



## DIOCESE OF COLORADO SPRINGS

228 N. Cascade Ave. | Colorado Springs, CO 8090

(719) 636-2345 | www.diocs.org

### APPLICATION FOR A DECLARATION OF NULLITY LACK OF FORM PROCESS

#### **INSTRUCTIONS:**

- A. Remember that this is an interview on paper.
- B. Please read the questionnaire before you proceed to answer each of the questions and sign any of these documents.
- C. Please print or type your responses. If you need more space for your answers, please use 8 ½ x 11 paper. Write on one side only and number the pages.
- D. Please answer all the questions as completely as possible.
- E. Do not discuss your answers with anyone as this could jeopardize the case.
- F. Before you send this petition to our office, please make a copy of all the documents for your personal records.
- G. If you have any questions or need help, please contact your Parish.
- H. DOCUMENTS YOU **MUST** SEND TO OUR OFFICE FOR THIS PROCESS.
  - Completed Petition (pages 1 through 4);
  - Recent** Baptismal Certificate for the Catholic party in this union. Be sure that the certificate was issued within the last six months. The Baptismal Certificate must indicate “notations” or “no notations” regarding any previous marriage. (If both parties are Catholic, include both Baptismal Certificates);
  - Certified copy of the Marriage Certificate;
    - Common Law
  - Certified copy of the Divorce / Dissolution / Civil Annulment decree;

**PLEASE CHECK EACH BOX ABOVE AS YOU PREPARE TO MAIL YOUR PETITION**

**NOTE: A certified copy is the copy issued to you by the court/church with their seal on the document, or a copy of those documents issued by the court/church and notarized by a Notary Public or your parish with the church’s seal.**

**THIS PETITION CANNOT PROCEED IF ANY OF THE ABOVE DOCUMENTS IS MISSING.**

# LACK OF FORM

\_\_\_\_\_  
Last Names of Parties

\_\_\_\_\_  
Protocol Number (for office use only)

## PETITIONER INFORMATION

## RESPONDENT INFORMATION

[If the whereabouts or the Respondent are unknown - a list of reasonable efforts completed to find him/her MUST be attached.]

(Please include preference: Mr., Mrs., Ms., Miss., Dr., etc.)

\_\_\_\_\_  
Full Name

\_\_\_\_\_  
Maiden Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
City/State/Zip

\_\_\_\_\_  
Email

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Date of Birth

\_\_\_\_\_  
Religion

\_\_\_\_\_  
Parent's Names

\_\_\_\_\_  
Parent's Address

\_\_\_\_\_  
City/State/Zip

Date of Marriage \_\_\_\_\_

City/State of Marriage \_\_\_\_\_

**STATEMENT OF PETITIONER**

- I will provide the Diocese of Colorado Springs with all the required documents and information.
- I understand that no guarantee can be given to me about when the canonical process will be completed and that there is no guarantee that the final decision will be favorable to me.
- I agree that I am not to set a date for any future marriage in the Catholic Church until a final and favorable decision has been rendered. I understand that no priest or deacon is to provide me with, even a tentative, date for a future marriage in the Catholic Church.
- I acknowledge that a decision depends wholly on the merits of the case, the evidence and the exact reason which the Church recognizes as grounds for nullity.
- I agree to cooperate fully with the Tribunal and to be bound by its policies.
- I swear that the allegations which I submit with this application are the whole truth.
- I, the undersigned Petitioner, hereby request the Diocese of Colorado Springs to investigate my marriage to the respondent listed previously, based on the information provided with this petition, according to the Catholic Church Law. If the facts and law warrant such a decision, I ask that it be declared null from the beginning on the ground of Lack of Canonical Form

\_\_\_\_\_  
Date

\_\_\_\_\_  
**Petitioner's Signature**

I, the undersigned Priest/Deacon, have reviewed this petition and attest that the answers given are true.

\_\_\_\_\_  
Print Name of Priest/Deacon

\_\_\_\_\_  
Church

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
**Signature of Priest/Deacon**

(Church Seal)

## HISTORY OF MARRIAGE

1. Was this the first marriage for both of you? \_\_\_\_\_. If not, please explain in detail.
2. Was a Catholic Priest or Deacon present at the wedding ceremony? \_\_\_\_\_. Did he participate by receiving the vows of matrimony? \_\_\_\_\_. If so, please explain in detail.
3. Was this marriage ever convalidated/blessed in the Catholic Church? \_\_\_\_\_. If so, please explain in detail.
4. Before the marriage took place, was the Catholic party dispensed from the Canonical Form of marriage? That is, was he/she given permission by a Bishop or his delegate to have the marriage witnessed by someone other than a Catholic Priest or Deacon? \_\_\_\_\_. If so, please explain in detail and submit the dispensation with this petition.
5. Was a "Sanatio in Radice"/ (Sanation) ever granted to this marriage? \_\_\_\_\_ If so, by what Diocese and when?
6. If the civil proceeding on this dissolution/divorce indicated that there had to be either alimony, child support or other considerations, have these obligations been met? \_\_\_\_\_. If not, please explain in detail.