

IN THE IOWA DISTRICT COURT FOR _____ COUNTY

IN RE THE MARRIAGE OF _____ AND _____

UPON THE PETITION OF

Petitioner

AND CONCERNING

Respondent

)
) NO: _____
)
)

)
) MOTION FOR WAIVER OF 90 DAY
) WAITING PERIOD
)

MOTION

We, _____, and _____, request that the Court issue an Order waiving the requirement that the parties wait 90 days from the date of filing before proceeding to a trial or hearing on this matter. This motion is supported by the grounds stated in the attached affidavit.

POINTS AND AUTHORITY

Section 598.19 of the Iowa Code allows the Court to waive the 90 day waiting period if the request is supported by an affidavit setting forth grounds of emergency or necessity and facts that satisfy the Court that immediate action is warranted to protect the rights or interests of any party or person who might be affected by a final judgment in the proceedings. An affidavit stating that a stipulated judgment has been signed by the parties is adequate grounds of necessity for immediate action under this statute.

CERTIFICATE OF DOCUMENT PREPARATION

You are required to truthfully complete this certificate regarding the document you are filing with the Court. Check all boxes and complete all blanks that apply:

___ We selected this document for ourselves and completed it without paid assistance.

___ We paid or will pay money to _____ for assistance in preparing this form.

DATED: _____, 20 ____.

Petitioner Signature

Respondent Signature

Print Name

Print Name

Address or Contact Address

Address or Contact Address