.

Uncontested Divorce Actions (Uniform Superior Court Rules 24.6):

1. By written consent of both parties to a hearing, the divorce may be granted any time 31 days after service or upon filing an Acknowledgment of Service.
2. In an unanswered action, a divorce may be granted any time 46 days after service, unless the time for response has been extended by court order, and there are no children involved.
3. A divorce action served by publication may be granted 61 days or more after the date of the first publication in the _____ County Daily Report.
4. For uncontested divorces where minor children are involved, the parties are required to attend **AThe Children Cope With Divorce Seminar®** prior to getting the divorce finalized.

Calculation of Days:

Upon filing a written consent to trial, the next day after Sheriff's Service is considered the first day. Likewise with the filing of an Acknowledgment of Service.

Count each day, including weekends. If the 30th day falls on a weekend or holiday, count the next working day as the 30th day and come in on the 31st day.

A divorce filed without a consent for trial must wait 45 days. The same rule applies if the 45th day falls on weekends or holidays.

If serving by publication, time is calculated 61 days after the first publication. Count the next day after publication as the first day. The same rule applies if the 61st day falls on weekends or holidays.

For name changes, calculations begin the next day after filing the petition. The waiting period is 30 days. If the 30th day falls on a weekend or holiday, the same rule applies.

If you require materials in alternate format, please notify the Family Law Information Center as soon as possible.
--