

# Summary Dissolution

<b>Step 1</b>	<p><b>Read &amp; Complete the following forms</b> in blue or black ink:</p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Read the Summary Dissolution Information booklet (FL-810) to learn more about Summary Dissolution and to see if you qualify for one.</li> <li><input checked="" type="checkbox"/> Complete Worksheet pages 8, 10 and 12 from the booklet</li> </ul> <p><b>Note: Both spouses/partners must complete the worksheets &amp; agreement together.</b></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> FL-150 <i>Income and Expense Declaration</i></li> </ul> <p><b>Note: Each of you must complete your own FL-150.</b></p>				
<b>Step 2</b>	<p><b>Copies:</b> Make <b>1</b> copy of each of the Worksheets, in addition to the original. One person keeps the original (it doesn't matter which spouse/partner) and the other spouse/partner gets the copy.</p>				
<b>Step 3</b>	<p><b>Copies:</b> Make <b>1</b> 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>				
<b>Step 4</b>	<p><b>Complete the following forms</b> in blue or black ink:</p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> FL-800 <i>Joint Petition for Summary Dissolution</i></li> <li><input type="checkbox"/> Agreement about how to divide things you own (if applicable)</li> <li><input checked="" type="checkbox"/> Local form FM-1051 <i>Declaration of Residence</i></li> <li><input checked="" type="checkbox"/> FL-825 <i>Judgment of Dissolution and Notice of Entry of Judgment</i></li> </ul> <p><b>Note: Both spouses/partners must complete these forms together.</b></p>				
<b>Step 5</b>	<p><b>Copies:</b> Make <b>2</b> copies, in addition to the original.</p>				
<p><b>Step 6</b></p> <p><i>NOTE: There is a filing fee unless the fee is waived for both parties</i></p>	<p><b>File:</b> Turn in the original and copies of the forms along with 2 stamped envelopes (one addressed to you and the other addressed to your spouse/partner) as following::</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> <b>If you are <u>not</u> asking for a fee waiver</b>, turn your forms into the <b>Clerk's Office</b>. You will pay the filing fee and get copies of form FL-800 and FM-1051 back with a file-stamp.</li> <li><input type="checkbox"/> <b>If you are asking for a fee waiver</b>, turn your forms into the Document Examiner. 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 and FM-1051) may be mailed to you. Please check with the clerk who takes your forms.</li> </ul> <p><b>File in the courthouse located at:</b></p> <table border="0" style="width: 100%;"> <tr> <td><input type="checkbox"/> 170 Park Avenue, San Jose, CA</td> <td><input type="checkbox"/> 99 Notre Dame Ave., San Jose, CA</td> </tr> <tr> <td><input type="checkbox"/> 605 W. El Camino Real, Sunnyvale, CA</td> <td><input type="checkbox"/> 301 Diana Ave., Morgan Hill, CA</td> </tr> </table> <p>Monday-Friday from 8:30am to 4:00pm.</p> <p>Note: The Clerk will keep all the original and copies of form FL-825 and the two self-addressed stamped envelopes.</p>	<input type="checkbox"/> 170 Park Avenue, San Jose, CA	<input type="checkbox"/> 99 Notre Dame Ave., San Jose, CA	<input type="checkbox"/> 605 W. El Camino Real, Sunnyvale, CA	<input type="checkbox"/> 301 Diana Ave., Morgan Hill, CA
<input type="checkbox"/> 170 Park Avenue, San Jose, CA	<input type="checkbox"/> 99 Notre Dame Ave., San Jose, CA				
<input type="checkbox"/> 605 W. El Camino Real, Sunnyvale, CA	<input type="checkbox"/> 301 Diana Ave., Morgan Hill, CA				
<b>Step 7</b>	<p><b>Keep:</b> You will each keep one filed copy of forms FL-800 and FM-1025 for your records.</p>				
<b>Step 8</b>	<p><b>Wait for six months then</b> the Clerk will process the FL-825 <i>Judgment of Dissolution and Notice of Entry of Judgment</i> and mail a copy to each of you in the envelopes you provided to the court.</p>				
<b>Step 9</b>	<p><b>Judgment:</b> On the day the <i>Judgment</i> form is signed by the Judge:</p> <ul style="list-style-type: none"> <li>• Your marriage is ended unless item 5(b) was completed with a different date.</li> <li>• The agreements you made in the property agreement are binding (this means each of you own any property or debts assigned to you).</li> <li>• Except for your property agreement, neither of you has any right to get money or support from the other.</li> </ul> <p>After the Judge signs your forms they will be file-stamped and a copy will be mailed to you and your spouse/partner.</p>				

**Please turn over for important information**



## What is a “Summary Dissolution”?

A Summary Dissolution is an easier way to get a “real” divorce that only applies in limited cases, for example when the spouses/registered domestic partners do not own a home or 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 place the FL-820 in a tickler to be processed in 6 months and a copy will be mailed out in the envelopes provided to the court.

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

Either party in a Summary Dissolution can stop the divorce by filing a *Notice of Revocation of Joint Petition for Summary Dissolution* form (FL-830) before a *Judgment* has been entered.

## HOW CAN I GET THE FORMS?

There are a few ways that you can get the forms:

- hire an attorney;
- get the forms online at the state’s website, ([www.courts.ca.gov/selfhelp](http://www.courts.ca.gov/selfhelp));
- use a self-help legal book or
- visit the Self-Help Center/Family Law Facilitator’s Office in person, Monday through Thursday, starting at 8:30 am. Please go to [www.scscourt.org](http://www.scscourt.org) (and click on the self-help section of the site) for details on how to sign up for help at our office. **Please note: we cannot help people who have attorneys.**

Self-Help Center/Family Law Facilitator’s Office  
Superior Court, County of Santa Clara  
99 Notre Dame Avenue, San Jose, CA 95113  
(408) 882-2926