

**IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY AT  
NASHVILLE, TENNESSEE**

\_\_\_\_\_, )  
Plaintiff, )  
vs. ) Case No.: \_\_\_\_\_  
\_\_\_\_\_, )  
Defendant. )

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**AFFIDAVIT TO WAIVE APPEARANCE AT FINAL IRRECONCILABLE  
DIFFERENCES DIVORCE HEARING**

*Note: It is only required that the party to whom the divorce is being granted execute and file an Affidavit to Waive Appearance at Final Irreconcilable Differences Divorce Hearing.*

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Comes, now the  Plaintiff or  Defendant, in this cause, having been duly sworn, would state to the court as follows:

1. My name is \_\_\_\_\_.
2. The statistical information I provided in the pending  Complaint for Divorce or  Counter Complaint for Divorce in this cause is true and correct to the best of my knowledge, information and belief.
3. My spouse and I have experienced irreconcilable differences in our marriage such that our marriage is irretrievably broken.
4. My spouse and I have entered into a Marital Dissolution Agreement signed by me and notarized on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and signed by my spouse and notarized on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
5. I am the party being awarded the divorce in this action pursuant to said Marital Dissolution Agreement.
6. It is my sworn testimony that I have read the Marital Dissolution Agreement, and I believe the agreement provides for a fair and equitable division of all property and debts acquired

during the marriage.

7.  I further solemnly swear that there are no minor children born of this marriage and none expected.

**OR**

8.  I further solemnly swear that my spouse and I have entered into an Agreed Permanent Parenting Plan signed by me and notarized on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and signed by my spouse and notarized on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. Said Agreed Permanent Plan adequately provides for the care, maintenance and support of our minor children and is in the best interests of our minor child(ren).
9.  I ask the court to approve the Marital Dissolution Agreement signed by my spouse and incorporate it into a Final Decree of Divorce.

**OR**

- I ask the court to approve the Marital Dissolution Agreement and Agreed Permanent Parenting Plan signed by my spouse and I, incorporate them into a Final Decree of Divorce.
10. Further, I ask the court to conduct a final hearing in my absence, and that my personal appearance be waived at said hearing. I understand this request does not guarantee my appearance will be waived and I will be notified in advance of the final hearing date if my appearance is necessary.

**FURTHER AFFIANT SAITH NOT.**

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Affiant

State of \_\_\_\_\_

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

The Affiant, \_\_\_\_\_, with whom I am personally acquainted or who provided identification, and who, upon oath executed the foregoing instrument for the purposes contained therein, personally appeared before me, a Notary Public in and for said county and state.

WITNESS my hand and seal this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission expires: \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Affidavit has been forwarded via U.S. Mail, efile notification or email pursuant to TCRP 5 to the following on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

\_\_\_\_\_  
Email

\_\_\_\_\_  
*Signature of Affiant or attorney  
for Affiant*