



**WOODRUFF**  
FAMILY LAW GROUP

**Attorney – Client Privilege**

**Client:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Alimony and Post Separation Support Defense Questionnaire**

If you are a client who wants to avoid an order for alimony or post separation support being entered against you, please answer the following questions by checking any applicable boxes. Leave boxes blank if they do not apply. Use the space following each question to explain the circumstances surrounding your answer. Attach additional sheets as necessary.

These questions reflect factors that the Court may take into consideration when determining whether your spouse is entitled to support.

**1. Did you or your spouse do any of the following:**

	YOU	SPOUSE
a. engage in illicit sexual behavior?	<input type="checkbox"/>	<input type="checkbox"/>
b. cause a separation through criminal activity?	<input type="checkbox"/>	<input type="checkbox"/>
c. abandon the other spouse (by moving out of your home)?	<input type="checkbox"/>	<input type="checkbox"/>
d. constructively abandon the other spouse (withdrawal of love, affection, companionship, sex)?	<input type="checkbox"/>	<input type="checkbox"/>
e. force the other spouse out of the house?	<input type="checkbox"/>	<input type="checkbox"/>

- |    |   |                          |                          |
|----|---|--------------------------|--------------------------|
| f. | endanger or treat the other spouse cruelly?<br>(Include patterns of cruelty and single events.) | <input type="checkbox"/> | <input type="checkbox"/> |
| g. | render the condition of the other spouse intolerable<br>through indignities (mental cruelties)? | <input type="checkbox"/> | <input type="checkbox"/> |
| h. | spend income of either party recklessly,<br>waste or conceal assets, or destroy property?       | <input type="checkbox"/> | <input type="checkbox"/> |
| i. | use alcohol in a manner that rendered the<br>the life of the other spouse intolerable?          | <input type="checkbox"/> | <input type="checkbox"/> |
| j. | use drugs in a manner that rendered<br>the life of the other spouse intolerable?                | <input type="checkbox"/> | <input type="checkbox"/> |
| k. | fail to provide necessary subsistence according to<br>the means of the family?                  | <input type="checkbox"/> | <input type="checkbox"/> |

2. Was your spouse substantially dependent upon you for maintenance and support during the marriage? (**yes** or **no**)(please circle the one that applies)

Generally describe what expenses you usually paid from your earnings, and what was paid from you spouse's earnings. (Attach additional sheets as needed.)

3. Are you now aiding in the maintenance and support of your spouse? (**yes** or **no**)(please circle the one that applies)

If you believe your spouse may seek alimony, please complete the following questionnaire. The questions reflect factors that affect the amount and duration of alimony according to the North Carolina Statutes.

1. In your opinion, will the length of your marriage affect the amount and duration of the support that your spouse requests? (Yes or No). Why?

2. If you indicated above that your spouse engaged in marital misconduct, was that behavior recent? (Marital misconduct includes illicit sexual behavior, cruel behavior, reckless spending of marital assets, excessive alcohol use, refusal to purchase necessities, etc.)

3. Please describe any of your physical and emotional conditions that should affect the amount or duration of support granted.

4. Please describe your spouse's physical and emotional conditions.

5. Please describe the earning capacities of both your spouse and yourself. Base your answer on current *and* past jobs, training, education, etc.

6. Did you assist your spouse financially, or with necessary tasks (childcare or housekeeping for example), while he/she was in school or job training? Please explain.

7. If the care of a minor child will affect your ability to support yourself, please explain how this applies to your case.

8. Will your spouse's standard of living, as established during the marriage, be significantly changed if support is not granted?

9. What homemaking activities did you engage in during the marriage?

a. Was your spouse a homemaker?

10. What level of education have you attained?
  - a. What level of education did your spouse attain?
  - b. Will your spouse need to train before starting a new job?
11. Please describe the monthly payments made by you and your spouse on debts, including legal obligations of support (ie. payments to previous spouses or children).
12. Was property gained prior to marriage contributed to the marriage?
13. Please explain any monthly financial needs that are not apparent from the budget affidavit.
14. Are there any other factors that will affect your economic situation?