

See Instructions (DIV2001) for help in filling out this form.

State of Minnesota

District Court

County of: _____

Court File Number: _____

Judicial District: _____

Case Type: _____

Petitioner

AND

Respondent

Motion to Modify Spousal Maintenance and Notice of Hearing (DIV2002)

Minn. Stat. § 518.552

To the Other Parties:

Hearing Information

The hearing in this case is scheduled as follows:

Date: _____ **Time:** _____ a.m. / p.m.

Judicial Officer: _____

NOTE: Please contact the court at _____ (telephone number) with your current phone number and mailing address in case they need to notify you of any location, date, or time change.

According to court administration, the hearing will be:

Remote using Zoom. Court administration will send parties the meeting ID and passcode in a hearing notice. See the "Remote Hearing Information" Help Topic online at www.mncourts.gov/Remote-Hearings.aspx.

OR

In Person.

Courthouse address: _____

City/State/Zip: _____

Motion to Modify Spousal Maintenance

My name is _____.

I ask the Court for the following relief:

1. To modify the **spousal maintenance** order dated _____ (date of the existing order) as follows: (check all that apply)

- Increase spousal maintenance.
- Decrease spousal maintenance.
- Change the duration of spousal maintenance as follows: _____

- Temporarily suspend the spousal maintenance obligation as follows: _____

- Terminate (end) the obligation to pay spousal maintenance as of the following date: _____

- Other: _____

2. For any other relief the Court feels is fair and equitable.

I include the facts that support my request in an *Affidavit in Support of Motion to Modify Spousal Maintenance*.

Notice to the Other Party

Court Rules establish deadlines for responding to motions. All responsive pleadings must be **served on the other party** and **filed with court administration no later than 7 days** before the scheduled hearing. The court may, in its discretion, disregard any responsive pleadings served or filed less than 7 days before such hearing in ruling on the motion or matter in question.

- You have the right to object or respond to the changes I am requesting.
- If you decide to respond or object to anything in my motion or affidavit, a packet of forms titled “Response to Motion to Modify Spousal Maintenance” is available online at <https://mncourts.gov/GetForms.aspx?c=15>, and from court administration.
- **NOTE:** If you choose to respond and **raise new issues**, then your written response (a “counter motion”), along with your *Financial Affidavit* (FAM102), must be served upon all parties and filed with the court at least **14 days** before the scheduled hearing. A

“counter motion” is where you can raise new issues in addition to responding to the issues raised in this motion.

Acknowledgment

By presenting this form to the court, I certify that to the best of my knowledge, information, and belief, the following statements are true. I understand that if a statement is not true, the court can order a penalty against me (such as to pay money to the other party, pay court costs, and/or other penalties).

- 1 . The information I included in this form is based on facts and supported by existing law.
- 2 . I am not presenting this form for any improper purpose. I am not using this form to:
 - a. Harass anyone;
 - b. Cause unnecessary delay in the case; or
 - c. Needlessly increase the cost of litigation.
- 3 . No judicial officer has said I am a frivolous litigant.
- 4 . There is no court order saying I cannot serve or file this form.
- 5 . This form does not contain any “restricted identifiers” or confidential information as defined in [Rule 11 of the General Rules of Practice](http://revisor.mn.gov/court_rules/gp/id/11/) (revisor.mn.gov/court_rules/gp/id/11/) or the [Rules of Public Access to Records of the Judicial Branch](http://revisor.mn.gov/court_rules/rule/ra-toh/) (revisor.mn.gov/court_rules/rule/ra-toh/).
- 6 . If I need to file “restricted identifiers,” confidential information, or a confidential document, I will use Form 11.1 and/or Form 11.2, as required by Rule 11.

Date: _____

Signature: _____

Name: _____

Address: _____

City/State/Zip: _____

Phone: _____

Email: _____