

Cause No. 494-
WHY WAS MY DIVORCE DECREE 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

- ☐ 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 is located on the website for the 494th and texaslawhelp.org.
- ☐ The form of the Decree or Order you have chosen to use requires that you fill in all appropriate blanks and check all appropriate boxes. The Court will not sign an order with required information left blank.

*****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 does not contain the required finding concerning family violence.
- ☐ The proposed Decree 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 Decree contains defective language or fails to contain language regarding child support. **The 494th District Court does not approve “no child support” orders on submission. You must schedule an in-person trial to provide testimony and the following documents:**
 - ☐ Information sufficient to accurately identify each parent’s net resources and ability to pay child support; and

- ☐ Copies of income tax returns for the past 2 years and current pay stubs.
- ☐ The proposed Decree 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 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 file a motion and set a hearing for an attorney to be appointed to represent the Respondent when the Respondent was served by publication.
- ☐ OTHER:
