

CHESAPEAKE CIRCUIT COURT – UNCONTESTED DIVORCE – ORE TENUS HEARING
Case No: _____
Questions for Moving Party (Plaintiff / Defendant)

1. State your name: _____
2. State your address: _____
3. Are you married to: _____?
4. Were you married on _____ (date) in _____ (location)?
5. Are you and your spouse over 18? _____
6. Were you or your spouse residents and domiciliaries of Virginia for at least six months preceding the filing of this divorce? _____
 - a. (Military members) Were you or your spouse stationed in or did you reside in Virginia for at least six months preceding the filing of this divorce? _____
7. Have either you or your spouse been incarcerated in a mental or penal institution at any time since the filing of this divorce? _____
8. Are you and your spouse mentally competent? _____
9. Have either you or your spouse been a member of the armed forces of the United States on active duty at any time since the filing of this divorce? _____
10. Did you and your spouse separate on _____ (date)?
11. When you and your spouse separated did one of you intend for the separation to be permanent? _____
 - a. If not, when did one of you form that intent? _____
 - b. Which one of you formed the intent? _____
12. Since the date of the separation have you and your spouse lived separate and apart without cohabitation and without interruption?

13. Is there any reasonable chance of reconciliation? _____
14. Are there any children born or adopted of the marriage? _____ What are their names and ages? _____

15. Have you and your spouse entered into a written and signed property settlement agreement? _____ Is this it? Do you recognize the signatures of the parties? _____
16. Do you want the court to affirm, ratify and incorporate the property settlement agreement into the final divorce decree? _____
17. Is there a request to have a former name restored? _____ What is it? _____
18. Do you want the court to grant you a divorce based upon the grounds of having lived separate and apart without cohabitation and without interruption for a period in excess of one year (six months)? _____
19. Does this agreement dispose of all issues pending before this Court? _____
20. Are you aware of any other actions pending in any other jurisdiction? _____
21. The stipulation agreement gives primary custody to the _____. Do you feel _____ is a fit and proper person to have physical custody of the child(ren)? _____
The stipulation agreement also gives visitation rights to the _____. Do you feel _____ is a fit and proper person to have visitation with the child(ren)? _____

Signature of Moving Party: _____ Date: _____

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Questions for Witness

Note: The testimony of the moving party must be corroborated by a witness who is able to answer the following questions:

1. State your name and address: _____
2. Do you know the parties in this case: _____ and _____?
3. How do you know the plaintiff/defendant? _____

4. How long have you known the plaintiff/defendant? _____
5. To the best of your knowledge were the plaintiff and defendant married on _____ (date) in _____ (location)?
6. Is the plaintiff or defendant (or both) a resident and domiciliary of the Commonwealth of Virginia and have they been so for more than 6-months next preceding the filing of this divorce action? _____
7. Are the plaintiff and defendant over the age of 18? _____
8. Is the plaintiff or defendant (or both) now or at any time during the pendency of this divorce action members of the armed forces of the United States? _____
9. Were any children born or adopted of the marriage? _____ If so, what are their names and ages? _____

10. Did there come a time when you learned that the plaintiff and defendant had separated? How did you learn of it? When was the separation? Was the separation meant to be permanent? _____

11. Have you visited one of the parties since the separation? During those visits did you see any signs that the parties were living together? _____
12. Do you feel that you know the parties well enough that if they had resumed cohabitation you would know of it? _____
13. Since the date of separation, to the best of your knowledge, have the plaintiff and defendant lived separate and apart continuously without cohabitation and without interruption? _____
14. Do you believe that there is any hope of reconciliation of the parties? _____
15. Is everything the plaintiff has testified to today correct to the best of your knowledge? _____

Signature of Witness: _____

Date: _____