

Jefferson Combined Court, State of Colorado <u>Address: 100 Jefferson County Parkway, Golden, CO 80401</u> In re the Marriage of: _____ PETITIONER And _____ CO-PETITIONER/RESPONDENT	 <hr/> <p style="text-align: center;">△ Court Use Only △</p> <hr/> Case Number: _____ Div: _____
SPOUSAL/PARTNER MAINTENANCE ADVISEMENT PURSUANT TO C.R.S. §14-10-114	

The Colorado Legislature has formulated advisory guidelines for spousal/partner maintenance which may apply in cases where parties have been married at least three (3) years and have combined gross annual income of \$360,000 or less. However, before maintenance could or would be granted to either party, the Court is required to consider a variety of factors, including but not limited to:

- financial resources of the parties, including need and ability to pay
- distribution of marital property
- actual or potential income produced from separate or marital property
- reasonable lifestyle and financial needs established during the marriage
- income, employment and employability of the parties
- historical earnings of the parties
- duration of the marriage
- reasonable ability to independently meet one's own reasonable needs
- age and health status of each party
- need and duration of education for lower earning party
- amount of temporary maintenance and number of months paid, if any
- significant economic or non-economic contributions to the marriage
- any and all other relevant factors

This Advisement is required even if you want to waive maintenance or if you have been married less than 3 years. You may either complete the manual calculation on the second page of this advisement **OR** you may complete a Colorado Maintenance Worksheet and attach the worksheet to this form.

The Maintenance Worksheet can be obtained in one of the following ways:

- (1) You can download the calculator at:
http://www.courts.state.co.us/Forms/Forms_List.cfm?Form_Type_ID=94
- (2) The Family Court Facilitator will assist the parties in completing this worksheet at the scheduled status conference.
- (3) You may visit our Self-Help Center located on the first floor in suite 1050 between the hours of 8:00 AM – 4:00PM. (There are a few occasions when the Self-Help Center is closed due to meetings and/or trainings).

<u>Column1</u>			80	38.33%	31	134	47.33%	63	188	50.00%	94
Months of Marriage			81	38.50%	31	135	47.50%	64	189	50.00%	95
			82	38.67%	32	136	47.67%	65	190	50.00%	95
<u>Column 2</u>			83	38.83%	32	137	47.83%	66	191	50.00%	96
Percentage			84	39.00%	33	138	48.00%	66	192	50.00%	96
			85	39.17%	33	139	48.17%	67	193	50.00%	97
<u>Column3</u>			86	39.33%	34	140	48.33%	68	194	50.00%	97
Guideline Term			87	39.50%	34	141	48.50%	68	195	50.00%	98
			88	39.67%	35	142	48.67%	69	196	50.00%	98
			89	39.83%	35	143	48.83%	70	197	50.00%	99
<u>1</u>	<u>2</u>	<u>3</u>	90	40.00%	36	144	49.00%	71	198	50.00%	99
36	31.00%	11	91	40.17%	37	145	49.17%	71	199	50.00%	100
37	31.17%	12	92	40.33%	37	146	49.33%	72	200	50.00%	100
38	31.33%	12	93	40.50%	38	147	49.50%	73	201	50.00%	101
39	31.50%	12	94	40.67%	38	148	49.67%	74	202	50.00%	101
40	31.67%	13	95	40.83%	39	149	49.83%	74	203	50.00%	102
41	31.83%	13	96	41.00%	39	150	50.00%	75	204	50.00%	102
42	32.00%	13	97	41.17%	40	151	50.00%	76	205	50.00%	103
43	32.17%	14	98	41.33%	41	152	50.00%	76	206	50.00%	103
44	32.33%	14	99	41.50%	41	153	50.00%	77	207	50.00%	104
45	32.50%	15	100	41.67%	42	154	50.00%	77	208	50.00%	104
46	32.67%	15	101	41.83%	42	155	50.00%	78	209	50.00%	105
47	32.83%	15	102	42.00%	43	156	50.00%	78	210	50.00%	105
48	33.00%	16	103	42.17%	43	157	50.00%	79	211	50.00%	106
49	33.17%	16	104	42.33%	44	158	50.00%	79	212	50.00%	106
50	33.33%	17	105	42.50%	45	159	50.00%	80	213	50.00%	107
51	33.50%	17	106	42.67%	45	160	50.00%	80	214	50.00%	107
52	33.67%	18	107	42.83%	46	161	50.00%	81	215	50.00%	108
53	33.83%	18	108	43.00%	46	162	50.00%	81	216	50.00%	108
54	34.00%	18	109	43.17%	47	163	50.00%	82	217	50.00%	109
55	34.17%	19	110	43.33%	48	164	50.00%	82	218	50.00%	109
56	34.33%	19	111	43.50%	48	165	50.00%	83	219	50.00%	110
57	34.50%	20	112	43.67%	49	166	50.00%	83	220	50.00%	110
58	34.67%	20	113	43.83%	50	167	50.00%	84	221	50.00%	111
59	34.83%	21	114	44.00%	50	168	50.00%	84	222	50.00%	111
60	35.00%	21	115	44.17%	51	169	50.00%	85	223	50.00%	112
61	35.17%	21	116	44.33%	51	170	50.00%	85	224	50.00%	112
62	35.33%	22	117	44.50%	52	171	50.00%	86	225	50.00%	113
63	35.50%	22	118	44.67%	53	172	50.00%	86	226	50.00%	113
64	35.67%	23	119	44.83%	53	173	50.00%	87	227	50.00%	114
65	35.83%	23	120	45.00%	54	174	50.00%	87	228	50.00%	114
66	36.00%	24	121	45.17%	55	175	50.00%	88	229	50.00%	115
67	36.17%	24	122	45.33%	55	176	50.00%	88	230	50.00%	115
68	36.33%	25	123	45.50%	56	177	50.00%	89	231	50.00%	116
69	36.50%	25	124	45.67%	57	178	50.00%	89	232	50.00%	116
70	36.67%	26	125	45.83%	57	179	50.00%	90	233	50.00%	117
71	36.83%	26	126	46.00%	58	180	50.00%	90	234	50.00%	117
72	37.00%	27	127	46.17%	59	181	50.00%	91	235	50.00%	118
73	37.17%	27	128	46.33%	59	182	50.00%	91	236	50.00%	118
74	37.33%	28	129	46.50%	60	183	50.00%	92	237	50.00%	119
75	37.50%	28	130	46.67%	61	184	50.00%	92	238	50.00%	119
76	37.67%	29	131	46.83%	61	185	50.00%	93	239	50.00%	120
77	37.83%	29	132	47.00%	62	186	50.00%	93	240	50.00%	120
78	38.00%	30	133	47.17%	63	187	50.00%	94			
79	38.17%	30									

ADVISORY MAINTENANCE CALCULATIONS:

The calculation set forth in C.R.S. §14-10-114 subtracts 50% of the gross monthly income of the lower-earning spouse from 40% of the gross monthly income of the higher-earning spouse (capped at 40% of the combined gross monthly income of the parties), factored by the duration of the marriage in full months.

\$ _____ Gross monthly income of Petitioner
 \$ _____ Gross monthly income of Co-Petitioner/Respondent

A: 40% of **highest gross monthly** income equals \$ _____
 B: 50% of **lowest gross monthly** income equals \$ _____

C: A minus B equals \$ _____

D: 40% of both parties' combined gross incomes \$ _____
 E: Gross income of **lower-income** party \$ _____
F: D minus E equals \$ _____

To determine the number of months, please see attached table.

Length of marriage in full months _____ Percentage _____ %

Guideline Term of Maintenance _____ months.

(G)

These advisory guidelines DO NOT create any presumption that maintenance will be ordered, or the amount or duration of any maintenance award. **Absent an agreement of the parties, the Court retains full discretion to determine the award of maintenance, if any.**

This is an Advisement and you acknowledge that you are aware of C.R.S. §14-10-114 and, before consideration of the factors set forth on the first page of this Advisement, that the advisory statutory formula would suggest a maintenance award which the Court could award of:

\$ _____ per month for _____ months to _____
(smaller \$ amount: C or F) **(G)** (name of lower earning party)

By signing below you are not agreeing to pay the amount determined by the calculation; you are acknowledging that you have reviewed the above guideline.

Petitioner date

Co-Petitioner/Respondent date