

THE TRIAL COURT
PROBATE AND FAMILY COURT DEPARTMENT

16

ESSEX, SS.

NO. 04D1906-DVI

ROBERT P. NICKSE
PLAINTIFF

V.

JANE C. DANIEL
DEFENDANT

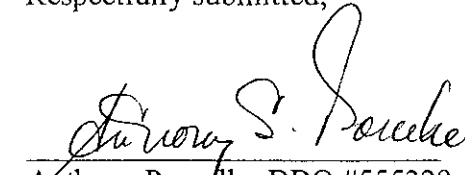
**MOTION TO CONVERT DIVORCE PROCEEDING TO A JOINT PETITION
PURSUANT TO M.G.L. 208 SEC. 1A.**

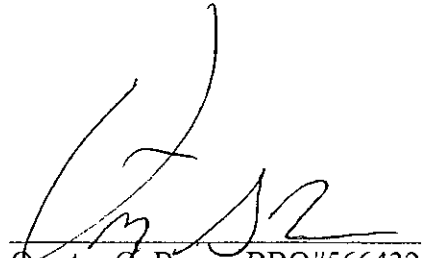
Now comes the Parties in this action and respectfully request that this convert the contested divorce petition filed in this action to a joint petition pursuant to M.G.L. 208 sec. 1a and as grounds in support thereof state the following:

1. This action is currently proceeding as a contest action for divorce pursuant to M.G.L. c. 208 sec. 1b.
2. A Separation Agreement, Affidavit of Irretrievable Breakdown of the Marriage and the Joint Petition for Divorce Under M.G.L. c. 208, sec. 1A have all been executed by the parties after extensive negotiations in which both parties were represented by counsel.
3. The parties have reviewed the Separation Agreement with their counsel, understand its provisions and are satisfied that it is fair and reasonable. Said separation makes an equitable division of the marital estate.

For all the foregoing reasons, petitioners ask this court to grant their motion to proceed with their divorce pursuant to an M.G.L. c. 208 sec. 1A Joint Petition.

Respectfully submitted,


Anthony Porcello, BBO #555329
Porcello Law Offices
234 Main St.
Gloucester, MA 10930


Orestes G. Brown, BBO#566432
Brown & Brown, LCC
7 Summer Street
Manchester, MA 01944