

WHY WAS MY DIVORCE DECREE OR SAPCR REJECTED?

IF YOU ARE UNSURE HOW TO PROCEED PLEASE CONSULT AN ATTORNEY. THE COURT AND COURT STAFF ARE UNABLE TO GIVE YOU LEGAL ADVICE.

Final Decree of Divorce or Original Suit Affecting Parent Child Relationship

- ☐ The Petition for Divorce has not been on file for more than 60 days.
- ☐ The Respondent has not been served, has not filed an Answer, or has not executed a proper Waiver of Service.
- ☐ The Waiver of Service was signed by Respondent before the Petition for Divorce was filed.
- ☐ The Divorce Decree presented does not reflect the agreement (by signature) of both Petitioner and Respondent. If the Respondent has entered an appearance in the case and will not sign the Decree, you may set the case for final trial.
- ☐ All parties have not signed the proposed Divorce Decree. If the Attorney General is a party, they must sign the Decree if they are in agreement with, or do not object to, the provisions in the Decree.
- ☐ A Prove-Up Affidavit or Declaration is not on file at the time the Order is reviewed.
- ☐ The form of the Decree or Order you have chosen to use requires that you either cross out the paragraphs that do not apply to you or re-type the form including only the paragraphs that do apply to your situation. Please fill in appropriate blanks, check appropriate boxes.

*****No blanks may be left in the Decree, Order, or attached pages.*****

- ☐ The Decree or Order is defective in the form submitted. You may find forms that comply with Texas law at texaslawhelp.org.
- ☐ The Decree does not state your date of marriage.
- ☐ The Decree or Order does not contain the required finding concerning family violence.
- ☐ The proposed Decree or Order contains defective language or fails to contain language regarding possession of the child(ren). This may be contained in an attached exhibit if you are using the texaslawhelp.org forms.
- ☐ The proposed Order contains defective language or fails to contain language regarding child support.
- ☐ The proposed Order contains defective language or fails to contain language providing for medical and dental insurance for the child(ren) and payment of uninsured medical and dental expenses of the child(ren).
- ☐ The proposed Order fails to contain language regarding the cash medical

reimbursement amount to the state if the child or children are on Medicaid. The Court cannot order zero reimbursement to the government if the child or children are on Medicaid.

- ☐ The proposed Order fails to contain language regarding rights and duties of the Conservators and/or fails to include language regarding a possession and access schedule for the child or children if it is a divorce with child or children or SAPCR.
- ☐ The Court cannot divide property, other than personal effects, when the Respondent is served by posting. The Court cannot divide debt when service is done by posting.
- ☐ You must set a hearing for an attorney to be appointed to represent the Respondent when the Respondent was served by publication.
- ☐ OTHER:
