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Plaintiff

PLAINTIFF

vs.

Defendant

DEFENDANT

***SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
FAMILY PART***

_____ ***COUNTY***

Docket No. FM-

CIVIL ACTION

ANSWER AND COUNTERCLAIM

Defendant, (Defendant's name), residing at (Defendant's address), (Defendant's County), New Jersey, by the way of answer and counterclaim, says:

ANSWER

1. Defendant admits the allegations contained in the 1st paragraph of the First Count of the complaint.
2. Defendant admits the allegations contained in Paragraph 2 of the First Count of the complaint.
3. Defendant admits the allegations contained in Paragraph 3 of the First Count of the complaint.
4. Defendant admits the allegations contained in Paragraph 4 of the First Count of the complaint.
5. Defendant admits the allegations contained in Paragraph 5 of the First Count of the complaint.

6. Defendant admits the allegations contained in Paragraph 6 of the First Count of the complaint.

7. Defendant admits the allegations contained in Paragraph 7 of the First Count of the complaint.

8. Defendant admits the allegations contained in Paragraph 8 of the First Count of the complaint.

9. Defendant admits the allegations contained in Paragraph 9 of the First Count of the complaint.

COUNTERCLAIM

Defendant-counterclaimant, (Defendant's name), by way of counterclaim against the plaintiff herein says:

1. The defendant-counterclaimant was lawfully married to the plaintiff on the (date of marriage) in a (civil or religious) ceremony in (location of marriage).

2. The defendant-counterclaimant was a bona fide resident of the State of New Jersey when this cause of action arose and has ever since and for more than one year next preceding the commencement of this action continued to be such bona fide resident.

3. The plaintiff resides at (Plaintiff's address), (Plaintiff's County), State of New Jersey.

4. For six or more consecutive months, the parties have experienced irreconcilable differences which have continued to be present, which differences make it appear that the marriage should be dissolved and that there is no reasonable prospect of reconciliation.

5. There are (number of children) children born of the marriage; to wit: (name of child), born (child's date of birth).

6. There have been no previous matrimonial actions between the parties.

7. Property, both real and personal, was legally and beneficially acquired by the parties, or either of them, during the marriage.

WHEREFORE, Defendant-Counterclaimant demands judgment on the counterclaim as follows:

- A. Dissolving the marriage between the parties; and
- B. Awarding the parties' joint legal and residential custody of the minor child born of the marriage; and
- C. Equitably distributing all marital property, both real and personal; and
- D. Equitably allocating the marital debt; and
- E. For counsel fees and costs; and
- F. Permitting Defendant to resume her maiden name of "(Defendant's maiden name)"; and
- G. For such further relief as the court may deem just and equitable.

DATED: _____, 2016.

Wendy Armour, Esq.
Attorney for Defendant

CERTIFICATION OF ATTORNEY PURSUANT TO R. 5:4-2(h)

1. I am the attorney for the defendant-counterclaimant in the above-captioned matter, and I make this certification pursuant to R. 5:4-2(h).

2. Pursuant to R. 5:4-2(h), I have provided my client with a copy of the document “Divorce - Dispute Resolution Alternatives to Conventional Litigation.” Moreover, I have discussed with my client the complementary dispute resolution alternatives to litigation contained in that document.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: _____, 2016.

Wendy Armour, Esq.
Attorney for Defendant

**CERTIFICATION OF LITIGANT OF VERIFICATION AND
NONCOLLUSION PURSUANT TO R. 4:5-1 AND CERTIFICATION BY CLIENT
PURSUANT TO R. 5:4-2(h)**

1. I am the defendant-counterclaimant in the foregoing counterclaim for divorce to which this certification is annexed.

2. The allegations contained in the counterclaim are true to the best of my knowledge and belief. The counterclaim is made in truth and good faith and without collusion for the causes set forth therein.

3. Pursuant to R. 5:4-2(h), I have read the document entitled "Divorce - Dispute Resolution Alternatives to Conventional Litigation." I thus have been informed as to the availability of complementary dispute resolution alternatives to litigation.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: _____, 2016.

Defendant