

CHEYENNE RIVER SIOUX TRIBAL COURT)
 CHEYENNE RIVER SIOUX TRIBE : §
 CHEYENNE RIVER INDIAN RESERVATION)

IN SUPERIOR COURT

 Plaintiff)
 VS.)

 Defendant)

**DIVORCE
COMPLAINT**

CASE No. _____

COMES NOW, _____, the Plaintiff, for a cause of action
(Plaintiff Print Name)
 against the above named Defendant states and alleges as follows:

I.

That the Plaintiff's true and Correct Name is: _____
(Plaintiff, Print Full Legal name)
 and is an enrolled member of the _____ and is presently
(Print Name of Enrolled Tribe)
 residing ☐ within or ☐ outside, the exterior boundaries of the Cheyenne River Sioux Tribe,
 with Plaintiff's Mailing Address being:

II.

That the Defendant's true and Correct Name is: _____
(Defendant, Print Full Legal name)
 and is an enrolled member of the _____ and is presently
(Print Name of Enrolled Tribe)
 residing ☐ within or ☐ outside, the exterior boundaries of the Cheyenne River Sioux Tribe,
 with Defendant's Mailing Address being:

III.

The Plaintiff and Defendant were legally married on: _____,
(Date of Marriage)
 in the City of _____, County of _____,
(City Married in / Location) (County Married in)
 in the State of _____.
(State where Married)

IV.

That the following child(ren) were born as a result of this Marriage:

- a. _____ DOB: _____ at _____
(Child Full Legal Name) (Child Date of Birth) (Where Child Was Born)
- b. _____ DOB: _____ at _____
(Child Full Legal Name) (Child Date of Birth) (Where Child Was Born)
- c. _____ DOB: _____ at _____
(Child Full Legal Name) (Child Date of Birth) (Where Child Was Born)
- d. _____ DOB: _____ at _____
(Child Full Legal Name) (Child Date of Birth) (Where Child Was Born)

V.

That ☐ Plaintiff or ☐ Defendant is the child(ren)'s primary caretaker and has had the care, custody and control of the child(ren), and it is in the child(ren)'s best interest that the care, custody and control be awarded to ☐ Plaintiff or ☐ Defendant.

VI.

That the ☐ Plaintiff or ☐ Defendant is an able bodied person capable of paying child support to the ☐ Plaintiff or ☐ Defendant in the amount of \$ _____ or an amount deemed reasonable by the Court.

VII.

That the Plaintiff and Defendant ☐ have or ☐ have not accumulated property during the course of their marriage, to wit:

VIII.

That the Plaintiff and Defendant ☐ have or ☐ have not incurred debts during the course of their marriage, to wit:

IX.

That Plaintiff and Defendant have had an irretrievable breakdown, or in the alternative, the Defendant has perpetrated acts upon the Plaintiff amounting to:

- ☐ The marriage is irretrievably broken, and it is impossible for the parties to live together as husband and wife.
- ☐ The Defendant has been impotent from the time of the marriage, and continues to be impotent as of the time of the filing of the complaint.
- ☐ The Defendant has committed adultery subsequent to the solemnization of the marriage.
- ☐ The Defendant has willfully deserted the Plaintiff for a period of more than one year.
- ☐ The Defendant had willfully failed to provide the Plaintiff with the necessities of life for at least six months.
- ☐ The Defendant has demonstrated habitual drunkenness or drug incapacitation for a period of at least one year.
- ☐ The Defendant has been convicted of a Class A Offense in the CRST Court, or a Felony in another Court.
- ☐ The Defendant has treated the Plaintiff in a cruel manner to the extent of causing bodily injury or great mental distress.
- ☐ The parties have lived apart without cohabitation for three years.
- ☐ The Defendant has been adjudged to be insane by a Court of competent jurisdiction, and the insanity appears to be permanent.

Which makes it impossible to fulfill the aims and goals of their marriage.

X.

That the Plaintiff / Defendant requests to be restored to her maiden name of:

_____.

WHEREFORE, Plaintiff prays that this Court Order that:

1. The Court has jurisdiction over the parties and subject matters herein
2. Judgment be entered awarding Plaintiff's Decree of Divorce from Defendant
3. The Plaintiff / Defendant is awarded custody of the Children
4. The Defendant / Plaintiff pays a reasonable amount of Child Support
5. The Court make a fair and equitable division of the property and makes a fair and equitable distribution of the debts.
6. For any other relief the Court deems just and equitable

Dated this _____ day of _____, 20____.

(day) (month) (year)

PLAINTIFF

VERIFICATION

Cheyenne River Indian Reservation)
)
_____, South Dakota)
(City / Location)

_____, being first duly sworn on oath, state and
(Plaintiff, Print Name)
depose that he / she is the Plaintiff in the foregoing complaint, that he / she has duly executed
said complaint after reading the same, he / she knows the contents to be true to his / her own
knowledge, except those stated to be on information and belief, which matters he / she believes
to be true.

Dated this _____ day of _____, 20_____
(Day) (Month) (year)

Plaintiff (Signature, in front of Notary or Clerk)

Subscribed and Sworn to before me on this _____ day of _____ 20_____
(Day) (Month) (Year)

NOTARY PUBLIC or Court Clerk

My Commission Expires: _____

INFORMATION SHEET

PLAINTIFF

NAME(s): _____

MAILING ADDRESS: _____

PHYSICAL ADDRESS: _____

TELEPHONE #'s (Home) _____

(Cell) _____

(Work) _____

ADDITIONAL INFO: _____

DEFENDANT

NAME(s): _____

MAILING ADDRESS: _____

PHYSICAL ADDRESS: _____

TELEPHONE #'s (Home) _____

(Cell) _____

(Work) _____

ADDITIONAL INFO: _____
