

NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. _____

_____,
Plaintiff,

v.

_____,
Defendant.

NOTICE OF DIVORCE TRIAL

☐ First ☐ Subsequent

PLEASE READ ALL INSTRUCTIONS ON THE BACK BEFORE COMPLETING THIS FORM

1. Date requested for divorce hearing: _____
2. I understand that a copy of this document must be sent to the other party: ☐ Yes ☐ No
3. Do you need an interpreter? ☐ Yes ☐ No If so, what language:

4. Does your spouse need an interpreter? ☐ Yes ☐ No If so, what language:

5. Is your spouse currently being detained? ☐ Yes ☐ No If so, what facility:

☐ **ALL PARTIES ARE HEREBY NOTIFIED THAT** the divorce hearing in this case will take place on the **date in #1 above** in:

☐ **Courtroom 9C at 10:30 a.m.**

☐ **Courtroom 4D at 2:00 p.m.**

of the **Wake County Courthouse located at 316 Fayetteville Street, Raleigh, North Carolina**. The moving party must be present in the courtroom. If the Defendant does not object to the divorce and does not wish to be heard by the judge, he or she may watch the proceedings without coming to court via WebEx at **Meeting ID# 126 101 9327**.

CERTIFICATE OF SERVICE:

I hereby certify that a copy of this **Notice of Hearing** has been served on all parties/counsel in the following manner:

☐ By depositing a copy in the US Mail in a properly addressed, postpaid envelope to: _____

☐ By hand delivery to: _____

☐ Other: _____

Date: _____

(Signature)

(Printed name)

☐ Plaintiff ☐ Defendant

☐ Attorney for Plaintiff

☐ Attorney for Defendant

PLEASE READ ALL INSTRUCTIONS BEFORE COMPLETING THE FRONT OF THIS FORM

All **uncontested** divorce trials (without request for incorporation of separation agreement) in divorce cases may be set by this notice. The Notice of Hearing filing fee is \$20.00 and is payable at time of filing.

Please note: Contested divorces and requests to incorporate a separation agreement as part of your divorce decree must be scheduled with the Family Court Office. <https://wcfcc.com>

NOTICE TO INDIVIDUALS WITHOUT ATTORNEYS:

You must follow the instructions listed below

- The earliest date your divorce hearing may be scheduled is the first FRIDAY 41 days AFTER the Summons and Complaint were served on your spouse. Please visit room 102 of the Wake County Clerk of Superior Court for available dates and to fill out and file this notice.
- If you arranged for Sheriff's service, you will need to check your court file on the public portal to be sure the sheriff's return of service appears on your file (returned summons will contain date served). If you chose a different method of service, you will need to provide proof to the Court as to when you served the Defendant. See Rule 4 Instructions for Initial Service of the Summons and Complaint on Defendant.
- Complete the appropriate portions of this Notice of Hearing and take to the Clerk's Office located on the 1st floor (room 102) of the Wake County Courthouse. This Notice must be served on your spouse at least 5 business days prior to the scheduled hearing (excluding weekends or court holidays). Service of this Notice may be made by sending it via U.S. mail in a properly addressed envelope, postpaid, to your spouse's last known address, by delivery to your spouse's attorney of record, or by hand delivery to your spouse. See Rule 5 of the North Carolina Rules of Civil Procedure.
- On the date designated in **line #1** and the selected time on the front of this form, go to **the specified courtroom (9C or 4D)** and be seated. Defendants who do not object to the proceedings and do not wish to speak to the judge may prefer to watch the hearing remotely via WebEx at **Wake Divorce Personal Meeting Room ID# 126 101 9327**.

If the person seeking the divorce would like to prepare their own **JUDGMENT FOR ABSOLUTE DIVORCE**, they may bring it with them and present it to the courtroom clerk during courtroom clerk's instructions. Otherwise, we will use our standard form order divorce judgment. At the hearing, you will be given a Certificate of Absolute Divorce (Vital Records Form) that must be completed on the date of the hearing in **Black Ink**. If you filed your divorce electronically, the system may have completed the Certificate of Absolute Divorce for you. Please print this and bring it with you or alert the clerk that there is one on your file.

If you are a Defendant appearing remotely to observe, the personal meeting room can be accessed by going to www.WebEx.com and selecting the "JOIN" tab. Type in the meeting ID number listed above in the WebEx "Join" box. Make sure your video and audio are working properly before selecting "Join the meeting." Mute your microphone until your case is called for hearing.

Please note, Employees of the Clerk's Office or the Court are PROHIBITED BY LAW from advising you regarding your legal situation.