

**IN THE SUPERIOR COURTS OF THE APPALACHIAN JUDICIAL CIRCUIT**

**STATE OF GEORGIA**

**INTERNAL OPERATING PROCEDURE 2000-13**

**IN RE: UNCONTESTED DIVORCES WITH AN AGREEMENT–NO  
CHILDREN–MOTION FOR FINAL DECREE OF DIVORCE WITHOUT  
EVIDENTIARY HEARING**

In Divorce cases in which there are no minor children and the parties have executed a written agreement settling all issues and have waived their right to a jury trial, a “Motion for Final Decree of Divorce Without Evidentiary Hearing” may be filed by the parties. A copy of the motion, the written agreement and the original “Final Decree and Judgment” granting the divorce along with documentation that the other party consents to the motion shall be mailed or presented to the Judge’s office for signature. **The Court may or may not grant the Motion.** The documents must be accompanied by a stamped, self-addressed envelope for mailing back to the appropriate party who shall be responsible for filing the original documents with the Clerk of Court if the Court grants the Motion and serving all appropriate parties with copies of the signed documents. In the event the Court does not grant the Motion, all original documents will be returned to the moving party by the court. The case will then proceed as per **Internal Operating Procedure 2000-05.**

**So ORDERED**, this \_\_\_\_\_ day of March, 2000.

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Brenda S. Weaver, Chief Judge  
Superior Courts  
Appalachian Judicial Circuit

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Ronald J. Armstrong, Judge

Superior Courts  
Appalachian Judicial Circuit

IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
Plaintiff,

vs.

\_\_\_\_\_  
Defendant.

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\*  
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CIVIL ACTION

FILE NO. \_\_\_\_\_

**MOTION FOR FINAL DECREE OF DIVORCE WITHOUT EVIDENTIARY HEARING**

Comes now, the Plaintiff in the above styled case and moves the Court to grant a final decree of divorce without holding an evidentiary hearing.

Said Motion is filed pursuant to O.C.G.A. §§ 19-5-8 and 19-5-10. In support of said Motion, the Plaintiff shows the following:

- a. Plaintiff's Complaint for Divorce was filed on \_\_\_\_\_.
- b. Defendant acknowledged service on \_\_\_\_\_.  
OR  
Defendant was personally served on \_\_\_\_\_.
- c. Defendant answered the Complaint on \_\_\_\_\_.  
OR  
Defendant did not answer the Complaint.
- d. Defendant is/is not represented by an attorney.
- e. Plaintiff and Defendant have/have not entered into an agreement settling all issues of alimony, equitable division of property, etc.
- f. Plaintiff and Defendant request that a final decree of divorce be issued without an evidentiary hearing.

This \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Attorney for Plaintiff

CONSENTED TO:

\_\_\_\_\_

Plaintiff

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Defendant