

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA.

Cause Number _____
(The Clerk's office will fill in the Cause Number and Court Number when you file this form.)

In the Matter of the Marriage of

Petitioner _____
Print first, middle and last name of the spouse filing for annulment.
In the _____
(Court Number)
 District Court
 County Court at Law

and

Respondent _____
Print first, middle and last name of other spouse. _____ County,
Texas

Original Petition to Annul Marriage

Print your answers.

Parties

My name is: _____
First Middle Last

I am the **Petitioner**. I am filing this Original Petition to Annul Marriage.

The last three numbers of my driver's license number are: ____ ____ ____.

My driver's license was issued in (State) _____.
or I do not have a driver's license number.

The last three numbers of my social security number are: ____ ____ ____.
or I do not have a social security number.

My spouse's name is: _____
First Middle Last

My spouse is the Respondent.

1. Discovery

1A. Discovery Level.

The discovery level in this case, if needed, is level 2.

1B. Required Initial Disclosures

I understand that spouses in a divorce, suit to declare a marriage void, or annulment must usually exchange **initial disclosures** of the information and material described in Texas Rules of Civil Procedure, Rule 194.2.

Check all that apply.

- I believe my spouse and I will agree to waive the exchange of initial disclosures.
- This action involves domestic violence and is exempt from the required initial disclosure requirement.

2. Jurisdiction

(Check all boxes that apply.)

- My spouse and I were married in Texas.
- I live in Texas.
- My spouse lives in Texas.

3. Marriage

My spouse and I got married on: _____
Month Day Year

4. Grounds

At the time of the marriage:

(Check one box.)

- I was under the influence of alcoholic beverages or narcotics, and as a result, did not have the capacity to consent to the marriage. I have not voluntarily lived with the Respondent since the effects of the alcoholic beverages or narcotics ended.
- Either the Respondent or I, for physical or mental reasons, was impotent (unable to have sexual intercourse). I did not know of the impotency at the time of the marriage and I have not voluntarily lived with the Respondent since learning of the impotency.
- Respondent used fraud, duress, or force to induce me to marry and I have not voluntarily lived with the Respondent since learning of the fraud or being released from the duress or force.
- I did not possess the mental capacity to consent to marriage or to understand the nature of the marriage ceremony because of mental disease or defect. Since the marriage ceremony, I have not voluntarily lived with the Respondent during a period when I possessed the mental capacity to recognize the marriage relationship.
- Respondent did not possess the mental capacity to consent to marriage or to understand the nature of the marriage ceremony because of mental disease or defect. At the time of the marriage, I did not know of the Respondent's mental disease or defect, and I have not voluntarily lived with the Respondent since I discovered the Respondent's mental disease or defect.
- Respondent concealed a divorce that took place within the 30 day period before the marriage ceremony. At the time of the marriage ceremony, I did not know about the divorce and I have not lived with the Respondent since I found out about the divorce. It has been less than 1 year since the marriage occurred.
- The Respondent and I were married less than 72 hours after the marriage license was issued. A court did not sign an order waiving the 72-hour waiting period and none of the exceptions set out in Texas Family Code 2.204(b) apply. (At the time of the marriage, I was not a member of the U.S. armed forces on active duty, I did not perform work for the U.S. Department of Defense as an employee or under a contract with the Department, and I did not seek a waiver based upon completion of a premarital course as set out in Texas Family Code 2.204(b)(4).) And, it has been less than 30 days since the marriage took place.

5. No Child of Marriage

No child was born or adopted during our marriage and none is expected.

6. Property

No community property was accumulated by the parties during the marriage other than personal effects, which should be awarded to the person having possession.

7. Confirmation of Name

(Check all boxes that apply.)

Petitioner's name before the ceremony was:

(Print) First Middle Last

This former name should be confirmed by the Court as Petitioner's lawful name.

Respondent's name before the ceremony should be confirmed by the Court as Respondent's lawful name.

(Print) First Middle Last

This former name should be confirmed by the Court as Respondent's lawful name.

8. Protective Order Statement

(Check the appropriate boxes below. Fill in the requested information.)

Note: You must provide information about any protective order or pending application for protective order involving you and your spouse or a child of either you or your spouse. This includes information about any: (1) family violence protective order, (2) sexual assault, sexual abuse, trafficking, or stalking protective order; or (3) emergency protective order issued after an arrest. You must also attach to this petition a copy of any protective order (even if it's expired) in which one spouse or child of either spouse was the applicant or victim and the other spouse was the respondent or defendant. If your divorce petition does not accurately reflect whether there is a protective order against either spouse, the Court may require you to file an amended petition.

Protective Order Against my SPOUSE

(Check one box and fill in the requested information, if applicable.)

- I **do not** have a Protective Order against my spouse and I have not asked for one.
- I **have** filed paperwork at the courthouse asking for a Protective Order against my spouse, but a judge has not decided if I should get it.

I asked for a Protective Order on _____ in _____ County.

Date filed Name of County

The case number is _____.

- I **do have** a Protective Order against my spouse. I got the Protective Order on _____ in _____ County,
- Date Ordered Name of County
- in _____ State.
- Name of State

The case number for the Protective Order is _____.

Protective Order Against ME

(Check one box and fill in the requested information if applicable.)

- My spouse **does not** have a Protective Order against me and has not asked for one
- My spouse **has** filed paperwork asking to get a Protective Order against me, but a judge has not decided if my spouse will get it. My spouse asked for a Protective Order on _____ in _____ County, _____ State.
- Date filed Name of County State

The case number is _____.

My spouse **does have** a Protective Order against me. The Order was made in _____ County, _____ on _____.
Name of County Name of State Date Ordered

The case number for the Protective Order against me is _____.

Note: You MUST attach a copy of **any** protective order issued for you against your spouse **or** issued for your spouse against you, no matter when the protective order was issued.

9. Notice to My Spouse

Your spouse has the right to be notified that you have filed for an annulment of your marriage.

(Check one box.)

I will have a sheriff, constable, or process server give a copy of this Petition to my spouse here:

Street Address City State Zip

If this is a work address, name of business:

I ask the clerk to issue citation. I understand that I will need to **pay the fee** (or file the form to show the Court that I am unable to pay the fee) and **arrange for service** by a sheriff, constable or process server.

Do not send a sheriff, constable, or process server to give a copy of this Petition to my spouse at this time. I think my spouse will sign a Waiver of Service, or file an Answer.

10. Prayer

I ask the Court to grant my annulment. I also ask the Court to make the other orders I have asked for in this Petition and any other orders to which I am entitled

Petitioner's Name (print)

Phone number

Petitioner's Signature

Date

Petitioner's Mailing Address: _____

City state zip
Petitioner's Email Address: _____

Petitioner's Fax # (if available): _____

You must notify the Court and your spouse's lawyer (or your spouse, if your spouse does not have a lawyer) in writing if your mailing address or email address changes during this case. If you don't, understand that all information about this case, including the date and time of hearings, will be sent to you at the mailing address or email address above.