

### Uncontested Divorce Benefit Qualification

Thank you for the opportunity to consult with you regarding your legal matter. As a member of LegalShield, you should never hesitate to contact us when any legal questions or concerns arise. In order to qualify for and utilize your benefits under the Uncontested Divorce benefit provision of your LegalShield contract, you must have been an active member for at least 90 (or, for some plans, 180) days, and you must provide our Firm with the following:

- A signed and notarized Separation and Property Settlement Agreement (not included in the packet) dealing completely with all issues that may arise from the marriage. Your matter will not be qualified to be uncontested unless you have a complete Separation and Property Settlement Agreement signed by both parties and **separately notarized for each spouse's name/signature** (same for the financial disclosures and affidavits listed below).

We strongly recommend that you retain an attorney for a properly drafted separation agreement. However, if you do not want to do that, to notarize the agreement, you **MUST 1) use the "IN WITNESS WHEREOF" notarization form** that is the page after these instructions, having each spouse sign it and get it notarized; **2) handwrite/re-number the pages of the agreement e.g. 1 of 7, 2 of 7 etc. with the last page being the notary page; and 3) fill in the title at the top of the notarization form, and also in both "Personally appeared" clauses in that form, so it matches the title of the agreement.**

- A copy of your marriage certificate;
- The current address for your spouse;
- A notarized financial disclosure statement **for each spouse** (see attached) and;
- A notarized affidavit **for each spouse** that attests to the following facts (included at the end of this packet):
  - all marital assets, **including your home if you have one**, total no more than \$500,000.00;
  - there are no retirement benefits that need to be divided;
  - all matters between the parties have been **resolved and agreed to** in the Separation and Property Settlement Agreement you are providing. The resolved matters include, but are not limited to, all matters related to child custody, child support, alimony and the division of all marital assets;
  - all of the information contained in the financial disclosure statement is **true, correct and accurate**.
  - neither party is represented by an attorney nor will either party retain an attorney (other than the LegalShield member hiring our Firm to file the uncontested divorce).

Please note that the documentation submitted is for coverage determination only, and that the referral attorney will request additional documentation from you for the purposes of actual filing in the court.

If any information is found to be incorrect and/or has been misrepresented by either party, the matter will no longer be considered an "Uncontested Divorce" but will be determined to be a "Contested Divorce" and you will have to pay for any further legal services under the preferred member discount rates.

**Finally, the member is responsible for paying to cover court costs and fees.** The referral attorney will require an advance payment of these expenses not covered by your uncontested family law benefits. Please do not pay until you have spoken with the attorney (or their assistant) to whom you will be referred to represent you in this matter, which referral will be made once we have all the documentation we need to establish your eligibility for this benefit; but please pay promptly at that time.

IN WITNESS WHEREOF, the Parties have duly affixed their signatures to the foregoing  
\_\_\_\_\_ (exactly copy title of separation agreement) dated \_\_\_\_\_:

\_\_\_\_\_  
(Print Name of Wife and sign above) (Wife)                      (Print Name of Husband and sign above) (Husband)

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Personally appeared before me, a Notary Public, in and for said county and state, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the within named \_\_\_\_\_ (Wife), known to me, or satisfactorily proven, to be the person whose name is subscribed to the foregoing \_\_\_\_\_ (exactly copy title of separation agreement), and who acknowledges that she executed the same for the purposes therein contained.

\_\_\_\_\_  
NOTARY PUBLIC

Print Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_ Notary Registration No.: \_\_\_\_\_

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Personally appeared before me, a Notary Public, in and for said county and state, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the within named \_\_\_\_\_ (Husband), known to me, or satisfactorily proven, to be the person whose name is subscribed to the foregoing \_\_\_\_\_ (exactly copy title of separation agreement), and who acknowledges that he executed the same for the purposes therein contained.

\_\_\_\_\_  
NOTARY PUBLIC

Print Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_ Notary Registration No.: \_\_\_\_\_



INCOME STATEMENT

GROSS MONTHLY INCOME	AMOUNT
1. Salary and Wages, including commissions bonuses, allowance and overtime NOTE: To arrive at a monthly income figure if paid weekly, multiply weekly income by 4.3, if paid biweekly, multiply income by 2.16	\$
2. Pensions and retirements	\$
3. Social Security	\$
4. Disability and unemployment insurance	\$
5. Public Assistance (welfare, AFDC payments, etc.)	\$
6. Dividends and interest	\$
7. Rental Income	\$
8. Other Income	
	\$
	\$
9. <b>TOTAL MONTHLY INCOME</b>	\$

**STATEMENT OF ASSETS**

**A. REAL ESTATE**

1. Title in the name of: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Who paid cost: \_\_\_\_\_  
How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Mortgage Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_

2. Title in the name of: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Who paid cost: \_\_\_\_\_  
How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Mortgage Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_

3. Title in the name of: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Who paid cost: \_\_\_\_\_  
How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Mortgage Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_

**B. MOTOR VEHICLES**

1. Registered in the name of: \_\_\_\_\_  
Year: \_\_\_\_\_ Model: \_\_\_\_\_ Mileage: \_\_\_\_\_  
Who paid cost: \_\_\_\_\_ How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Loan Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_

2. Registered in the name of: \_\_\_\_\_  
Year: \_\_\_\_\_ Model: \_\_\_\_\_ Mileage: \_\_\_\_\_  
Who paid cost: \_\_\_\_\_ How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Loan Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_

3. Registered in the name of: \_\_\_\_\_  
Year: \_\_\_\_\_ Model: \_\_\_\_\_ Mileage: \_\_\_\_\_  
Who paid cost: \_\_\_\_\_ How cost paid: \_\_\_\_\_  
Value: \_\_\_\_\_  
Loan Balance: \_\_\_\_\_  
Equity: \_\_\_\_\_



**LIFE INSURANCE (EXCLUDE CHILDREN)**

INSURED	COMPANY	FACE AMOUNT LESS ANY LOANS	CASH	BENEFICIARY
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
	<b>TOTAL</b>	\$	\$	

**ACKNOWLEDGMENT OF TRUTHFULNESS**

I declare that the foregoing financial information, including attachments, is true and correct and that this declaration was executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Signed: \_\_\_\_\_

Name: \_\_\_\_\_

STATE OF \_\_\_\_\_ :  
 : ss.  
 COUNTY OF \_\_\_\_\_ :

I HEREBY CERTIFY, that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the subscriber, a Notary Public, in and for \_\_\_\_\_, personally appeared \_\_\_\_\_, and he made oath in due form of law that the matters and facts stated in the foregoing Disclosure are true and accurate to the best of his/her knowledge, information and belief.

AS WITNESS, my hand and Notarial Seal.

\_\_\_\_\_  
 Notary Public  
 My Commission Expires:

**AFFIDAVIT**

All of our marital assets total no more than \$500,000;

There are no retirement benefits that need to be divided;

All matters between myself and my spouse have been resolved and agreed to in the Separation and Property Settlement Agreement that we have both signed;

All of the information contained in my financial disclosure statement is true, correct, and accurate;

Neither myself nor my spouse are represented by an attorney, nor will either party retain an attorney.

ACKNOWLEDGMENT OF TRUTHFULNESS

I declare that the foregoing affidavit is true and accurate to the best of my knowledge, information, and belief, and that this declaration was executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

SIGNED: \_\_\_\_\_

NAME: \_\_\_\_\_

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

I HEREBY CERTIFY, that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the subscriber, a Notary Public, in and for \_\_\_\_\_, personally appeared \_\_\_\_\_, and he/she made oath in due form of law that the matters and facts stated in the foregoing Affidavit are true and accurate to the best of his/her knowledge, information and belief.

AS WITNESS, my hand and Notarial Seal

\_\_\_\_\_  
Notary Public

My Commission Expires: