

DEPARTMENT OF CHILDREN, YOUTH & FAMILIES
TOTAL PAID
RECEIPT NUMBER 2767

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Attorneys for Petitioner

7 IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA

8 IN AND FOR THE COUNTY OF MARICOPA

9 In Re the Marriage of:

Case No. **DR95-90900**

10 SUSAN H. SELL,

11 Petitioner,

12 and

13 RONALD J. SELL,

14 Respondent.

PETITION FOR DISSOLUTION
OF MARRIAGE

(With Children)

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16
17 Petitioner, SUSAN H. SELL, by and through her undersigned
18 counsel, Maria P. Stein of STEIN and STEIN, P.C., hereby states and
19 alleges as follows:

20 1. Petitioner is 39 years of age, her residential
21 address is 2494 North El Dorado Circle, Chandler, Arizona 85224.
22 Petitioner is a homemaker.

23 2. Respondent is 38 years of age and his residential
24 address is 2494 North El Dorado Circle, Chandler, Arizona 85224.
25 Respondent's occupation is a physician.

26 3. The parties hereto were married on or about August
27 11, 1979 in Greenville, Pennsylvania, and ever since that date have
28 been and are now husband and wife.

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4. Respondent is not pregnant.

5. Respondent is not in the military service of the United States of America.

6. The marriage between the parties is irretrievably broken and there is no reasonable prospect for reconciliation. The conciliation provisions of A.R.S. § 25-381.09 et seq. either do not apply or have been met.

7. Petitioner and Respondent have been residents of Maricopa County, Arizona, for more than ninety (90) days prior to the filing of this Petition.

8. The parties have four minor children common to the parties, namely: RYAN P. SELL, born June 4, 1986, KARALYNE SELL, born June 4, 1986, ADAM SELL, born November 15, 1987 and BENJAMIN SELL, born September 4, 1990.

9. The Court has jurisdiction under A.R.S. § 9-403 to decide child custody matters because the minor children are domiciled in Arizona and Arizona is the "home state" of the minor children.

10. Petitioner should be awarded sole custody of the minor children. Respondent should have reasonable visitation with the children pursuant to the visitation guidelines provided in the Maricopa County Domestic Relations Handbook.

11. Respondent should pay a reasonable amount as and for child support consistent with the Arizona Child Support Guidelines and A.R.S. §25-320. The amount of child support should be modified as each child turns eighteen (18) years of age, and if a child reaches the age of majority while the child is attending high

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1 school, child support should continue to be provided during the
2 period which the child is actually attending high school. A Wage
3 Assignment for such amount should issue.

4
5 12. Respondent should pay for and maintain medical and
6 dental insurance for the minor children and should pay One Hundred
7 Percent (100%) of all medical and dental expenses for the minor
8 children.

9
10 13. The parties should file joint federal and state
11 income tax returns for the year of 1994 and they should share
12 equally in the receipt of any refunds and the payment of any
13 obligation owed.

14
15 14. Petitioner is without sufficient funds for her
16 support and is temporarily unable to obtain appropriate employment.
17 Respondent is in control of the bulk of the community assets, is
18 earning sufficient sums of money from his employment and receiving
19 sufficient sums of money from investments and should be ordered to
20 pay a reasonable sum as and for spousal maintenance.

21
22 15. Respondent should maintain Petitioner as an
23 irrevocable beneficiary on a life insurance policy on Respondent's
24 life in sums sufficient to cover any remaining sums owed as spousal
25 maintenance and child support for so long as spousal maintenance
26 and child support are owed.

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28 16. Petitioner should be awarded the family residence at
29 2494 North El Dorado Circle, Chandler, Arizona 85224.

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31 17. During the marriage, the parties have acquired other
32 joint, common, and community property all of which the Court should
33 equitably divide. During the marriage, the parties have also

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1 incurred joint, common, and community liabilities which the Court
2 should equitably divide.

3 18. Petitioner has certain property acquired prior to
4 the marriage and/or during the marriage, as a result of gift or
5 inheritance, which should be affirmed as her sole and separate
6 property.

7 19. Any personal property, including funds or bank
8 accounts, which were acquired or established for the minor children
9 of the parties, should remain the property of the respective
10 children and should not be commingled with assets of either
11 parties.

12 20. Petitioner is without sufficient financial resources
13 to pay for her attorney's fees (other than her initial retainer
14 fee) and court costs, accountant's fees and appraisal fees.
15 Respondent should be ordered to pay a reasonable amount as
16 contribution to these costs.

17 21. The parties have not entered into an oral agreement.

18 WHEREFORE, Petitioner prays that this Court will enter
19 the following Orders:

20 1. Enter a Decree of Dissolution of Marriage.

21 2. Awarding to the Petitioner sole custody of the minor
22 children of this marriage subject to Petitioner's reasonable
23 visitation rights pursuant to the visitation guidelines provided in
24 the Maricopa County Domestic Relations Handbook.

25 3. Requiring Respondent to pay a reasonable amount as
26 and for child support consistent with the Arizona Child Support
27 Guidelines and A.R.S. §25-320. A Wage Assignment for such amount
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should issue.

4. Requiring Respondent to pay for and maintain medical and dental insurance for the minor children and that Respondent should pay One Hundred Percent (100%) of all uninsured medical and dental expenses for the minor children.

5. Ordering the parties to file joint federal and state income tax returns for the year of 1994 and they should share equally in the receipt of any refunds and the payment of any obligation owed.

6. Requiring Respondent to pay a reasonable sum as and for spousal maintenance.

7. Requiring Respondent to maintain Petitioner as an irrevocable beneficiary on a life insurance policy on Respondent's life in sums sufficient to cover remaining sums owed as spousal maintenance and child support for so long as spousal maintenance and child support are owed.

8. Ordering the payment of community debts and the equitable division of community property of the parties as set forth herein above.

9. Ordering that Respondent be ordered to pay a reasonable amount as contribution to the costs of Petitioner's attorney's fees (other than her initial retainer fee), and court costs, accountant's fees and appraisal fees.

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10. Granting such additional relief as the Court deems
is just and proper.

RESPECTFULLY SUBMITTED this 14th day of February, 1958.

STEIN and STEIN, P.C.
Attorneys-at-Law

By Maria P. Stein
Maria P. Stein

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2 VERIFICATION AND AFFIDAVIT

3
4 STATE OF ARIZONA)
5 County of Maricopa) ss:

6 I, SUSAN H. SELL, Petitioner in the foregoing matter,
7 have read the foregoing Petition for Dissolution of Marriage and
8 know the matters set forth therein to be true to the best of my
9 knowledge, except those matters alleged upon information and belief
10 and, as to such matters, they are believed to be true.

11 DATED this 10th day of February, 1995.

12 Susan H. Sell
13 Affiant

14 SUBSCRIBED AND SWORN to before me this 10th day of
15 February, 1995.

16
17 Maria P. Steen
18 Notary Public

19 My Commission Expires:
20 My Commission Expires Sept. 20, 1999

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