**DECD**

**ATTORNEY NAME**

Nevada Bar No.: #

**LAW FIRM/LEGAL AID/OTHER**

ADDRESS

CITY, STATE, ZIP CODE

PHONE NUMBER

EMAIL

Attorney(s) for Plaintiff/Defendant

*In Conjunction with Legal Aid Center of Southern Nevada Pro Bono Project*

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

PLAINTIFF NAME, )

 Plaintiff, ) Case No.:

 )

vs. ) Dept. No:

 )

DEFENDANT NAME, ) Date of Hearing:

 )

 Defendant. ) Time of Hearing:

 )

 **DECREE OF DIVORCE**

**(NO CHILDREN)**

 This cause coming on for (*hearing or summary disposition*) \_\_\_\_\_\_\_\_\_\_\_ before the above-entitled Court. (*If there was a hearing*) The Plaintiff/Defendant, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, was present and represented by (*attorney name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Esq. of (*law firm/legal aid/other*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and Plaintiff/Defendant, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, was present and represented by (*attorney name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Esq. of (*law firm/legal aid/other*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. After reviewing the pleadings and papers on file, and based upon the testimony given, the Court hereby finds as follow and enters this **DECREE OF DIVORCE**:

The Court has complete jurisdiction in the premises, both as to the subject matter thereof as well as the parties hereto. Plaintiff/Defendant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is now and has been an actual bona fide resident of Clark County, Nevada and has been actually physically domiciled therein for more than six (6) weeks prior to the filing of this action.

Plaintiff and Defendant were married on (*date*) \_\_\_\_\_\_\_\_\_\_ in (*city*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_, (*state or country*) \_\_\_\_\_\_\_\_\_\_\_\_\_ and have been and still are husband and wife. The parties do not have any minor children in common and the Plaintiff/Defendant is not currently pregnant.

Now therefore, **IT IS ORDERED, ADJUDGED AND DECREED** that the bonds of matrimony now and heretofore existing between the parties are hereby wholly dissolved, set aside and forever held for naught and an absolute Decree of Divorce is hereby granted, pursuant to the terms and records as placed on the record. The parties are hereby restored to the status of a single, unmarried persons.

 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that there is community property that is awarded by the Court as follows:

 The following community property is awarded to Plaintiff, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_, as his/her sole and separate property:

1. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. (*add more if needed*).

The following community property is awarded to Defendant, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, as his/her sole and separate property:

1. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. (*add more if needed*).

**OR** (*if there is no community property*) “that there is no community property to divide or the property has already been divided.”

 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that there are community debts that are awarded by the Court as follows:

 The following community debts are awarded to Plaintiff, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, as his/her sole and separate debts:

1. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. (*add more if needed*).

The following community debts are awarded to Defendant, (*name*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, as his/her sole and separate debts:

1. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. (*add more if needed*).

**OR** (*if there is no community debt*) “that there is no community debt to divide or the property has already been divided.”

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff/Defendant shall retain their respective interests in their pensions, whether a Single Plan or Multiple Plans as their sole and separate property.

**OR** that Plaintiff/Defendant shall be awarded one-half of the community interest in and to Plaintiff/Defendant’s Pension, whether a Single Plan or Multiple Plans, any and all retirement savings and/or benefits of the Plaintiff/Defendant including rights of survivorship, vacation, sick and severance entitlements, cost of living increases and any other financial benefits owed to Plaintiff/Defendant and including division of the 401(k) earned by Plaintiff/Defendant, (*name*) \_\_\_\_\_\_\_\_\_\_\_ while employed at (*employer*) \_\_\_\_\_\_\_\_\_\_\_. In the event Plaintiff/Defendant took out a loan from any retirement savings plan without the knowledge or consent of the Plaintiff/Defendant, then the Plaintiff/Defendant will be solely liable for any such loan and the loan repayment will be deducted from only the Plaintiff/Defendant’s share of the retirement proceeds.

 The actual amount or percentage of the pension that will be paid over to (*name*) \_\_\_\_\_\_\_\_\_\_ will be determined upon receipt from the plan, a history of contributions to determine the marital and separate interests of the parties. The community share is determined by multiplying the benefits by a fraction, the numerator of which is the number of months Plaintiff/Defendant was employed during which the parties were married and the denominator of which is the total number of months of time and service the Plaintiff/Defendant was employed, pursuant to *Gemma v. Gemma*, 105 Nev. 458, 778 P.2d 429 (1989). This Court shall retain jurisdiction to determine the exact amount of benefits involved, if necessary. This Court shall also retain jurisdiction to issue a separate Qualified Domestic Relations Order, if such is required. That Plaintiff/Defendant should pay half/total costs of preparation of a Qualified Domestic Relations Order or equivalent in order to facilitate enforcement of Plaintiff’s/Defendant’s community interest in the retirement savings of the Plaintiff/Defendant.

 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that neither party is awarded spousal support **OR** that Plaintiff/Defendant shall pay $\_\_\_\_\_\_\_ per month in spousal support for (*number*) \_\_\_\_\_\_\_\_ years, beginning (*date*) \_\_\_\_\_\_\_\_\_\_\_\_ and ending (*date*) \_\_\_\_\_\_\_\_\_\_\_\_. Spousal support shall be due (*monthly, bi-monthly*) \_\_\_\_\_\_\_\_\_\_\_ on the \_\_\_\_\_\_\_ of the month.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that neither party changed their name **OR** neither party wishes to have a former or maiden name restored. **OR** that Plaintiff/Defendant shall have a former or maiden name restored, to wit: (*write full name the party wants to go back to*) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that each party shall submit the information required in NRS 125.130 on a separate form to the Court. Such information shall be maintained by the Clerk in a confidential manner and not part of the public record.

 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that all **NOTICE PROVISIONS** contained in this Decree of Divorce are hereby made orders of the Court and this Court retains jurisdiction to enforce the Orders contained herein.

 DATED this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

**BY THE COURT**:

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 **DISTRICT COURT JUDGE**

Respectfully Submitted:

By \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ATTORNEY NAME**

Nevada Bar No.: #

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