



## **COMMONLY ASKED QUESTIONS ABOUT GETTING A DIVORCE IN CALIFORNIA**

(ADAPTED FROM  
**COLLABORATIVE PRACTICE MATERIALS**  
BY

CATHERINE ANN CONNER AND MARGARET L. ANDERSON)

(The following is intended only as a general overview of certain legal principals and procedures that apply in family law proceedings. It is not intended to constitute legal advice or a legal opinion. You should consult with an attorney to obtain information and advice specifically addressing your concerns and issues.)

### **1. How long will it take for my divorce to be completed?**

A divorce is not a quick process. The earliest one can terminate marital status is six months and one day after service of a petition for dissolution of marriage on the other party (who is called the "respondent"). Other issues in the case can take a longer or shorter time to resolve. The timing of resolution may depend upon the amount of information to gather, the emotional state of the participants, and the complexity of the issues to resolve. The Collaborative Process moves at a pace mutually determined by the parties, and can result in an agreement in weeks or months. In contrast, litigated cases can take a number of months or even years to conclude.

### **2. Will I automatically be divorced in six months?**

In California, you can obtain a dissolution of your marriage (formerly called a divorce) no earlier than six months and one day from the date the Petition is served on the Respondent. If the other issues of the divorce (i.e. property division, support and parenting issues) are not resolved within this six month time frame, you are entitled to request a "bifurcated judgment." This is a legal process by which your status as a married person is separated ("bifurcated") from the other issues in your case, and a judgment terminating your status as a married person is obtained. This does not happen automatically. If you want to terminate your marital status before the other issues of your case are resolved, you must affirmatively ask the court for relief. However, there are very important legal and financial consequences of a bifurcation that must be considered in deciding whether to obtain a bifurcated judgment.

### **3. What is the difference between a "legal separation" and a "divorce"?**

The main difference between obtaining a legal separation and a marital dissolution ("divorce") is that marital status is not terminated in a legal separation proceeding. Occasionally parties choose to pursue a legal separation for personal reasons such as religious or ethical beliefs or health insurance concerns. They still, however, must address the same issues as parties undergoing a divorce (i.e. support, parenting, division of marital assets and debts). Also, in order to file for a divorce, you must reside in the

# California Dissolution Divorce And How To Get It

**California (State).**



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*Nolo's Essential Guide to California Divorce (2013)* Ed Sherman, 2013-05-21 Specific to California this book gives you practical and legal advice in clear simple language that will answer your questions and guide you to a faster smoother less painful and less expensive divorce Shows you how to stay out of court and complete your divorce with little or no help from an attorney How to reduce conflict and avoid court battles divide property fairly without a fight deal with spousal support deal with child support custody and visitation draft a settlement agreement Show more Show less **California**

**Dissolution of Marriage (Divorce) Law** Harry Walter Koch, 1986 **California. Court of Appeal (2nd Appellate District). Records and Briefs** California (State)., **How to Do Your Own Divorce in California** Charles Edward Sherman, Ed Sherman, 2008 The book has no illustrations or index Purchasers are entitled to a free trial membership in the General Books Club where they can select from more than a million books without charge Subjects Juvenile Nonfiction Art Sculpture **California. Court of Appeal (4th Appellate District). Division 2. Records and Briefs** California (State).,

*West's California Judicial Council Forms* California, 2009 **The Codes of California as Amended and in Force at the Close of the Thirty-sixth Session of the Legislature, 1905 ...: Code of civil procedure** California, 1907

*California. Court of Appeal (1st Appellate District). Records and Briefs* California (State)., **California Family Law for Paralegals** Marshall W. Waller, 2008-12-12 California Family Law for Paralegals is the only textbook for paralegals that focuses specifically on California family law In its fifth edition this straightforward textbook continues to provide California paralegal students with a practical framework for examining the full range of family law issues under California law Among the characteristics that make this text the perfect choice for teaching California family law A practical straightforward approach designed to teach the basics to paralegal students A focus on the California Family Code integrating statutory law and judicial interpretation into a cohesive general discussion of family law and its various aspects Examples of all the key Judicial Council forms used in the practice of family law in California Unlike other California specific books this book was written specifically as a teaching tool and offers a format that helps students learn including Chapter Overviews and Summaries Exercises Key Terms and a Glossary Updated and completely current The Fifth Edition includes Revision of the text to reflect changes in the law with new cases and statutes Completely updated forms Advice on how technology can make family law practice more effective Completely updated Instructor s Manual A new streamlined organization with shorter more teachable chapters The only text of its kind California Family Law for Paralegals offers comprehensive coverage in a readily accessible format of all the key topics and developments in this ever evolving area of the law **How to Do Your Own Divorce in California** Ed Sherman, Charles Edward Sherman, 2005 For 34 years this is the book Californians have turned to when facing divorce Written by Ed Sherman the acknowledged expert in the field How to Do Your Own Divorce in California has been an industry success story not only because the information is current and reliable but also because it has

resulted in 60 percent of the state's divorces going through the courts without the help of attorneys saving literally billions in legal fees Part one explains the laws on dividing property and settling issues of custody visitation and child support Part two covers the court process step by step how to complete all of the forms and file them with the court clerk the waiting periods to expect between steps how to get through the court appearance or even avoid it altogether and more This classic guide comes with a CDROM and resources as well as blank tear out copies of all the court forms needed for an uncontested dissolution

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## Unveiling the Magic of Words: A Review of "**California Dissolution Divorce And How To Get It**"

In some sort of defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their power to kindle emotions, provoke contemplation, and ignite transformative change is actually awe-inspiring. Enter the realm of "**California Dissolution Divorce And How To Get It**," a mesmerizing literary masterpiece penned by a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve in to the book is central themes, examine its distinctive writing style, and assess its profound effect on the souls of its readers.

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