



COUNTIES:

ATASCOSA

FRIO

KARNES

LA SALLE

WILSON

JOURDANTON

PEARSALL

KARNES CITY

COTULLA

FLORESVILLE

81ST AND 218TH DISTRICT COURTS

ATASCOSA, FRIO, KARNES LA SALLE & WILSON COUNTIES

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March 19, 2020

Re: Directive Uncontested Divorces Proven by Affidavit

In the interest of the safety and welfare of the public, attorneys, clients, and courthouse staff, the 81st and 218th County Civil District Courts have made the following decisions regarding the civil dockets in Atascosa, Frio, Karnes, La Salle and Wilson Counties.

While civil dockets are limited to “essential matters” due to the COVID-19 state of disaster declaration, self-represented parties, and attorneys, may prove up uncontested divorces by affidavit, if each party, and/or their counsel, also signs a “Waiver of Personal Appearance and Consent to Uncontested Trial by Affidavit” (copy attached).

Instructions for self-represented parties may be found at the webpage above, or at these links for [uncontested divorces with children](#), and [uncontested divorces without children](#). Self-represented parties should follow the instructions to submit an uncontested divorce for consideration by affidavit.

Counsel should E-File the completed Waiver of Personal Appearance and Consent to Uncontested Trial by Affidavit, along with all other documents required to prove up, and finalize, an uncontested divorce.

Not every divorce, even if uncontested, is appropriate for disposal by affidavit, and the judges may request additional information, an appearance by video conference, or personal appearance.

CAUSE NO. _____

IN THE MATTER OF THE MARRIAGE OF §

Petitioner, and §

Respondent §
(AND IN THE INTEREST OF) §

(CHILDREN) §

IN THE 81st 218th DISTRICT COURT,
or ATASCOSA COUNTY COURT AT LAW,

ATASCOSA, FRIO, KARNES, LA SALLE
or WILSON COUNTY, TEXAS

**WAIVER OF PERSONAL APPEARANCE AND
CONSENT TO UNCONTESTED TRIAL BY AFFIDAVIT**

I waive my right to personally appear in court, and consent to trial by affidavit of my uncontested divorce, and, if applicable, suit affecting parent child relationship. I may withdraw this consent only by filing, before the case is ruled on by the judge, a notice of withdrawal of consent with the District Clerk, and sending a copy to my spouse, or spouse’s attorney, if any.

I UNDERSTAND THAT TEXAS LAW ASSUMES THAT ALL PROPERTY BELONGING TO A MARRIED PERSON IS COMMUNITY PROPERTY. I UNDERSTAND THAT THE DIVORCE DECREE MUST SHOW WHO WILL KEEP EVERY VALUABLE BELONGING TO EITHER OF US, REGARDLESS OF WHEN IT WAS ACQUIRED, WHOSE NAME IS ON THE TITLE, OR ANY AGREEMENT, OR LACK OF DISPUTE, BETWEEN US.

Petitioner
Date: _____

Respondent
Date: _____

Approval of Counsel, if any.

Petitioner’s Counsel
SBN: _____

Date: _____

Respondent’s Counsel
SBN: _____

Date: _____