

IN THE COURT OF COMMON PLEAS OF YORK COUNTY, PENNSYLVANIA

_____	:	NO. _____-FC-_____ -02
Plaintiff	:	
	:	Divorce Hearing Officer _____
VS.	:	
	:	Related Cases: _____
_____	:	
Defendant	:	ACTION IN DIVORCE

**PROTHONOTARY'S CERTIFICATION
THE APPOINTMENT FEE HAS BEEN PAID:
DIVORCE - \$350**

(Prothonotary Initial)

ATTORNEY FOR PLAINTIFF:

Name: _____

Address: _____

Phone: _____

Fax: _____

E-mail: _____

ATTORNEY FOR DEFENDANT:

Name: _____

Address: _____

Phone: _____

Fax: _____

E-mail: _____

**MOTION FOR THE APPOINTMENT OF A HEARING OFFICER
TO ESTABLISH GROUNDS FOR DIVORCE
(PURSUANT TO 23 Pa.C.S. 3301 (a), (b), or (d))
OR FOR ANNULMENT**

Submitted by _____ · Plaintiff · Defendant

_____ · PLAINTIFF · DEFENDANT MOVES
THE COURT TO APPOINT A DIVORCE HEARING OFFICER
a. · TO ESTABLISH GROUNDS FOR DIVORCE UNDER SECTION 3301(_____) OF
THE DIVORCE CODE, OR
b. · FOR ANNULMENT,

AND IN SUPPORT OF THE MOTION CERTIFIES AS FOLLOWS:

1. The moving party's current mailing address is _____
_____.
2. The non-moving party's current mailing address is _____
_____.
3. The non-moving party (has) (has not) appeared in the action (personally) (by his / her attorney, _____, Esquire). If the non-moving party has not appeared in person or by attorney, then the non-moving party's mailing address of record is:
_____.
4. The Complaint was filed on _____ (date).
5. The Complaint was served on _____ (date).
6. The method of service of the complaint was: _____
_____.
7. Proof of service of the Complaint was filed on _____ (date).
8. If proceeding under Section 3301(a) or 3301(b) of the Divorce Code, then
 - a. The issue was first raised in the _____ (name of pleading) filed on _____ (date); and
 - b. The specific subsection of the Divorce Code in question is _____.
9. If proceeding under Section 3301(d) of the Divorce Code, then
 - a. The issue was first raised in the _____ (name of pleading) filed on _____ (date); and
 - b. The 3301(d) Affidavit of Consent was filed by _____ on _____ (date), and served on _____. The other party filed a Counter Affidavit on _____ (date), and (check one):

- i. · The counter affidavit contests the allegation of the length/date of the separation,
 - ii. · The counter affidavit contests the allegation of irretrievable breakdown, or
 - iii. · The counter affidavit contests both allegations.
- 10. If seeking an annulment, then
 - a. The issue was first raised in the _____ (name of pleading) filed on _____ (date); and
 - i. · The Complaint asserts that the marriage is void (Section 3304), OR
 - ii. · The Complaint asserts that the marriage is voidable (Section 3305).
- 11. Discovery is complete with respect to all of the claims at issue.

{If filed by an attorney}

The foregoing statements are certified to be true pursuant to the undersigned’s duties of candor to the tribunal.

ATTORNEY FOR · PLAINTIFF · DEFENDANT
SUPREME COURT ID: _____

ADDRESS: _____

PHONE: _____

DATE: _____

{If filed by pro se party}

The statements set forth in this Motion are true and correct to the best of my knowledge and belief after due investigation, subject to the penalties of 18 Pa.C.S. 4904 relating to unsworn falsification to authorities.

(Name and signature of party)

DATE: _____