

NORTH CAROLINA
_____ COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
____-CVD-____

_____,
Plaintiff,
v.
_____,
Defendant.

**COMPLAINT FOR
POSTSEPARATION SUPPORT**

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. Throughout the parties' marriage, Defendant has worked as _____ and has been the primary wage-earner for the family. 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 postseparation support liability.]
6. Throughout the parties' marriage, Plaintiff was the primary caretaker for the parties' children. Plaintiff currently earns a gross annual income of approximately \$_____.
7. Plaintiff is not able to meet her reasonable financial needs without financial support from Defendant as set forth below.
8. Plaintiff is a dependent spouse within the meaning of N.C.G.S. § 50-16.1A, and Defendant is a supporting spouse within the meaning of that statute. Plaintiff is unable to maintain the marital standard of living without support from Defendant.
9. Defendant has the ability to pay support and the resources of Plaintiff are not adequate to meet her reasonable needs considering the factors set forth in N.C.G.S. § 50-16.2A(b).

10. Plaintiff is in need of and entitled to the following postseparation support from Defendant to provide for her reasonable future needs, including:
 - a. a monthly sum payable to Plaintiff by Defendant for her personal support and maintenance;
 - b. a policy providing medical, dental and health insurance coverage for Plaintiff;
 - c. payment of all hospital, medical, dental, counseling and prescription drug expenses not paid for by insurance; and
 - d. payment of all debts incurred by the parties prior to the determination of this suit.

11. Plaintiff is in need of and entitled to postseparation support retroactive to _____.

WHEREFORE, Plaintiff prays the Court as follows:

1. That the Court order Defendant to pay an appropriate amount of postseparation support to Plaintiff;
2. That the Court order Defendant to pay Plaintiff's reasonable attorney fees incurred in pursuing this claim for postseparation support;
3. That the costs of this action be taxed to Defendant; and
4. That the Court grant unto Plaintiff such other and further relief as the Court deems just and proper.

This the ____ day of _____, 20__.

NC State Bar No. _____
_____, NC _____
Telephone: (____) ____-____