

IN THE SUPERIOR COURT OF BIBB COUNTY
STATE OF GEORGIA

Plaintiff

Vs.

Civil Action No. _____

Defendant

PETITION FOR ANNULMENT

I, _____, representing myself, state that:

1. **Subject Matter Jurisdiction:** I am the Petitioner in this action, and (Check (a) or (b))

- ☐ a) I have been a resident of the State of Georgia for more than six (6) months prior to filing this action.
- ☐ b) I am not a resident of the State of Georgia, but the Defendant has been a resident of the State of Georgia and a resident of _____ County for a least six (6) months prior to my filing of this action.

2. **Venue and Service:**

The Defendant's name is _____
_____.
(Check (a), (b), (c), or (d))

☐ a) The Defendant is a resident of _____ County and is subject to the jurisdiction of this Court. (Check (1), (2), or (3))

☐ 1) The Defendant has consented to the jurisdiction of this Court and has acknowledged service or process and jurisdiction of this Court.

☐ 2) The Defendant may be served at Defendant's residence address of _____.

☐ 3) The Defendant may be served at Defendant's work address of _____.

The Defendant works in _____ County and shall be served by second original.

☐ b) The Defendant is a resident of _____ County, State of Georgia, but Defendant and I lived together in _____ County at the time we separated, Defendant has only moved from _____ County within the past six months from the date of this filing, and I am a resident of _____ County. The Defendant shall be served by second original at his home/work address of _____.

☐ c) The Defendant is a resident of _____ County, State of Georgia, and I live in _____ County. The Defendant has consented to the jurisdiction of this Court and has acknowledged service of process and jurisdiction of this Court.

☐ d) The Defendant is not a resident of the State of Georgia, but I am a resident of _____ County and (Check (1), (2), (3), or (4)):

☐ 1) The Defendant was formerly a resident of the State of Georgia and presently is a resident of the State of _____. Defendant may be served by second original pursuant to the Long Arm Statute, O.C.G.A. 9-10-91(5). (Check a or b)

☐ a) The Defendant may be served at Defendant's residence address of _____.

☐ b) The Defendant may be served at Defendant's work address of _____. The Defendant works in _____ County and shall be served by second original.

☐ 2) The Defendant's whereabouts are unknown to me as shown by my Affidavit of Due Diligence attached hereto and incorporated by reference, marked Exhibit A. The Defendant shall be served by publication as is provided by law in the case of those who cannot be found within the State pursuant to O.C.G.A. 9-11-4(e).

☐ 3) The Defendant has never resided in the State of Georgia and currently resides in the State of _____. The Defendant shall be served by publication as is provided by law in the case of those who cannot be found within the State pursuant to O.C.G.A. 9-11-4(e).

☐ 4) The Defendant has consented to the jurisdiction of this Court and has acknowledged service of process and jurisdiction of this Court.

3. **Date or Purported Marriage (Check a or b):**

- ☐ a) The Defendant and I entered into a purported marriage on _____
- ☐ b) The Defendant and I have lived together in a purported common law marriage before January 1, 1997 as of _____.

4. **Date of Separation**

The Defendant and I separated on _____ and have since that date continuously lived in a state of separation.

5. There are **no** children of this marriage.

6. **Jointly Owned Property: (Check (a), (b), (c), or (d))**

- ☐ a) Defendant and I have no jointly owned property.
- ☐ b) Defendant and I have already divided our jointly owned property to our mutual satisfaction.
- ☐ c) Defendant and I have the following jointly owned property that I have checked, and I am asking this Court to equitably divide this property:

_____ house located at _____.

_____ pension (mine-_____, spouse's-_____))

_____ motor vehicle (model/year _____))

_____ furniture (_____)

_____ bank accounts and investments (_____)

_____ other (_____)

- ☐ d) The issue of the division of jointly owned property cannot be decided in this action because Georgia does not have personal jurisdiction over spouse.

7. **Joint Debts (Check a or b):**

- ☐ a) Defendant and I have no outstanding joint debts
- ☐ b) Defendant and I have the following outstanding joint debts and he/she should be (solely liable for payment of these debts/ jointly liable for payment of these debts/responsible for payment of the debts that I checked.)

Creditor	Balance
_____	_____
_____	_____
_____	_____

☐ c) The issue of the division of joint debts cannot be decided in this action because Georgia does not have personal jurisdiction over the Defendant.

8. **Temporary Alimony**

- ☐ a) I am seeking an award of temporary alimony.
☐ b) I am not seeking an award of temporary alimony.
☐ c) The issue of temporary alimony cannot be decided in this action because Georgia does not have personal jurisdiction over my spouse.

9. **Restore Former Name**

My former name is _____ and I request that it be restore to me.

10. **Grounds for Annulment**

The grounds for annulment are as follows: (Check all that apply)

All of the following grounds require proof:

- ☐ a) Intermarriage The Defendant and I are related as follows: (circle)

father/daughter
father/stepdaughter
mother/son
mother/stepson
grandparent/grandchild
aunt/nephew
uncle/niece
brother/sister

- ☐ b) Mental incapacity I did not have the mental capacity to enter into a marriage when we married because

_____.

- ☐ c) Under age I was under the age of 16 when I enter into the purported marriage with the Defendant. The Defendant and I entered into the purported marriage on _____. I am ____ years old and my date of birth is _____.

- ☐ d) Bigamy The Defendant has a living spouse of an undissolved marriage as follows:

_____.

- ☐ e) Force, menace, duress, in obtaining the purported marriage I entered into this marriage against my will as a result of _____

_____.

☐ f) Fraud I was fraudulently induced to enter into the purposed marriage as follows:

_____.

FOR THESE REASONS, I request (Check all that apply)

- ☐ a) That a Rule Nisi be issued directing the Defendant to show cause why my prayers should not be granted;
- ☐ b) An award of the jointly owned property listed in paragraph 6;
- ☐ c) Defendant to pay the joint debts listed in paragraph 7;
- ☐ d) That all issues of division of property and debts be held in abeyance until such time as this court has personal jurisdiction over the Defendant;
- ☐ e) A change back to my former name_____;
- ☐ f) That the purported marriage between the parties be annulled ab initio;
- ☐ g) Defendant be served with a copy of my Petition for Annulment; and
- ☐ h) Any other appropriate relief.

This _____ day of _____, 20_____.

Plaintiff, Pro Se (Signature)

Name:_____

Address:_____

Phone No.:_____

STATE OF GEORGIA

COUNTY OF BIBB

VERIFICATION

Personally appeared before the undersigned officer authorizes by law to administer oaths, the deponent herein, who, an oath, deposes and says that the facts contained in the foregoing document are true and correct.

DEPONENT

Sworn to and subscribed before me

this ____ day of _____, 20_____.

Notary Public

AFFIDAVIT FOR PERSON FILING CASE WITH NO ATTORNEY
(All questions must be answered.)

Plaintiff

vs.

Civil Action No. _____

Defendant

PERSONALLY appeared before me the undersigned officer, _____
(Affiant)

who after being duly sworn deposes and states under oath the following:

- (1) That affiant has this date filed a suit for divorce or other complaint in this County and does not have an attorney at law representing affiant.
- (2) (a) Affiant further states that the following person prepared the Complaint and/or other papers.

Name of Person (and business name) who prepared papers

Address of such person and business

Telephone number of such person and business

- (b) Affiant state that said person who prepared the paper (was/was not) paid to prepare the papers. The total amount paid \$_____.
- (3) Affiant further states that there (is/is not) any further money due anyone for assisting in the preparation of said papers. If affiant owes money to the preparer the amount is \$_____.
- (4) Affiant has not paid or given anyone any other consideration of money for helping in preparing the paper, except the following, _____.
- (5) Did the preparer of the papers tell you what information, or give you advice regarding the information to put in any of your paper? (YES / NO)
- (6) Did the preparer give you any advice about how to file your papers? (YES / NO)
- (7) Did the preparer give you any advice about how to present your case to the judge? (YES / NO)
- (8) Are you willing to discuss this matter with a State Bar or Georgia investigator? (YES / NO)

I have answered all the about questions truthfully, under criminal penalties of perjury.

Sworn to and subscribed before me
this _____ day of _____, 20____.

Affiant

Address

Notary Public
My Commission Expires _____

City State Zip

Phone No. (required): _____

SUPERIOR COURT OF BIBB COUNTY
PARTIES INFORMATION SHEET
TO BE FILED WITH COMPLAINT/PETITION

Plaintiff's Contact Information:

Plaintiff's Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Daytime Phone Number: _____

Cell Phone Number: _____

Email Address: _____

Defendant's Contact Information:

Defendant's Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Daytime Phone Number: _____

Cell Phone Number: _____

Email Address: _____

General Civil and Domestic Relations Case Filing Information Form

☐ Superior or ☐ State Court of _____ County

For Clerk Use Only

Date Filed _____
MM-DD-YYYY

Case Number _____

Plaintiff(s)

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Defendant(s)

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Plaintiff's Attorney _____

Bar Number _____

Self-Represented ☐

Check One Case Type in One Box

General Civil Cases

- ☐ Automobile Tort
- ☐ Civil Appeal
- ☐ Contract
- ☐ Garnishment
- ☐ General Tort
- ☐ Habeas Corpus
- ☐ Injunction/Mandamus/Other Writ
- ☐ Landlord/Tenant
- ☐ Medical Malpractice Tort
- ☐ Product Liability Tort
- ☐ Real Property
- ☐ Restraining Petition
- ☐ Other General Civil

Domestic Relations Cases

- ☐ Adoption
- ☐ Dissolution/Divorce/Separate Maintenance
- ☐ Family Violence Petition
- ☐ Paternity/Legitimation
- ☐ Support – IV-D
- ☐ Support – Private (non-IV-D)
- ☐ Other Domestic Relations

Post-Judgment – Check One Case Type

- ☐ Contempt
 - ☐ Non-payment of child support, medical support, or alimony
- ☐ Modification
- ☐ Other/Administrative

- ☐ Check if the action is related to another action(s) pending or previously pending in this court involving some or all of the same parties, subject matter, or factual issues. If so, provide a case number for each.

_____ Case Number

_____ Case Number

- ☐ I hereby certify that the documents in this filing, including attachments and exhibits, satisfy the requirements for redaction of personal or confidential information in O.C.G.A. § 9-11-7.1.

- ☐ Is an interpreter needed in this case? If so, provide the language(s) required. _____
Language(s) Required

- ☐ Do you or your client need any disability accommodations? If so, please describe the accommodation request.

IN THE SUPERIOR COURT OF _____ COUNTY
STATE OF GEORGIA

Civil Action No. _____

Plaintiff

v.

Defendant

SUMMONS

TO THE ABOVE NAMED DEFENDANT:

You are hereby required to file with the Clerk of said Court and serve upon the plaintiff or plaintiff's attorney, whose name, address and email address are:

an answer to the complaint which is hereby served on you. **You must make your answer within 30 days after service of this summons upon you.** This time excludes the day of service. If you fail to answer, the court will issue a default judgment against you for the relief sought in the complaint.

If this action pertains to a Protective Order, the answer is to be filed and served on or before the scheduled hearing date attached.

This _____ day of _____, 20____.

Erica L. Woodford
Clerk of Superior Court

By _____
Deputy Clerk

[Attach addendum sheet for additional parties, if needed. You must make a notation on this sheet if used.]

SHERIFF'S ENTRY OF SERVICE

_____ County, Georgia

Civil Action No. _____

Superior Court ☐

Date Filed _____

State Court ☐

Attorney's address and email

Plaintiff(s)

v.

Name and address of party to be served

Defendant(s)

Garnishee

☐ **(PERSONAL)** I have this day served the defendant(s) _____ personally with a copy of the within action and summons and complaint.

☐ **(NOTORIOUS)** I have this day served the defendant(s) _____ by leaving a copy of the action and summons and complaint at the defendant's most notorious place of abode in this county.

I delivered the summons and complaint into the hands of _____ described as follows: Age, about ____ years; weight, about ____ pounds; height, about ____ feet and ____ inches, domiciled at the residence of the defendant(s).

☐ **(CORPORATION)** I served the defendant(s) _____, a corporation, by leaving a copy of the within action and summons and complaint with _____ in charge of the corporation's office and place of doing business of said corporation in this county.

☐ **(TACK & MAIL)** I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

☐ **(NON EST)** I made a diligent search, and I did not find the defendant(s) _____ in the jurisdiction of this Court.

This _____ day of _____, 20____.

Deputy Sheriff

ATTACHMENTS

☐

Parenting Plan

☐

Child Support Order Addendum

☐

Case Disposition Form & 3907 Form

☐

Other

PLEASE PRINT OR TYPE ALL INFORMATION LEGIBLY AND CORRECTLY BELOW.

REQUIRED INFORMATION			
CIVIL ACTION NUMBER		DATE DECREE GRANTED (MONTH, DAY, YEAR)	
COUNTY DECREE GRANTED			
FIRST NAME OF PARTY 1	MIDDLE NAME	LAST NAME	LAST NAME AT BIRTH
DATE OF BIRTH (MONTH, DAY, YEAR)		COUNTY OF RESIDENCE	NUMBER OF THIS MARRIAGE (FIRST, SECOND, ETC.)
FIRST NAME OF PARTY 2	MIDDLE NAME	LAST NAME	LAST NAME AT BIRTH
DATE OF BIRTH (MONTH, DAY, YEAR)		COUNTY OF RESIDENCE	NUMBER OF THIS MARRIAGE (FIRST, SECOND, ETC.)
SPECIFY GROUNDS FOR DIVORCE (19-5-3, OCGA)		NUMBER OF CHILDREN LESS THAN 18 AFFECTED BY THIS DECREE	

This above Report may be reproduced by use of a computer. However, the finished Report must be a close reproduction of the original, and prior review and approval must be obtained from the State Registrar before use. (31-10-7, O.C.G.A.)

31-10-22. Record of divorce, dissolutions, and annulments.

(a) A record of each divorce, dissolution of marriage, or annulment granted by any court of competent jurisdiction in this state shall be filed by the clerk of the court with the department and shall be registered if it has been completed and filed in accordance with this Code section. The record shall be prepared by the petitioner or the petitioner's legal representative on a form prescribed and furnished by the state registrar and shall be presented to the clerk of the court with the petition. In all cases, the completed record shall be a prerequisite to the granting of the final decree.

(b) The clerk of the superior court shall complete and forward to the department on or before the tenth day of each calendar month the records of each divorce, dissolution of marriage, or annulment decree granted during the preceding calendar month.

General Civil and Domestic Relations Case Disposition Information Form

☐ Superior or ☐ State Court of _____ County

For Clerk Use Only

Date Disposed _____
MM-DD-YYYY

Case Number _____

Case Style _____

Plaintiff(s)

Last	First	Middle I.	Suffix	Prefix
____	____	____	____	____
____	____	____	____	____
____	____	____	____	____
____	____	____	____	____

Defendant(s)

Last	First	Middle I.	Suffix	Prefix
____	____	____	____	____
____	____	____	____	____
____	____	____	____	____
____	____	____	____	____

Reporting Party _____

Plaintiff's Attorney _____

Bar Number _____

Self-Represented ☐

Defendant's Attorney _____

Bar Number _____

Self-Represented ☐

Manner of Disposition Check Only One

- ☐ Jury Trial
☐ Bench/Non-Jury Trial
☐ Non-Trial Disposition
☐ Alternative Dispute Resolution

- ☐ Check if any party was self-represented at any point during the life of the case.
- ☐ Check if the court ordered an interpreter for any party, witness, or other involved individual.
- ☐ Was the case referred/ordered to a court-annexed alternative dispute resolution (ADR) process?

eFile Registration & Quick Tips Guide

EMAIL: _____

MAILING ADDRESS: _____

CITY/STATE/ZIP: _____

PHONE #: _____

TEMPORARY PASSWORD SETUP: Abcd1234

1. Account Registration & Setup Steps:

Register Your Account: Go to <https://efilega.tylertech.cloud> to create your profile.

Activate Account: Click the verification link sent to your email immediately to activate it.

Add Safe Sender: Add no-reply@efilingmail.tylertech.cloud to your email contacts to prevent notifications from going to spam. All case updates will come to your email.

Case Tracking & Portal: To view your case details anytime, log into <https://researchga.tylerhost.net> using your eFileGA email and password.

2. Preparing & Filing Your Case:

Document Preparation: Separate, scan, and save each of your documents to your computer as individual PDF files before uploading.

Submit Your Case: Visit efilega.tylertech.cloud to upload your documents and formally submit your case filing.

Need Assistance? For step-by-step Technical Help, visit the official support center at odysseyfileandservecloud.zendesk.com/hc/en-us.

Notice of Address Change: If your physical address or email address changes, you MUST file a formal 'Notice of Address Change' form directly with the Clerk's Office.

3. Important Notice for Poverty Affidavits:

• **If you are filing your case with a Poverty Affidavit:** You must wait until the Judge issues a decision on your Poverty Order *before* your case begins.

- **If Denied:** You must pay the full required filing fee to proceed with your case.

- **If Accepted:** Please follow the specific instructions below that apply to your exact case type.

4. Mandatory Next Steps After Your Case is Accepted (follow the steps that apply to the type of case you filed):

- ☐ **Cases Filed with an Agreement:** File your formal Request Letter 46 days after you receive the automated email notification that your case filings have been ACCEPTED.
- ☐ **Cases Filed with Sheriff Service:** File your Request Letter exactly 46 days after the Defendant has been served. You will receive an automated email notification notifying you of the date of service.
- ☐ **Adult Name Change Cases:** Download the electronic file-stamped 'Notice of Name Change' from your email. Provide this document to The Macon Reporter (478-994-2358) to run in the newspaper for 4 consecutive weeks. After 4 weeks have concluded, request the 'Publisher's Affidavit' from the Macon Reporter; E-File it into your case, and then file your Request Letter.
- ☐ **Minor Name Change Cases:** File your Request Letter only after you receive notification that your 'Publisher's Affidavit' has been accepted into your case.

To view your case details anytime, log into <https://researchga.tylerhost.net> using your eFileGA email and password.

Envelope #: _____

Case #: _____
(Assigned when case has been **accepted**)

Clerk Assisted: _____

Date: _____