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LEAVHAM & WYNN PLC
Two North Camelback Mountain Skyscape
Suite 4500
Phoenix, AZ 85016

Anne A. Attorney
Attorney for Petitioner/Wife

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

IN RE THE MARRIAGE OF:

Case No. FC2018-99448603

JANE DOE,

Petitioner,

and

JOHN DOE,

Respondent.

MOTION FOR TEMPORARY ORDERS

Assigned to the Honorable Fred E. Fairness

NOW COMES Petitioner, by and through undersigned counsel, and hereby moves this Court for Temporary Orders pursuant to Rule 47, Arizona Rules of Family Law Procedure, and based on the following allegations of fact:

1. Petitioner filed her underlying *Petition for Dissolution of Non-Covenant Marriage (with Minor Children)* on November 11, 2018. It is incorporated by reference.
2. The parties were married for eighteen years before Petitioner filed for dissolution.
3. During that time, Petitioner primarily cared for the children and did not maintain employment.
4. Consequently, Petitioner is unable to independently support herself and requires immediate financial assistance from Respondent.

1 5. Respondent owns and operates a lucrative business. Based on
2 information and belief, Respondent earns approximately \$200,000 through a
3 combination of salary and distributions/draws.

4 6. Petitioner believes Respondent also uses the business as an intermediary
5 to pay many of his personal expenses, such as automobile payments.

6 7. Petitioner's affidavit of financial information has been filed with the Court
7 under separate cover.

8 8. Respondent should be ordered to pay spousal maintenance in an amount
9 no less than \$3,500 per month, *pendente lite*, until further order of the Court.

10 9. The parties have three minor children whose names and information have
11 been provided on the sensitive data sheet.

12 10. Petitioner asks the Court to establish child support pursuant to the Arizona
13 Child Support Guidelines and her proposed worksheet has been filed under separate
14 cover.

15 11. As a victim of a history of significant domestic violence, Petitioner should
16 be awarded sole legal decision-making.

17 12. Petitioner should be designated as the children's primary residential
18 parent and Respondent's parenting time should be determined pursuant to the best
19 interests of the children.

20 13. Petitioner has insufficient resources to afford adequate representation in
21 this matter.

22 14. Because this matter involves legal decision-making and parenting time,
23 Petitioner requests interim attorney's fees in the amount of \$10,000, pursuant to A.R.S.
24 §§ 25-403.08 and/or 25-324.

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WHEREFORE, Petitioner respectfully requests the Court order the following relief:

- A. An Order to require Respondent to pay to Petitioner temporary spousal maintenance in the amount of \$3,500 per month;
- B. An Order to require Respondent to pay to Petitioner child support pursuant to the Arizona Child Support Guidelines;
- C. Award Petitioner sole legal decision-making;
- D. Designate Petitioner as the children’s primary residential parent and award Respondent parenting time in accordance with the children’s best interests;
- E. An Order to require Respondent to pay to Petitioner an amount of \$10,000 for interim attorney’s fees; and
- F. Any other relief this Court deems just and appropriate

RESPECTFULLY SUBMITTED this 4th day of January, 2019.

/s/ Anne A. Turney

Anne A. Turney
Attorney for Petitioner

SAMPLE MOTION FOR
TEMPORARY ORDERS

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1 ORIGINAL of the foregoing filed
this same date with:

2
3 The Clerk of the Court
Maricopa County Superior Court

4 COPIES of the foregoing e-delivered*/mailed via USPS**
this same date to:

5
6 The Honorable Fred E. Fairness*
Judge of the Superior Court

7 Shay D. Billings*/**
8 Ditcher Quick Lee & Hyde LLP
20th - 25th Floors
9 Phoenix, AZ 85016
Attorneys for Respondent

10 By: /s/ Legal Assistant

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