

IN THE COURT OF COMMON PLEAS OF LEBANON COUNTY, PENNSYLVANIA  
CIVIL ACTION – LAW

_____	:	
Plaintiff	:	
	:	
vs.	:	No.
	:	
_____	:	
Defendant	:	

NOTICE OF INTENTION TO REQUEST ENTRY OF §3301(d) DIVORCE DECREE

You have been sued in an action for divorce. You have failed to answer the Complaint or file a Counter-affidavit to the Plaintiff's §3301(d) Affidavit. Therefore, on or after \_\_\_\_\_, the Plaintiff can request the court to enter a Final Decree in Divorce.

If you do not file with the Prothonotary of the court an answer with your signature notarized or verified or a Counter-affidavit by the above date, the court can enter a Final Decree in Divorce. Unless you have already filed with the court a written claim for economic relief, you must do so by the above date or the court may grant the divorce and you will lose forever the right to ask for economic relief. A COUNTER-AFFIDAVIT WHICH YOU MAY FILE WITH THE PROTHONOTARY OF THE COURT IS ATTACHED TO THIS NOTICE.

YOU SHOULD TAKE THIS PAPER TO OUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

**MidPenn Legal Services**  
**513 Chestnut Street**  
**Lebanon, PA 17042**  
**(717) 274-2834**

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	:	
vs.	:	No.
	:	
_____	:	
Defendant	:	

DEFENDANT’S COUNTER-AFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE

1. Check either (a) or (b):

(a) I do not oppose the entry of a divorce decree.

(b) I oppose the entry of a divorce decree because:

(check either (i), (ii) or both)

(i) The parties to this action have not lived separate and apart for a period of two (2) years.

(ii) The marriage is not irretrievably broken.

2. Check either (a) or (b):

(a) I do not wish to assert any claims for economic relief. I understand that I may lose rights concerning alimony, division of property, lawyer’s fees or expenses if I do not claim them before a divorce is granted.

(b) I wish to claim economic relief which may include alimony, division of property, lawyer’s fees or expenses or other important rights.

I understand that in addition to checking (b) above, I must also file all of my economic claims with the Prothonotary in writing and serve them on the other party. If I fail to do so before the date set forth on the Notice of Intention to Request Divorce Decree, the Divorce Decree may be entered without further delay.

I verify that the statements made in this Counter-affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_  
\_\_\_\_\_ Plaintiff/Defendant

**NOTICE: If you do not wish to oppose the entry of a divorce decree and you do not wish to make any claim for economic relief, you need not file this Counter-affidavit.**

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	:	
_____	:	
Defendant	:	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date, a true and correct copy of the foregoing Notice of Intention to Request Entry of Divorce Decree and Counter-affidavit was served by first class mail to the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

By:

\_\_\_\_\_  
Plaintiff/Defendant

Date: \_\_\_\_\_