*Your Name:*

*Mailing Address:*

*Telephone: Message phone:*

*Email:*

NOTE: If for any reason you do not wish the other party to know your physical address, you must still provide a mailing address so that the court and the other party can serve you by mail.

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

AT

### City or Town where the Court is located

)

)

Plaintiff, )

)

vs. )

)

)

Defendant. )

) *Your* Case No*.*

**MOTION, AFFIDAVIT and PROPOSED ORDER**

**TO BIFURCATE** **DIVORCE**

**FOR SUBSEQUENT DETERMINATION OF CUSTODY**

I, , swear or affirm that the following facts and

circumstances are true:

1. The wife is currently pregnant. This matter cannot be resolved until after the birth of the child because custody cannot be determined on an unborn child.
2. The estimated date of birth is:
3. Choose either a. or b. below:
4. My spouse agrees to the court issuing final orders that divide marital property, and/or issue of a custody, visitation and support order for the living child(ren), and delay addressing custody and support of the unborn child until after the birth.
5. There is good cause for the court to issue final orders that divide marital property, and/or issue of a custody, visitation and support order for the living child(ren), and delay addressing custody and support of the unborn child until after the birth. Deciding all issues except about the unborn child will not harm my spouse.

The specific reasons why I/we cannot wait until after the baby is born for the decree of divorce are

1. I request that the court enter a final order in a timely manner on all matters except custody and child support of the unborn child.

*Your Signature* (In blue ink if possible)

Subscribed and sworn to or affirmed before me at , Alaska on .

*Date*

Notary Public or other person authorized to administer oaths.

My commission expires on

**Certificate of Service**

I certify that on a copy of this Motion, Affidavit & Proposed Order were mailed hand delivered to:

Opposing Party

Opposing Lawyer

Other

Your signature:

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

AT

### City or Town where the Court is located

)

)

Plaintiff, )

)

vs. )

)

)

Defendant. ) *Your* Case No*.*

**ORDER GRANTING BIFURCATION OF DIVORCE AND CUSTODY**

**and**

**SCHEDULING CUSTODY HEARING**

Having considered the Motion, the court finds good cause and no harm in proceeding with all aspects of the divorce EXCEPT the custody and child support of the unborn child.

A hearing will be set within 60 days of the child’s estimated birth.

The estimated date of birth is:

A HEARING on this matter is set for:

**DATE:**

**TIME:  
COURTROOM:**

OTHER:

IT IS SO ORDERED.

Date Superior Court Judge

Copy mailed to each of the following at their addresses of record. (List names if not an agency)

Plaintiff  Defendant  Plaintiff’s lawyer  Defendant’s lawyer  Other \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy Clerk/ Judicial Assistant Date