

NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

DISTRICT COURT DIVISION

_____ COUNTY

____-CVD-____

_____,)
 Plaintiff,)
)
 v.)
)
 _____,)
 Defendant.)

COMPLAINT FOR ALIMONY

Plaintiff, complaining of Defendant, alleges and says:

1. Plaintiff is a citizen and resident of _____ County, North Carolina.
2. Defendant is a citizen and resident of _____ County, North Carolina.
3. Plaintiff and Defendant were lawfully married to each other on _____, and separated from each other on _____.
4. There are two minor children born of the marriage, namely: _____, born _____, social security number _____; and _____, born _____, social security number _____.
5. During the marriage of Plaintiff and Defendant and prior to the date of their separation, Defendant has offered indignities to Plaintiff to render the condition of Plaintiff intolerable and her life burdensome within the meaning of G.S. § 50-16.1A, in that:
 - (a) Defendant had intimate relationships with numerous women during the parties' marriage, to the embarrassment and humiliation of Plaintiff; and
 - (b) Defendant intimidated Plaintiff and committed acts of physical violence against Plaintiff.

6. Plaintiff is informed and believes, and upon such information and belief alleges that Defendant, during the marriage of the parties and prior to the date of their separation, committed acts of illicit sexual behavior, as defined in G.S. § 50-16.1A(3)a, with _____.
7. Defendant has abandoned Plaintiff by moving suddenly from the marital home without Plaintiff's consent and without justification or provocation from Plaintiff.
8. Plaintiff has been a faithful and dutiful wife. Defendant's actions, as set forth above, were willful, intentional and without just cause, provocation or fault on the part of Plaintiff.
9. Defendant's actions, as set forth in Paragraphs 5 and 6 above, constitute marital misconduct as defined in G.S. § 50-16.1(a)(3).
10. Based upon the factors set forth in G.S. § 50-16.3A(b), an award of alimony to Plaintiff is equitable, and Plaintiff is entitled to an award of alimony from Defendant. Defendant has the ability to pay alimony to Plaintiff.
11. Defendant is gainfully employed and, upon information and belief, earns a gross annual income in excess of \$_____. (Defendant is capable of greater earnings and is currently voluntarily underemployed to minimize his alimony liability.)
12. Plaintiff is in need of the following maintenance and support from Defendant as permanent alimony:
 - (a) a monthly sum payable to Plaintiff for her support and maintenance;
 - (b) a policy providing medical, dental and hospitalization insurance coverage for Plaintiff;
 - (c) payment by Defendant of Plaintiff's hospital, medical and dental expenses that are not paid by insurance; and
 - (d) payment of all debts incurred by the parties prior to the determination of this suit.

This the ____ day of _____, 20__.

 NC State Bar No. _____

 _____, NC _____
 Telephone: (____) ____ - _____