

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT,
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____
Division: _____

In re the Marriage of:

Husband,

and

Wife.

FINAL JUDGMENT OF DISSOLUTION OF MARRIAGE WITH PROPERTY BUT NO DEPENDENT OR MINOR CHILD(REN)

This cause came before this Court for a trial on a Petition for Dissolution of Marriage. The Court, having reviewed the file and heard the testimony, makes these findings of fact and reaches these conclusions of law:

1. The Court has jurisdiction over the subject matter and the parties.
2. At least one party has been a resident of the State of Florida for more than 6 months immediately before filing the Petition for Dissolution of Marriage.
3. The parties have no minor children in common, and the wife is not pregnant.
4. The marriage between the parties is irretrievably broken. Therefore, the marriage between the parties is dissolved and the parties are restored to the status of being single.

SECTION I. MARITAL ASSETS AND LIABILITIES

A. Date of Valuation of Property. The assets and liabilities listed below are divided as indicated. The date of valuation of these assets and liabilities is, unless otherwise indicated:

1. _____ date of filing petition for dissolution of marriage _____.
2. _____ date of separation _____.
3. _____ date of final hearing _____.
4. _____ other: *{specify date}* _____.

B. Division of Assets.

1. **The assets listed below are nonmarital assets.** Each party shall keep, as his or her own, the assets found to be nonmarital, and the other party shall have no further rights or responsibilities regarding these assets.

| ASSETS: DESCRIPTION OF ITEM(S) Please describe each item as clearly as possible. You do not need to list account numbers. | Current Fair Market Value | Wife's Non marital Property | Husband's Non marital Property |
|---|------------------------------------|--------------------------------------|---|
| | \$ | \$ | \$ |
| | | | |
| | | | |
| | | | |
| | | | |
| Total Nonmarital Assets | \$ | \$ | \$ |

2. **The assets listed below are marital assets.** Each party shall keep, as his or her own, the assets awarded in this section, and the other party shall have no further rights or responsibilities regarding these assets. **Any personal item(s) not listed below are awarded to the party currently in possession or control of the item(s).**

| ASSETS: DESCRIPTION OF ITEM(S) Please describe each item as clearly as possible. You do not need to list account numbers. | Current Fair Market Value | Wife Shall Receive | Husband Shall Receive |
|---|------------------------------------|--------------------------|-----------------------------|
| Cash (on hand or in banks/credit unions) | \$ | \$ | \$ |
| | | | |
| Stocks/bonds | | | |
| | | | |
| Notes | | | |
| Business interests | | | |
| | | | |
| Real estate: (Home) | | | |
| | | | |
| Automobiles | | | |
| | | | |
| | | | |
| Boats | | | |
| Furniture & furnishings | | | |

| | | | |
|--|----|----|----|
| | | | |
| | | | |
| | | | |
| Jewelry | | | |
| | | | |
| Life insurance (cash surrender value) | | | |
| Retirement Plans (Profit sharing, Pension, IRA, 401(k)s, etc.) | | | |
| | | | |
| Other assets | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Total Marital Assets | \$ | \$ | \$ |

C. Division of Liabilities/Debts.

1. **The liabilities listed below are nonmarital liabilities** and, therefore, are owed as indicated. Each party shall owe, as his or her own, the liabilities found to be nonmarital, and the other party shall have no responsibilities regarding these debts.

| LIABILITIES: DESCRIPTION OF DEBT(S) Please describe each item as clearly as possible. You do not need to list account numbers) | Current Amount Owed | Wife's Non- marital Liability | Husband's Non- marital Liability |
|---|------------------------------------|--|---|
| | \$ | \$ | \$ |
| | | | |
| | | | |

| LIABILITIES: DESCRIPTION OF DEBT(S) Please describe each item as clearly as possible. You do not need to list account numbers) | Current Amount Owed | Wife's Non- marital Liability | Husband's Non- marital Liability |
|--|---------------------------|--|---|
| | | | |
| Total Nonmarital Liabilities | \$ | \$ | \$ |

2. **The liabilities listed below are marital liabilities** and are divided as indicated. Each party shall hold the other party harmless and pay, as his or her own, the marital liabilities awarded below.

| LIABILITIES: DESCRIPTION OF DEBT(S) Please describe each item as clearly as possible. You do not need to list account numbers. | Current Amount Owed | Wife Shall Pay | Husband Shall Pay |
|--|---------------------------|-------------------|----------------------|
| Mortgages on real estate: (Home) | \$ | \$ | \$ |
| (Other) | | | |
| | | | |
| Charge/credit card accounts | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Auto loan | | | |
| Auto loan | | | |
| Bank/Credit Union loans | | | |
| | | | |
| | | | |
| Other | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Total Marital Liabilities | \$ | \$ | \$ |

D. Contingent assets and liabilities will be divided as follows: _____

E. The distribution of assets and liabilities in this final judgment is equitable; if each party does not receive approximately one-half, the distribution is based on the following facts and reasoning:

F. Beneficiary Designation (By completing this section, the beneficiary designations continue after Entry of Final Judgment of Dissolution of Marriage.)

The designation providing for the payment or transfer at death of an interest in the assets described below to or for the benefit of the deceased party's former spouse is **NOT VOID** as of the date of entry of the Final Judgment of Dissolution of Marriage.

The Final Judgment of Dissolution of Marriage shall provide that the designations set forth below remain in full force and effect.

_____ 1. The _____ Husband _____ Wife shall acquire or maintain the following assets for the benefit of the other spouse or child(ren) to be paid upon his/her death outright or in trust. This provision only applies if other assets fulfilling such requirement for the benefit of the other spouse or child(ren) do not exist upon his/her death and unless precluded by statute. *{Describe the assets with specificity}*

_____ 2. The _____ Husband _____ Wife shall not unilaterally terminate or modify the ownership of the following assets, or their disposition upon his/her death. *{Describe the assets with specificity}*

SECTION II. EXCLUSIVE USE AND POSSESSION OF HOME

*{Indicate **all** that apply}*

1. _____ The _____ Husband _____ Wife, as a condition of support, shall have exclusive use and possession of the dwelling located at the following address:

until {date or event} _____
_____.

2. _____The_____ Husband _____Wife may make visits to the premises described in the paragraph above for the purpose of obtaining any items awarded in this Final Judgment. These visits shall occur after notice to the person granted exclusive use and possession of the dwelling and at the earliest convenience of both parties or as ordered in paragraph 4 below.

3. _____Upon the termination of the right of exclusive use and possession, the dwelling shall be sold and the net proceeds divided _____% to Husband and _____% to Wife, with the following credits and/or setoffs being allowed: _____

_____.

4. _____Other: _____

_____.

SECTION III. ALIMONY

1. _____ The Court denies the request(s) for alimony
OR
2. _____ The Court finds that there is an actual need for, and that _____ Husband _____ Wife (hereinafter Obligor) has/had the present ability to pay, alimony as follows:
{Indicate **all** that apply}
 - a. _____ **Permanent Periodic.**
 1. The Court finds that no other form of alimony is fair and reasonable under the circumstances of the parties.

 2. As a marriage of: **{Choose only one}**

_____ **Long Duration** (17 years or greater) alimony is appropriate upon consideration of all relevant factors;

_____ **Moderate Duration** (greater than 7 years but less than 17) alimony is appropriate based upon clear and convincing evidence after consideration of all relevant factors; or

_____ **Short Duration** (less than 7 years) alimony is appropriate based upon the following exceptional circumstances: _____

_____.

 3. Obligor shall pay permanent periodic alimony to Obligee in the amount of

\$ _____ per month, payable _____ in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or _____ other {explain}:

_____ beginning {date} _____. This alimony shall continue until modified by court order, the death of either party, or remarriage of Obligee, whichever occurs first. The alimony may be modified or terminated based upon either a substantial change in circumstances or the existence of a supportive relationship in accordance with section 61.14, Florida Statutes.

b. **Bridge-the-Gap.** Obligor shall pay bridge-the-gap alimony to Obligee in the amount of \$ _____ per month, payable _____ in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or _____ other {explain} _____ beginning {date} _____ and continuing until {date} _____ {a period not to exceed two years}, the death of either party, or remarriage of the Obligee, whichever occurs first.

c. **Rehabilitative.** Obligor shall pay rehabilitative alimony to Obligee in the amount of \$ _____ per month, payable _____ in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or _____ other {explain} _____ beginning {date} _____. This rehabilitative alimony shall continue until modified by court order, the death of either party or until {date/event} _____, whichever occurs first. The rehabilitative plan presented demonstrated the following:

_____.

d. **Durational.** Obligor shall pay durational alimony to Obligee in the amount of \$ _____ per month payable _____ in accordance with Obligor's employer's payroll cycle, and in any event, at least once a month or _____ {explain} _____ beginning {date} _____ and terminating on {date} _____, the death of either party, remarriage of Obligee, or until modified by court order in accordance with section 61.08(7), Florida Statutes, whichever occurs first.

e. **Lump Sum.** Obligor shall pay lump sum alimony to Obligee in the amount of \$ _____, which shall be paid as follows: _____
_____.

f. **Retroactive.** Obligor shall pay retroactive alimony in the amount of \$ _____ for the period of {date} _____, through {date} _____, which shall be paid pursuant to paragraph 4 below.

3. **Reasons for _____ Awarding _____ Denying Alimony.** The Court has considered all of the following in awarding/denying alimony:

a. The standard of living established during the marriage;

- b. The duration of the marriage;
- c. The age and the physical and emotional condition of each party;
- d. The financial resources of each party, including, the nonmarital and the marital assets and liabilities distributed to each;
- e. The earning capacities, educational levels, vocational skills, and employability of the parties and, when applicable, the time necessary for either party to acquire sufficient education or training to enable such party to find appropriate employment;
- f. The contribution of each party to the marriage, including, but not limited to, services rendered in homemaking, child care, education, and career building of the other party;
- g. The tax treatment and consequences to both parties of any alimony award, including the designation of all or a portion of the payment as a nontaxable, nondeductible payment;
- h. All sources of income available to either party, including income available to either party through investments of any asset held by the party; and
- i. Any other factor necessary to do equity and justice between the parties: *{explain}*_____

_____ Please indicate here if additional pages are attached.

4. Arrearage/Retroactive Alimony.

a. _____ There is no alimony arrearage at the time of this Final Judgment.

OR

b. _____ The _____ Husband _____ Wife shall pay to the other party the alimony arrearage of:
 \$_____ for retroactive alimony, as of *{date}* _____;
 \$_____ for previously ordered unpaid alimony, as of *{date}* _____.

The total of \$_____ in alimony arrearage shall be repaid in the amount of \$_____ per month, payable () in accordance with Obligor's employer's payroll cycle, and in any event at least once a month () other *{explain}*_____

_____ beginning *{date}* _____, until paid in full including statutory interest.

5. _____ **Life Insurance (to secure payment of support).** To secure the alimony obligations set forth in this judgment, Obligor shall maintain life insurance coverage on his/her life naming Oblige as the sole irrevocable beneficiary, so long as reasonably available. This insurance shall be in the amount of at least \$_____ and shall remain in effect until the obligation for alimony terminates.

6. _____ **Other provisions relating to alimony, including any tax treatment and consequences:**

a. The award of alimony _____ does not _____ does leave the Obligor with significantly less net income than the net income of the recipient/Obligee. If yes, the court finds the following exceptional circumstances:_____

b. Other: _____

SECTION IV. METHOD OF PAYMENT

Obligor shall pay court-ordered alimony and arrears, if any, as follows:

1. Place of Payment.

- a. _____ Obligor shall pay court-ordered support directly to either the State Disbursement Unit or the central depository, as required by statute, along with any fee required by statute.
- b. _____ Both parties have requested and the court finds that support payments need not be directed through either the State Disbursement Unit or the central depository at this time at this time; however, either party may subsequently apply, pursuant to section 61.13(1)(d)3, Florida Statutes, to require payments through either the State Disbursement Unit or the central depository.

2. Income Deduction.

- a. _____ **Immediate.** Obligor shall pay through income deduction, pursuant to a separate Income Deduction Order which shall be effective immediately. Obligor is individually responsible for paying this support obligation until all of said support is deducted from Obligor’s income. Until support payments are deducted from Obligor’s paycheck, Obligor is responsible for making timely payments directly to the State Disbursement Unit or the Obligee, as previously set forth in this order.
- b. _____ **Deferred.** Income Deduction is ordered this day, but it shall not be effective until a delinquency of \$_____, or, if not specified, an amount equal to one month’s obligation occurs. Income deduction is not being implemented immediately based on the following findings:
There are no minor or dependent child(ren) common to the parties,
AND
There is proof of timely payment of a previously ordered obligation without an Income Deduction Order in cases of modification,
AND
_____ There is an agreement by the Obligor to advise the Title IV-D agency, the clerk of court, and the Obligee of any change in Payor and/or health insurance **OR** _____ there is a signed written agreement providing an alternative arrangement between the Obligor and the Obligee and, at the option of the IV-D agency, by the IV-D agency in IV-D cases in which there is an assignment of support rights to the state, reviewed and entered in the record by the court.

3. **Bonus/one-time payments.** ____ All ____% ____ No income paid in the form of a bonus or other similar one-time payment, up to the amount of any arrearage or the remaining balance thereof owed pursuant to this order, shall be forwarded to Obligee pursuant to the payment method prescribed above.
4. **Other provisions relating to method of payment.** _____

SECTION V. ATTORNEY'S FEES, COSTS, AND SUIT MONEY

1. ____ Husband's ____ Wife's request(s) for attorney's fees, costs, and suit money is (are) denied because _____
 _____.

OR

2. ____ The Court finds there is a need for and an ability to pay attorney's fees, costs, and suit money. ____ Husband ____ Wife is hereby ordered to pay to the other spouse \$_____ in attorney's fees, and \$_____ in costs. The Court further finds that the attorney's fees awarded are based on the reasonable rate of \$_____ per hour and ____ reasonable hours. Other provisions relating to attorney's fees, costs, and suit money are as follows: _____
 _____.

SECTION VI. OTHER PROVISIONS

1. **Former Name.** The wife's former name of *{full name}* _____ is restored.
2. **Other Provisions.**

 _____.
3. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED on _____ in _____, Florida.

 CIRCUIT JUDGE

I certify that a copy of this **Final Judgment of Dissolution** was () mailed
() faxed and mailed () e-mailed () hand-delivered to the parties or entities listed below on
{date} _____.

by _____
{Clerk of court or designee}

____ Husband (or his attorney)
____ Wife (or her attorney)
____ Central depository
____ State Disbursement Unit
____ Other: _____