

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA
FAMILY DIVISION

v. : NO.
:
:
:
:
:

**PRAECIPE TO TRANSMIT RECORD
MOTION FOR ENTRY OF GROUNDS ORDER AND APPOINTMENT OF
EQUITABLE DISTRIBUTION MASTER**

To the Prothonotary:

Transmit the record, together with the following information, to the court for entry of (check one of the following):

a bifurcated divorce decree with the Court retaining jurisdiction over unresolved ancillary claims which shall be referred to the Office of the Equitable Distribution Master. Stipulation or Order to bifurcate is attached;

or

an order approving grounds for divorce and referring unresolved claims to the Office of the Equitable Distribution Master. Decree in divorce deferred.

Listed below are the names of all trial counsel. Moving party hereby certifies that the Moving party's Discovery, including asset and liability values as of today's date, is completed. The Moving party's Initial Hearing Statement, which includes a completed Inventory and Appraisal, pursuant to Local Rule 1920.33(f), is attached hereto. The Non-Moving party shall certify that their discovery is complete within forty-five (45) days from the date of service of this Motion by including asset and liability values as of the date of certification by the Non-Moving party. The Non-Moving party shall attach an Initial Hearing Statement, which includes a completed Inventory and Appraisal, pursuant to Local Rule 1920.33(f), to said Certification. Agreement of counsel/parties to continue discovery after the filing of this Motion shall not be recognized by the Court as grounds for the continuance of any proceedings before the Equitable Distribution Master.

1. Check the applicable section of the Divorce Code. Grounds for divorce: irretrievable breakdown under:

- Section 3301(c)(1)
- Section 3301(c)(2)
- Section 3301(d)(1)

2. Service of the Complaint:

(a) Date served: _____ .

(b) Manner of service: _____ .

3. Complete either paragraph (a) or (b).

(a) *Section 3301(c)(1) or (2) of the Divorce Code*—Insert the date each party signed the Affidavit of Consent, and if the ground for divorce is under Section 3301(c)(2) of the Divorce Code, insert the date the spouse was convicted of the personal injury crime identified in 23 Pa.C.S. §3103 next to the appropriate party and complete (1) and (2).

Plaintiff: _____;

Defendant: _____.

(1) The date the victim/injured party signed the Affidavit to Establish Presumption of Consent under Section 3301(c)(2) of the Divorce Code: _____ ;

(2) The date of filing and date and manner of service of the Affidavit to Establish Presumption of Consent under Section 3301(c)(2) of the Divorce Code and a blank Counter-Affidavit under Section 3301(c)(2) upon the convicted party:

_____ .

(b) *Section 3301(d) of the Divorce Code:*

(1) The date the Affidavit under Section 3301(d) of the Divorce Code was signed: _____ ;

(2) Date of filing and date and manner of service of the Affidavit under Section 3301(d) of the Divorce Code and blank Counter-Affidavit under Section 3301(d) of the *Divorce Code upon the the other party:*

_____ .

4. Related ancillary claims pending: _____

_____ .

5. Complete either (a) or (b).

(a) Notice of Intention to File the Praecipe to Transmit Record, a copy of which is attached:

(1) Date served: _____ .

(2) Manner of service: _____ .

(b) The date the party's Waiver of Notice of Intention to File the Praecepto to Transmit Record was filed with the Prothonotary:

(1) Plaintiff's Waiver: _____ .

(2) Defendant's Waiver: _____ .

6. Required Fee – Included with this Motion is a check made payable to the Prothonotary for the appointment of an Equitable Distribution Master, in the amount of \$_____.

Attorney for (plaintiff) (defendant) OR Pro se

Print Name and I.D. Number

Telephone Number