Commonwealth of Massachusetts
The Trial Court
Probate and Family Court Department

Division Berkshire **Docket No.** _____

COMPLAINT FOR SEPARATE SUPPORT

Mary Smith, Plaintiff V. Joseph Smith, Defendant

1. Plaintiff, who resides at 123 First St. (Street address) Pittsfield (City/Town) MA (State) 01201 (Zip) is the spouse of the defendant, who resides at 456 Third St. (Street address) Pittsfield (City/Town) MA (State) 01201 (Zip)

2. The parties were married at Lenox on June 6, 1995 (Date) and last lived together at Pittsfield, Berkshire County, MA on May 20, 2002 (Date)

3. The minor or dependent child(ren) of this marriage is/are:

Susan Smith December 20, 2001 (name of child and date of birth)

Alicia Smith June 5, 1999 (name of child and date of birth)

Joseph Smith, Jr. October 2, 2000 (name of child and date of birth)

_____ (name of child and date of birth)

4. Plaintiff alleges:

☒ Defendant is not providing suitable support, without justifiable cause.

☐ He/she has been deserted by the defendant.

☒ He/she is actually living apart from defendant for justifiable cause. Please explain:

He has been cruel and abusive to me on numerous occasions.

☐ He/she has justifiable cause for living apart. Please explain:

_____

_____

5. Wherefore, plaintiff requests that the Court:

☒ establish that such living apart from the defendant is for justifiable cause.

☒ prohibit defendant from imposing any restraint on plaintiff's personal liberty.

☒ grant ◉ plaintiff ○ defendant custody of the above-named child(ren).

☒ order a suitable amount for support of ◉ plaintiff and/or ◉ above-named child(ren) with suitable provision for health insurance.

☐ order conveyance of the real estate located at _____

standing in the name of _____

as recorded with the _____ Registry of Deeds, Book _____ Page _____.

☐ _____

Date _____

_____
(Signature of attorney or plaintiff, if pro se)

Mary Smith
(Print name)

123 First St.
(Street address)

Pittsfield (City/Town) MA (State) 01201 (Zip)

Tel. No. 413 123 4567

B.B.O. # _____

SAMPLE