STATE OF VERMONT

SUPERIOR COURT **FAMILY DIVISION**

Unit **Docket No.**

Plaintiff Name	v.	Defendant Name

STIPULATION AND MOTION TO WAIVE FINAL HEARING

The parties to the above captioned action ask the Court to grant a Final Order without a final hearing. The parties agree as follows:

1. The parties were joined by marriage or civil union on *(date of marriage)* _____ at *(city/state/country where marriage took place)* _____
2. The parties separated on _____ and have lived separate and apart since then. There is no reasonable probability that they will resume their marital/civil union relationship.
3. When the Complaint was filled:
   - ☐ Plaintiff resided in _____ County, Vermont.
   - ☐ Defendant resided in _____ County, Vermont.
4. Residency in Vermont
   - ☐ Plaintiff has resided in the State of Vermont for at least twelve consecutive months.
   - ☐ Defendant has resided in the State of Vermont for at least twelve consecutive months.
5. The parties have submitted a Final Stipulation to the Court. The terms of the Stipulation resolve all issues in this action. The parties ask the Court to incorporate all the provisions of the Final Stipulation into a Final Order.
6. Both parties are aware of their right to appear before the Court for a final hearing. Both parties knowingly and voluntarily waive their right to appear in person before the Court.
7. Neither party is the subject of a final abuse prevention order in a proceeding between the present parties.
8. Each party has entered into all stipulations freely and voluntarily.
9. The parties have exchanged all financial information, including, but not limited to, information about income, property. Assets and debts.
10. Children of the Marriage or Union:
    - ☐ The parties have no minor children.
    - ☐ The parties have minor children who are either children born into the relationship or other children for whom there is or may be a duty of support under V.S.A. § 658.

11. **Complete this paragraph only if there are minor children of this relationship:**

Name of Child	Date of Birth	Name of Child	Date of Birth
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Check all boxes that apply:

- ☐ Both parties are represented and have been assisted by counsel with respect to their Final Stipulation.
- ☐ The Final Stipulation includes a parenting agreement that provides for parental rights and responsibilities and addresses such matters as parent-child contact, transportation, medical care, and schooling.
- ☐ The parenting agreement calls for one parent to have sole parental rights and responsibilities.
- ☐ The parenting agreement calls for shared, joint, or divided parental rights and responsibilities. The parents hereby state that they have been and will continue to be able to communicate effectively and work together cooperatively in matters affecting the child or children The Final Stipulation includes a mechanism for making decisions regarding the children, including a provision requiring mediation or arbitration in the event the parties themselves are unable to resolve disputes concerning parental rights and responsibilities.
- ☐ Both parents are in compliance with all provisions of the Final Child Support Order, a copy of which is either on file or attached to this Stipulation.

We agree to the term of this Stipulation to Waive a Final Hearing in this action.

Dated

_____ _____

Signature of Plaintiff

Dated

_____ _____

Signature of Defendant

The parties' attorneys, if any, certify that the proposed Final Order is approved as to form:

Dated

_____ _____

Signature of Plaintiff's Attorney

Dated

_____ _____

Signature of Defendant's Attorney