

FILING CODE: OPPTS

Your Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email Address: \_\_\_\_\_

Self-Represented

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

\_\_\_\_\_  
Plaintiff,

vs.

\_\_\_\_\_  
Defendant.

CASE NO.: \_\_\_\_\_

DEPT: \_\_\_\_\_

DATE OF HEARING: \_\_\_\_\_

TIME OF HEARING: \_\_\_\_\_

**Optional:** If a hearing is not currently set, would you like one? ( *check one, the clerk will set a hearing if needed*)

**Yes.** Hearing Date: \_\_\_\_\_

Hearing Time: \_\_\_\_\_

**No.**

**OPPOSITION TO MOTION FOR TEMPORARY SPOUSAL SUPPORT AND/OR  
EXCLUSIVE POSSESSION AND COUNTERMOTION**

(*Your name*) \_\_\_\_\_ files this Opposition and  
Counter-motion to the motion for temporary spousal support, and/or exclusive possession of the  
marital residence.

**POINTS AND AUTHORITIES  
LEGAL ARGUMENT**

**Financial Disclosure Form (“FDF”) Certification ( *check one*)**

- I filed a FDF in the last 6 months and have no material changes to report.
- I understand that I must file my FDF within 3 days of filing this opposition to support /  
oppose a request for temporary spousal support and any other financial requests. Failure  
to file a timely, complete, and accurate FDF may result in the court ruling against me  
and/or imposing sanctions.

In a pending divorce case, the court may order one spouse to pay temporary spousal support to the other spouse. NRS 125.040. The court may also make orders affecting the property of the parties, including awarding one spouse temporary exclusive possession of the community residence. NRS 125.040 and EDCR 5.21.

**OPPOSITION & COUNTERMOTION**

**A. Opposition & Countermotion for Temporary Spousal Support**

Neither party is requesting spousal support. (*STOP. Go to Section B*)

**1. The Other Party’s Request for Spousal Support.** ( *check one*)

I agree to the other party’s request for temporary spousal support.

I do not agree with the other party’s request for temporary spousal support because:

*(explain why you are opposed to paying the amount of spousal support requested)* \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**2. My Request for Spousal Support.** ( *check one*)

I am not requesting temporary spousal support. (*STOP. Go to Section B*)

I am requesting temporary spousal support of (*amount*) \$\_\_\_\_\_ per month.

*(Complete the box below and all remaining subsections)*

My gross monthly income	\$
Spouse’s gross monthly income	\$
My age	
Spouse’s age	
Years married	

a. Describe your work history, level of education, and any additional training/education you believe is necessary to obtain your employment goals. (*explain*)\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

b. I should be granted temporary spousal support because (*explain why you need spousal support. Be specific.*) \_\_\_\_\_

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c. I believe my spouse is able to pay the requested support because (*explain*)

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d. ( *check all that apply*)

- I live with my spouse.
- My spouse and I are both paying the community debts (car payments, mortgage/rent, insurance, etc.).
- My spouse is paying the community debts.
- I am paying the community debts.

**B. Opposition & Countermotion for Exclusive Possession of the Marital Residence**

- Neither party is asking for exclusive possession of the marital residence.  
(*STOP. Go to Section C*)

**3. The Other Party's Request for Exclusive Possession of the Marital Residence.**

( *check one*)

I agree to the other party's request for exclusive possession of the marital residence.

I do not agree with the other party's request for exclusive possession of the marital residence because: (*explain why you are opposed to the request for exclusive possession of the residence*) \_\_\_\_\_

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4. **My Request for Exclusive Possession of the Marital Residence.** ( *check one*)

I am not requesting exclusive possession of the marital residence.

*(STOP. Go to Section C)*

I am requesting exclusive possession of the marital residence located at: *(address)*

\_\_\_\_\_.

The residence is	<input type="checkbox"/> owned / <input type="checkbox"/> rented / <input type="checkbox"/> leased / <input type="checkbox"/> in foreclosure.
My gross monthly income	\$ _____
My spouse's gross monthly income	\$ _____

a. ( *check one*)

We are both living in the residence.

I am living in the residence.

My spouse is living in the residence.

b. ( *check one*)

There are no domestic violence issues.

There are domestic violence issues between the parties. A TPO was issued on *(date)* \_\_\_\_\_ in case *(TPO case number)* T\_\_\_\_\_.

c. I believe it is easier for my spouse to find alternative housing because: *(explain)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

d. Other issues that affect my request for exclusive possession *(list anything else the judge should consider in deciding who should stay in the residence)*: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**C. Other Relief**

5. In addition to the relief requested above, I would like the Court to also order the following:  
*(Explain anything else that you would like the judge to order, or enter "N/A" if you do not want anything else. Be specific.)* \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I respectfully ask the Court to deny the opposing party's motion and grant me the relief requested above, including an award of attorney's fees if I am able to retain an attorney for this matter, and any other relief the Court finds appropriate.

DATED \_\_\_\_\_, 20\_\_\_\_.

Submitted By: *(your signature)* \_\_\_\_\_  
*(print your name)* \_\_\_\_\_

**DECLARATION IN SUPPORT OF OPPOSITION TO MOTION FOR TEMPORARY SPOUSAL SUPPORT AND/OR EXCLUSIVE POSSESSION & COUNTERMOTION**

I declare, under penalty of perjury:

- a. I have read the foregoing opposition, and the factual averments it contains are true and correct to the best of my knowledge, except as to those matters based on information and belief, and as to those matters, I believe them to be true. Those factual averments contained in the referenced filing are incorporated here as if set forth in full.
- b. Any Exhibit(s) in support of this Opposition will be filed separately in an Exhibit Appendix.

**I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.**

DATED \_\_\_\_\_, 20\_\_\_\_.

Submitted By: (*your signature*) \_\_\_\_\_

(*print your name*) \_\_\_\_\_