

**See Instructions (DIV2006) for help in filling out this form.**

**State of Minnesota**

**District Court**

County of: \_\_\_\_\_

Court File Number: \_\_\_\_\_

Judicial District: \_\_\_\_\_

Case Type: \_\_\_\_\_

\_\_\_\_\_  
Petitioner

AND

\_\_\_\_\_  
Respondent

**Affidavit in Support of Response to Motion to Modify Spousal Maintenance  
(DIV2008)**

Minn. Stat. § 518.552

The following information is true and correct, and I provide it in support of my *Response to Motion to Modify Spousal Maintenance*.

**Grounds (Reasons) the Existing Spousal Maintenance Order Should or Should Not Be Changed**



**Note about #1 through #5:**

- See Minn. Stat. § 518.552, and the *Instructions* (DIV2006), to learn what kind of details and information a person needs to prove when they ask the court to modify spousal maintenance. If your answers below do not contain enough of the required detail, the judicial officer may not be able to grant your motion.
- If you need more space for your answers, add more paper.

1.  The Court should **deny the other party's request** to modify the existing spousal maintenance order because there has not been a substantial change of circumstances for me or for the other party since the order was issued.
  
2. My response to the claims the other party made in their motion and supporting affidavit is as follows: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_



5.  I ask the Court to modify spousal maintenance pursuant to Minn. Stat. § 518.552, subd. 6, because the **obligee** (the party receiving spousal maintenance) **is cohabitating** (living with) another adult. Spousal maintenance should be modified due to cohabitation because: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6.  I ask the Court to modify spousal maintenance pursuant to Minn. Stat. § 518.552, subd. 7, because of **retirement**.

a. Name of party who retired or is retiring: \_\_\_\_\_

b. Date of retirement: \_\_\_\_\_

c. Party's age at time of retirement: \_\_\_\_\_.

d. Spousal maintenance should be modified due to a party's retirement because:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Private Agreement

7. The other party and I  **do**/ **do not** have a **private agreement** between us regarding spousal maintenance.
- **Note:** Include a copy of any private agreement between the parties that limits or prohibits a modification of spousal maintenance.

### Information from the Existing Order

8. The existing order for spousal maintenance was issued by the court in \_\_\_\_\_ County and is dated \_\_\_\_\_.
9. In the existing order, I am the:  
 Obligor (making payments)  Obligee (receiving payments)
10. At the time of the existing order, I was:  
 Unemployed.  
 Employed. I had \_\_\_\_\_ (number) jobs as follows:

(list the employers) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. At the time of the existing order, my occupation was: \_\_\_\_\_.

12. At the time of the existing order, my gross income (before taxes and deductions) was:

a. Total from **employment**: \$ \_\_\_\_\_ per month

b. Total from **all other sources** (list the amount and the sources) \$ \_\_\_\_\_ per month from:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

13. At the time of the existing order, to the best of my knowledge, the other party was:

Unemployed.

Employed. The other party had \_\_\_\_\_ (number) jobs as follows:  
(list the employers) \_\_\_\_\_  
\_\_\_\_\_

14. At the time of the existing order, the other party's occupation was: \_\_\_\_\_.

15. At the time of the existing order, the other party's gross income (before taxes and deductions) was:

a. Total from **employment**: \$ \_\_\_\_\_ per month

b. Total from **all other sources** (list the amount and the sources) \$ \_\_\_\_\_ per month from:

\_\_\_\_\_  
\_\_\_\_\_

### Current Information about Me

16. **Financial Affidavit.** I will file a *Financial Affidavit* with this *Affidavit in Support of Response to Motion to Modify Spousal Maintenance*. The *Financial Affidavit* includes information about my financial situation (including details about my income).

17. **Monthly Household Expenses.** Since the spousal maintenance order was issued:

My monthly household expenses **have not substantially changed**. (If no substantial changes to your monthly household expenses, skip to #18.)

**or**

My monthly household expenses **have substantially changed**. My *current* expenses are as follows:

- a.  House payment or  Rent ..... \$ \_\_\_\_\_
- b. Real estate taxes (if not included in "a") ..... \$ \_\_\_\_\_
- c. Association dues or lot rent (for property)..... \$ \_\_\_\_\_
- d. Insurance:
  - Homeowners (if not included in "a")..... \$ \_\_\_\_\_
  - Car ..... \$ \_\_\_\_\_
  - Life..... \$ \_\_\_\_\_
  - Other ..... \$ \_\_\_\_\_
- e. Utilities (gas, electric, water, garbage, etc.)  
(average monthly amount) ..... \$ \_\_\_\_\_
- f. Phone, Internet, and TV or streaming services  
(average monthly amount) ..... \$ \_\_\_\_\_
- g. Car payment..... \$ \_\_\_\_\_
- h. Food ..... \$ \_\_\_\_\_
- i. Clothing..... \$ \_\_\_\_\_
- j. Personal care and household needs..... \$ \_\_\_\_\_
- k. Out-of-pocket medical expenses ..... \$ \_\_\_\_\_
- l. Out-of-pocket dental expenses ..... \$ \_\_\_\_\_
- m. Child-care expenses ..... \$ \_\_\_\_\_
- n. Transportation expenses:
  - Gas..... \$ \_\_\_\_\_
  - Bus..... \$ \_\_\_\_\_
  - Ride Share ..... \$ \_\_\_\_\_
  - Other ..... \$ \_\_\_\_\_
- o. Recreation and entertainment ..... \$ \_\_\_\_\_
- p. Children's needs (allowances, sports, school, hobbies) ..... \$ \_\_\_\_\_

q. Other:

\_\_\_\_\_ ..... \$ \_\_\_\_\_  
\_\_\_\_\_ ..... \$ \_\_\_\_\_

r. Monthly debt payments (for example: credit cards and loans)

(Do not use account numbers. Include the minimum payment *and* the amount you actually pay.)

Description of Debt	Minimum Payment (monthly)	Amount Actually Paid (monthly)
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$

The **total** of all my *current* household expenses listed above is \$ \_\_\_\_\_ per month. This is the sum (total) lines #17a through #17r.

18. **Help with Monthly Expenses.** I get help from the following to pay my monthly expenses listed in #17:

- Spouse or significant other
- Roommate
- Relatives
- No one (I do not get any help with my monthly expenses.)
- Other: \_\_\_\_\_

19. **Property.** The value of the property I currently own by myself or with someone else is:

**Home:** Current value: \$ \_\_\_\_\_  
Purchase price: \$ \_\_\_\_\_  
Balance owed: \$ \_\_\_\_\_

**Household goods:** \$ \_\_\_\_\_

**Other real estate:** \$ \_\_\_\_\_

**Checking/savings:** \$ \_\_\_\_\_

**Automobiles:** \$ \_\_\_\_\_  
Year, make, and model: \_\_\_\_\_

**Recreational vehicles:** \$ \_\_\_\_\_  
Year, make, and model: \_\_\_\_\_

**Personal property:** \$ \_\_\_\_\_

**Stocks/bonds/etc.:** \$ \_\_\_\_\_

20. **Other Facts.** The following other facts support my response:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

County and state where signed:  
\_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

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

Phone: \_\_\_\_\_

Email: \_\_\_\_\_