

STATE OF WYOMING)
) ss
COUNTY OF _____)

IN THE DISTRICT COURT
_____ JUDICIAL DISTRICT

Plaintiff: _____,)
(Print name of person filing))
)
vs.)
)
Defendant: _____)
(Spouse) (Print name)

Civil Action Case No. _____

**ANSWER AND COUNTERCLAIM
TO COMPLAINT FOR DIVORCE (WITH CHILDREN)**

The Defendant sets forth the following as the answers and responses to Plaintiff's *Complaint for Divorce (with Children)*:

1. Defendant admits the allegations in Paragraphs _____
(list paragraphs that are accurate statements)
of Plaintiff's *Complaint for Divorce*.
2. Defendant denies the allegations in Paragraphs _____
(list paragraphs that you believe are not accurate)
of Plaintiff's *Complaint for Divorce*.
3. Defendant does not have information sufficient to either admit or deny the allegations in Paragraphs _____.

WHEREFORE, Defendant respectfully requests that the court find generally in her/his favor and against the Plaintiff, that Plaintiff take nothing by way of his/her *Complaint for Divorce*, and for such other and further relief as the court deems just and proper.

COUNTERCLAIM

DEFENDANT, **Husband** **Wife**, sets forth the following as the counterclaim to Plaintiff's *Complaint for Divorce (with Children)*:

1. Defendant is a resident of _____ County, Wyoming, and has lived in the State of Wyoming for more than sixty (60) days immediately prior to the filing of the Complaint. (If not, did marriage take place in Wyoming and have you resided in this state from the time of the marriage until the filing of the Complaint? yes no.)

2. Plaintiff and Defendant were married to each other on _____ in _____
(Date of Marriage)

(City, County and State where marriage took place)

3. The Plaintiff and Defendant separated on _____
(Date of Separation)

4. Irreconcilable differences exist in the marriage and Defendant is the aggrieved party in this case and should be granted a divorce from the Plaintiff.

5. The Plaintiff and I are the natural or adoptive parents of the following minor child(ren):

Child's initials: _____

Child's year of birth: _____

Present address: _____

Name(s) of person(s) with whom child(ren) have lived with during the past 5 years	Beginning Date	Ending Date	Present address of person(s) with whom child(ren) lived with during this period

Attach a separate sheet if necessary

Child's initials: _____

Child's year of birth: _____

Present address: _____

Name(s) of person(s) with whom child(ren) have lived with during the past 5 years	Beginning Date	Ending Date	Present address of person(s) with whom child(ren) lived with during this period

Attach a separate sheet if necessary

Child's initials: _____

Child's year of birth: _____

Present address: _____

Name(s) of person(s) with whom child(ren) have lived with during the past 5 years	Beginning Date	Ending Date	Present address of person(s) with whom child(ren) lived with during this period

Attach a separate sheet if necessary

Child's initials: _____

Child's year of birth: _____

Present address: _____

Name(s) of person(s) with whom child(ren) have lived with during the past 5 years	Beginning Date	Ending Date	Present address of person(s) with whom child(ren) lived with during this period

Attach a separate sheet if necessary

6. That the child(ren) named in the *Complaint for Divorce* have have not been in the State of Wyoming for a period of six (6) months or more immediately before filing of the *Complaint*. (If not, seek the advice of a lawyer before filing.)

7. I have not participated as a party or a witness or in any other capacity in any other court case concerning the custody of the minor child(ren), and no other court proceedings concerning the minor child(ren) (including proceedings for enforcement, domestic violence, protective orders, termination of parental rights or adoptions) are currently pending in the State of Wyoming or in any other state; OR

I have participated as a party or witness or in another capacity in another court proceeding concerning the custody, allocation of decision-making, or visitation/parenting time of the child(ren) listed in the *Complaint for Divorce* as follows: (Please be specific and include the case number, court, state and nature of case, date of child-custody determination, if any, and the initials of the child(ren) involved) _____

8. I know of no person not a party to these proceedings who has physical custody of the minor child(ren) or who claims to have custody or visitation rights with respect to the minor child(ren); OR

The following people are not parties in this matter, but have physical custody of the child(ren) or claim rights of parental responsibilities, legal custody or physical custody, or visitation/parenting time with the child(ren): _____
(List Names and Addresses)

9. To the best of my knowledge,
 Wife is not pregnant, **OR**
 Wife is pregnant (If pregnant, consult an attorney. Your divorce may not be able to be final until after the baby is born) and
The baby is due on or about _____ (date), (and, check one space below):
 The Plaintiff and Defendant are the biological parents of the child, OR
 Plaintiff is not the biological parent of the child, OR
 Defendant is not the biological parent of the child.

10. Plaintiff OR Defendant is a fit and proper person to have the primary care, custody and control over the minor child(ren) subject to the other parent's right of reasonable visitation; OR

Both parties are fit and proper persons to share custody and control over the minor child(ren).

11. Plaintiff OR Defendant is capable of paying child support in an amount determined by the Wyoming Child Support Guidelines.

12. The Court should order that Plaintiff OR Defendant OR Both Parents provide medical insurance for the minor child(ren) if it can be obtained through an employer or if it is otherwise reasonably available and that Plaintiff OR Defendant OR Both Parents be liable to pay any medical expenses, including any deductible or co-pay, not covered by insurance coverage.

13. The parties have accumulated certain property and debts during the course of their marriage which should be equitably divided by the Court.

14. The Court should award Plaintiff OR Defendant spousal support/alimony in a reasonable amount to be determined by the court; OR

Neither party should be awarded spousal support/alimony.

15. The Wife's previous name may be restored if she desires.

WHEREFORE, the Defendant respectfully requests that the Court:

1. Grant the Defendant a divorce from the Plaintiff and dissolve the marriage;
2. Award:
 - a. The parties joint legal custody and Mother or Father to have physical custody; **OR**
 - b. The parties joint legal and joint physical custody; **OR**
 - c. Mother or Father to have sole legal and physical custody; **OR**
 - d. Other (Please describe desired legal and physical custody arrangement in detail) _____

3. Order that the Plaintiff OR Defendant pay child support in an amount determined by the court using the Wyoming Child Support Guidelines;
4. Order that the Plaintiff OR Defendant, OR Both parents provide medical support for the minor child(ren);
5. Order a just and equitable division of the marital property and debts;
6. Order that:
 - No party is entitled to spousal support; OR
 - Reasonable spousal support should be paid by Plaintiff, OR Defendant as the circumstances and facts may require;
7. Order that the Wife resume her previous name at the conclusion of this lawsuit if she wishes; and
8. Order such other and further relief as the Court deems just and equitable.

STATE OF WYOMING)
) ss.
 COUNTY OF _____)

The Defendant, _____, under the penalty of perjury, verifies that she/he has read the *Counterclaim*, knows the contents of the *Counterclaim*, and that the statements in the *Counterclaim* are true to the best of her/his own knowledge.

DATED this _____ day of _____, 20_____.

 Signature
 Printed Name: _____
 Address: _____

 Phone Number: _____

Subscribed and sworn to before me this _____ day of _____, 20_____.

Witness my hand and official seal.

Notarial Officer

My Commission Expires:

CERTIFICATE OF SERVICE

I certify that on _____ (date) the original of this document was filed with the Clerk of District Court; and, a true and accurate copy of this document was served on the other party by Hand Delivery OR Faxed to this number _____ OR by placing it in the United States mail, postage pre-paid, and addressed to the following:

(Print Plaintiff/Plaintiff's Attorney's Name and Address)

TO: _____

Your signature

Print name

-----Fill in, if applicable-----
Pursuant to Rule 102(a)(1)(B) of the Wyoming Uniform Rules of District Court the following attorney has participated in the preparation of this pleading but said attorney is NOT deemed to have entered an appearance in this matter:

Attorney's Name

Attorney's Address/Telephone:

