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Indiana Divorce Process

PETITION

If you are filing a Simple Dissolution with no children, support payments, or asset division, both spouses can waive disclosures.

File Petition and initial forms

After receiving filed forms, serve spouse via certified mail or a third party.

Was Petitioner able to serve spouse?

- Yes → File service or waiver of service form.
- No → Speak with an attorney or contact your county court for options on how to proceed with case.

File service or waiver of service form.

Respondent has the option to file a Response with objections within 20-30 days of being served.

Both spouses complete, exchange, and file Financial Disclosures.

AGREEMENT

Have both spouses agreed to the terms of the divorce?

- Yes → File final documents.
- No → Is your spouse absent or refusing to cooperate?

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- Yes → File Motion for Default.
- No → Mediate agreement terms.

File Motion for Default.

Hourly attorney support recommended to prepare evidence and testimony.

Mediate agreement terms.

Were you and your spouse able to reach an agreement?

- Yes → File final documents.
- No → Hourly attorney or full legal support recommended to prepare evidence and testimony.

Hourly attorney or full legal support recommended to prepare evidence and testimony.

Argue at contested hearing and court decides terms.

File final documents.

Potential court hearing may be required, but no sooner than 60 days after the Petition was filed.

Court sets a hearing to confirm terms of divorce.

DONE

Divorced

Processing times vary by county. Some courts can finalize a divorce within a month, others take several months.