

Summary Dissolution

<p>Step 1 Complete your forms in blue or black ink.</p>	<p>Read the following: <input checked="" type="checkbox"/> Summary Dissolution Information booklet (FL-810) (this will help you determine if you qualify) Complete the following together: <input checked="" type="checkbox"/> Worksheet pages 8, 10 and 12 from the booklet Complete the following – one each: <input checked="" type="checkbox"/> FL-150 <i>Income and Expense Declaration</i></p>
<p>Step 2</p>	<p>Copies: Make a copy of the Worksheets, in addition to the original. One person keeps the original (it doesn't matter which) and the other person gets the copy.</p>
<p>Step 3</p>	<p>Copies: Make a copy of each of the FL-150's, in addition to the original. Then, both of you must give the copy you made to the other person and keep the original for yourselves.</p>
<p>Step 4</p>	<p>Complete the following forms together in blue or black ink: <input checked="" type="checkbox"/> FL-800 <i>Joint Petition for Summary Dissolution</i> <input checked="" type="checkbox"/> FL-825 <i>Judgment of Dissolution and Notice of Entry of Judgment</i> If you have assets/debts to divide, prepare the following: <input type="checkbox"/> Agreement about how to divide the assets/debts</p>
<p>Step 5</p>	<p>Copies: Make 2 copies, in addition to the original.</p>
<p>Step 6</p> <p>NOTE: There is a filing fee unless the fee is waived for both parties</p>	<p>File: Turn in the original and copies of form FL-800, FL-825 and agreement (if applicable) along with 2 stamped envelopes (one addressed to you and the other addressed to your spouse/partner) to the Clerk's Office of the courthouse located at:</p> <p style="text-align: center;">201 North First Street, San Jose, CA 95113</p> <p style="text-align: center;">They open at 8:30am Monday-Friday, closing times are subject to change, visit www.scscourt.org or call 408-534-5600 for current office hours.</p> <p>The clerk will keep the original and copies of form FL-825 and the two self-addressed stamped envelopes.</p> <p><input type="checkbox"/> If you <u>are not</u> asking for a fee waiver, you will pay the filing fee and get copies of form FL-800 back with a file-stamp. The Clerk will mail form FL-825 to both parties in the envelopes provided.</p> <p><input type="checkbox"/> If you <u>are</u> asking for a fee waiver, your file-stamped copies may be returned immediately, OR you may be asked to return in up to 24 hours, OR your file stamped forms (FL-800) may be mailed to you. Please check with the clerk who takes your forms.</p>
<p>Step 7</p>	<p>Keep: Keep a filed copy of forms FL-800 and FL-825 for your records.</p>
<p>Step 9</p>	<p>Judgment: Your Judgment will be filed immediately however your divorce is not final until the date listed on item 1(a) of form FL-825. Once your Judgment is final:</p> <ul style="list-style-type: none"> • The agreements you made, if any, in the property agreement are binding (this means each of you own the property or debts assigned to you in the agreement). • Neither of you has any right to get money or support from the other except what you agreed to in the Judgment.

What is a “Summary Dissolution”?

A Summary Dissolution is an easier way to get a divorce that only applies in limited cases, such as when the spouses/registered domestic partners do not own a home or do not have children together that are under 18. There are very specific criteria that you must meet to be able to get a Summary Dissolution. The Judicial Council has created a helpful booklet (FL-810) that explains who qualifies and how to apply for and finish a Summary Dissolution.

What if I’m not eligible for a Summary Dissolution?

If you’re not eligible, you can go through the standard divorce process.

How long does it take to finish my divorce?

The earliest you can be divorced is 6 months from the date you and your spouse/partner file the Summary Dissolution forms. You must submit the *Judgment of Dissolution and Notice of Entry of Judgment* form (FL-825) and self-addressed, stamped envelopes along with all of your other forms. The clerk will file the Judgment immediately however you will not be single again until the 6 months have passed. Your FL-825 will indicate the date the Judgment is final and a copy of the *Judgment* will be mailed out in the envelopes you provided to the court when you filed all your forms.

What if I change my mind before the Judgment is final?

Either party can stop the divorce by filing a *Notice of Revocation of Joint Petition for Summary Dissolution* form (FL-830) before the six-month waiting period has passed. If that happens, form FL-825 will be stamped to indicate it was revoked. The party still wanting to be divorced may file a standard case. If this happens, the amount of time you waited from the date the Summary Dissolution was filed until the date of revocation can be applied to your new case. For example, if a revocation was filed 4 months after the Summary Dissolution was filed, your 6-month waiting period on the new divorce Petition will be reduced to 2 months.

HOW CAN I GET HELP?

Here are some ways to get help:

- Go to <http://www.calbar.ca.gov/Public>, then click on “Lawyer Referral services” to hire or consult with a private attorney.
- For free legal advice and information, see our “Do-It-Yourself Resources” flyer. Go to www.scscourt.org, click on “Self-Help” then “Self-Help Flyers”.
- The Self-Help Center/Family Law Facilitator – See our information flyer:
 - Contact us: Go to www.scscourt.org then click “**Contact the Self-Help Center**”. Walk-in assistance is limited to emergencies so contact us remotely first.
 - Obtain Forms: Go to www.scscourt.org then click “**Complete Forms at Home**”
 - Form Review: Email your forms as a PDF file to SHCDocReview@scscourt.org.
 - Note: We **cannot** help people who have attorneys.

Superior Court, County of Santa Clara
Self-Help Center/Family Law Facilitator’s Office
 201 N. First Street, San Jose, CA 95113
 408-882-2926