

SUMMONS - Dissolution
IN THE CIRCUIT COURT OF THE TWENTY-SECOND JUDICIAL CIRCUIT
McHENRY COUNTY, ILLINOIS

Petitioner

vs.

Case Number

Respondent

SUMMONS
ILLINOIS MARRIAGE AND DISSOLUTION OF MARRIAGE ACT

To each Defendant:

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance in the office of the Clerk of this court, McHenry County Government Center, 2200 N. Seminary Avenue, Woodstock, Illinois, within 30 days after service of this summons, not counting the day of service. **IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT. AFTER FILING YOUR APPEARANCE YOU SHALL MAIL A COPY OF THE APPEARANCE TO THE PLAINTIFF OR, IF PLAINTIFF IS REPRESENTED BY AN ATTORNEY, TO THE PLAINTIFF'S ATTORNEY AT THE ADDRESS BELOW.**

YOU ARE FURTHER NOTIFIED THAT A DISSOLUTION ACTION STAY IS IN FULL FORCE AND EFFECT UPON SERVICE OF THIS SUMMONS. THE CONDITIONS OF THE STAY, AS SET FORTH BY STATUTE (750 ILCS 5/501.1), HAVE BEEN PRINTED ON PAGE 2 OF THE DEFENDANT'S COPY OF THE SUMMONS.

E-filing is now mandatory for documents in civil cases with limited exemptions. To e-file, you must first create an account with an e-filing service provider. Visit <http://efile.illinoiscourts.gov/service-providers.htm> to learn more and to select a service provider. If you need additional help or have trouble e-filing, visit <http://www.illinoiscourts.gov/FAQ/gethelp.asp>.

To the Officer:

This summons must be returned by the Officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. **This summons may not be served later than 30 days after its date.**



WITNESS Clerk of the Twenty-Second Judicial Circuit,
and the seal thereof, at Woodstock, Illinois.

Dated _____ 20____

Clerk of the Circuit Court

Plaintiff's attorney or plaintiff if he is not represented by an attorney

Name _____

ARDC No. _____

Address _____

City, State Zip _____

Telephone _____

Email _____

NOTE: The filing of an appearance or answer with the Circuit Court Clerk requires a statutory filing fee, payable at the time of filing.

Date of service _____ 20____

(To be inserted by officer on copy left with defendant or other Person)

NOTICE PURSUANT TO ILLINOIS SUPREME COURT RULE 101(e)

**ON SERVICE OF THIS SUMMONS, A DISSOLUTION ACTION STAY SHALL BE IN EFFECT,
RESTRAINING BOTH PARTIES AS PROVIDED BY STATUTE**

750 ILCS 5/501.1(a) of the Illinois Marriage and Dissolution of Marriage Act includes the following:

Dissolution action stay

- a) Upon service of a summons and petition or praecipe filed under the Illinois Marriage and Dissolution of Marriage Act or upon the filing of the respondent's appearance in the proceeding, whichever first occurs, a dissolution action stay shall be in effect against both parties and their agents and employees, without bond or further notice, until a final judgment is entered, the proceeding is dismissed, or until further order of the court:
 - (1) This provision declared unconstitutional by the Illinois Supreme Court (#75132; Carrie Messenger v. Jim Edgar, et al.)
 - (2) restraining both parties from physically abusing, harassing, intimidating, striking or interfering with the personal liberty of the other party or the minor children of either party; and
 - (3) restraining both parties from removing any minor child of either party from the State of Illinois or from concealing any such child from the other party without the consent of the other party or an order of the court.

The restraint provided in this subsection (a) does not operate to make unavailable any of the remedies provided in the Illinois Domestic Violence Act of 1986.

**ANY PERSON WHO FAILS TO OBEY A DISSOLUTION ACTION STAY
MAY BE SUBJECT TO PUNISHMENT FOR CONTEMPT.**

SHERIFF'S FEES

Service and return \$ _____

Miles _____ \$ _____

Total Sheriff's Fees \$ _____

Sheriff of _____ County

I CERTIFY THAT I SERVED THIS SUMMONS ON DEFENDANTS AS FOLLOWS:

(a) INDIVIDUAL DEFENDANTS – PERSONAL:

The officer or other person making service, shall (a) identify as to sex, race and approximate age of the defendant with whom he left the summons, and (b) state the place where (whenever possible in terms of an exact street address) and the date and time of the day when the summons was left with the defendant.

(b) INDIVIDUAL DEFENDANTS – ABODE:

By leaving a copy of the summons and a copy of the complaint at the usual place of abode of each individual defendant with a person of his family, of the age of 13 years and upwards, informing that person of the contents of the summons. The officer or other person making service, shall (a) identify as to sex, race and approximate age of the person, other than the defendant, with whom he left the summons, and (b) state the place where (whenever possible in terms of an exact street address) and the date and time of day when the summons was left with such person.

and also by sending a copy of the summons and of the complaint in a sealed envelope with postage fully pre-paid, addressed to each individual defendant at his usual place of abode, as follows:

Name of Defendant	Mailing Address	Date of Mailing
_____	_____	_____
_____	_____	_____
_____	_____	_____

(c) CORPORATION DEFENDANTS:

By leaving a copy of the summons and a copy of the complaint with the registered agent, officer or agent of each defendant corporation, as follows:

Defendant Corporation	Registered Agent, Officer or Agent	Date of Service
_____	_____	_____
_____	_____	_____
_____	_____	_____

(d) OTHER SERVICE

_____, Sheriff of _____ County

By: _____, Deputy