

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
COUNTY OF WINNEBAGO

IN RE THE MARRIAGE OF:)
) IN CHANCERY
JOHN SMITH,)
) Plaintiff,) Case No. 2012 D _-----_
)
and)
)
SUSAN SMITH,)
) Defendant.)

VERIFIED PETITION FOR TEMPORARY RELIEF

NOW COMES the Plaintiff, JOHN SMITH, by and through his attorney, ATTORNEY XYZ, and for his Verified Petition for Temporary Relief, pursuant to 750 ILCS 5/701 of the ILLINOIS MARRIAGE AND DISSOLUTION OF MARRIAGE ACT and pursuant to 750 ILCS 60/214(b)(2) of the ILLINOIS DOMESTIC VIOLENCE ACT states as follows:

1. The Plaintiff, JOHN SMITH, has filed herein a Verified Petition for Dissolution of Marriage against the Defendant, SUSAN SMITH.
2. That upon information and belief, the Defendant will have been served with Summons and a Notice of this Petition prior to any hearing thereon.
3. The Plaintiff's premarital home is located at 1234 Somewhere Drive, Rockford, Illinois 61101, in which home the Plaintiff has resided since 1980.
4. Plaintiff and Defendant currently reside therein.
5. The continued physical and mental well-being of the Plaintiff is jeopardized by the continued occupancy of the residence by both parties because of the Defendant's continuing

SAMPLE ONLY – NOT FOR USE – CONSULT WITH AN ATTORNEY

acts, including the Defendant's verbal abuse and physical abuse of Plaintiff; all of which acts are causing the Plaintiff stress, anxiety, and sleeping problems.

6. That upon information and belief, there is a risk of future abuse against the Plaintiff by the Defendant, in that Defendant's continuing acts have caused the Plaintiff to be worried, anxious and uncomfortable, because of the verbal and physical abuse of Plaintiff by Defendant; all of which acts are causing the Plaintiff to be worried, anxious and uncomfortable.

7. That upon information and belief, the Defendant has the means to rent or buy for herself a residence to reside in.

8. That Plaintiff has requested the Defendant to move from the residence and the Defendant refuses to vacate the residence.

WHEREFORE, Plaintiff prays as follows:

A. Plaintiff prays that the Court enter an order of injunction, mandatory or restraining, granting the sole and exclusive temporary possession of said residence to the Plaintiff, evicting Defendant from such residence, and enjoining Defendant from entering thereon during the pendency of this cause.

B. That Defendant immediately, or as soon as the Court shall deem equitable following an entry of an Order by this Court, vacate said premises.

C. That any bond be waived.

D. That the Court grant Plaintiff such other and further relief as equity may require and as the Court may deem just.

JOHN SMITH, Plaintiff

SAMPLE ONLY – NOT FOR USE – CONSULT WITH AN ATTORNEY

VERIFICATION

STATE OF ILLINOIS)
) SS
COUNTY OF WINNEBAGO)

Plaintiff, JOHN SMITH, being first duly sworn, states under oath that he has personal knowledge of the facts and statements alleged in the foregoing Petition and that they are true and correct, except for those stated to be on information and belief, and those he believes to be true and correct.

JOHN SMITH, Plaintiff

Subscribed and sworn to before
me this ____ day of October, 2012.

NOTARY PUBLIC

CERTIFICATE OF ATTORNEY

Under penalties as provided by law pursuant to Supreme Court Rule 137, I have read the foregoing and that to the best of my knowledge, information and belief, it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification or reversal of existing law, and that it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation

ATTORNEY XYZ.

PREPARED BY:
ATTORNEY XYZ