

LOUISIANA CIVIL CODE ARTICLE 103(1) DIVORCE
Certification for Default Confirmation under Louisiana Code of Civil Procedure Article 1702(E)

Note: Must be completed by Petitioner or their attorney and submitted/ filed with the Judgment of Divorce.

 Petitioner

 versus

DOCKET NUMBER: _____

 Defendant

PARISH OF _____

A. Dates

1. Petition for Divorce: _____ Date Petition Filed
2. Parties physically separated: _____ Date of Separation
3. Service of the Petition:
 - a. If Sheriff's return is in the record, indicate date and type of service:
 Personal/Domiciliary (Circle one) _____ Date of Service
 If Domiciliary, then name of person served _____
 OR
 - b. If a Waiver of Service is filed into the record, provide dates of
 execution and filing into the record: _____ Date Waiver Executed
 _____ Date Waiver Filed
 _____ Date PD Entered
4. Preliminary default entered:
 By Oral/Written Motion (Circle one)
5. Have two days, exclusive of holidays, elapsed since the entry of preliminary
 default, with no answer or opposition having been filed? Yes

B. Pleadings

1. Is the Petition for Divorce in the record? Yes
2. Are proper jurisdiction and venue expressly alleged in the Petition? Yes
3. Does the petitioner's Affidavit submitted or filed with the Judgment specifically attest
 to the facts sufficient to obtain a divorce or will testimony be offered in lieu thereof? Yes
4. If the Defendant has made an appearance in the case, was notice of the preliminary
 default sent to defendant by certified mail pursuant to La. C.C.P. Art. 1702A
 or has defendant waived notice? Yes
5. Are the original and one copy of the proposed final Judgment attached? Yes

C. Time Periods (La. C.C. Art. 103.1)
 (Choose either #1 or #2)

1. The parties have minor children, and have been living separate and apart 365 days or more
 without reconciliation. Yes
 OR
2. The parties have been living separate and apart without reconciliation 180 days or more
 and one of the following applies: (Choose one of the following)
 - A. There are no minor children of the marriage. Yes
 OR
 - B. On ___/___/20__ the court made a finding, pursuant to a rule to show cause, that
 the other spouse physically or sexually abused the spouse seeking divorce
 or a child of one of the spouses. Yes
 OR
 - C. On ___/___/20__ after a contradictory hearing, or consent decree, a protective order
 or injunction issued against the other spouse to protect the spouse seeking the
 divorce or a child of one of the spouses from abuse. Yes

PETITIONER'S/ATTORNEY'S CERTIFICATION

I hereby certify that I have examined the record in the above-captioned case and the information provided herein is true and correct based upon my personal knowledge, information and belief.

_____ Date of Record Examination	_____ Signed by Petitioner/Attorney for Petitioner	_____ Attorney's Bar Number
_____ Date of Certification	_____ Address	_____ Telephone Number

CLERK'S CERTIFICATION

Two days, exclusive of holidays, have elapsed since the preliminary default was entered and no answer or opposition has been filed.

Date _____
Signature of Minute Clerk

HEARING OFFICER RECOMMENDATION

Considering the record in this case, the submission of the petitioner/mover's counsel, it being the finding of the Hearing Officer that all legal requirements for granting a divorce under Louisiana Civil Code Article 103(1) have been met.

IT IS HEREBY recommended that the attached Judgment of Divorce be made the Order of this Court, no objection having been made by either party.

_____, Louisiana, this ___ day of _____, 20__.

Hearing Officer