

COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
PROBATE AND FAMILY COURT

_____, ss
(County)

Docket No. _____

_____,)
Plaintiff)
)
v.)
)
_____,)
Defendant)

DEFENDANT'S MOTION TO ORDER PLAINTIFF TO PAY A REASONABLE AMOUNT
TOWARD DEFENDANT'S COST OF RETAINING AN ATTORNEY

I, _____ (Defendant's printed name), Defendant in
this case, respectfully move that this Court order the Plaintiff to pay, forthwith, a
reasonable amount toward the cost of my retaining an attorney to represent me in this
divorce case.

My reasons, advanced in good faith, are as follows:

1. I have been served with a Complaint for Divorce filed by the Plaintiff.
2. I intend in good faith to defend this Complaint.
3. I do not have an attorney to represent me.

4. I believe that each of the following issues will need to be resolved:

- The grounds for divorce stated in the Complaint for Divorce
- Custody of the minor child(ren)
- Visitation with the minor child(ren)
- Child support
- Alimony
- Division of our marital property and/or debts
- Medical insurance and expenses
- Tax exemptions and/or other tax issues
- Other issues: _____

5. I do not have sufficient funds to retain an attorney.

- 6. I believe that the Plaintiff has sufficient income and/or assets to contribute a reasonable amount for me to retain an attorney to represent me in this case.
- 7. To retain an attorney to represent me in this case, I believe that I will need \$ _____, or, in the alternative, a reasonable amount to be determined by the Court.

I certify that each of the above statements is true.

For each of the above reasons, I ask that this honorable Court:

- order the Plaintiff to pay the sum of \$ _____, or a reasonable amount to be determined by the Court as an allowance for me to retain an attorney to represent me in this case.
- grant me additional time to file my Answer to the Complaint.

Signature and printed name

Address

Telephone number

NOTICE CONCERNING FINANCIAL STATEMENTS

Each party is required to file and provide the other party with a complete, accurate and sworn Financial Statement no less than two business days prior to the hearing on this Motion, the date and time of which are set forth below.

CERTIFICATE OF SERVICE and NOTICE OF MOTION

I certify that on the date listed below I mailed, postage prepaid, a copy of this MOTION, my FINANCIAL STATEMENT, and a blank FINANCIAL STATEMENT Form to:

Name of Plaintiff/Plaintiff's attorney: _____

Address: _____

This Motion will be heard on: _____ (date) at _____ (time)

at the Probate and Family Court in _____, MA
Name of city/town

Signed and dated:

Date

Defendant