

THE LEGAL PATH TO DIVORCE

The legal transition to divorce can be as simple or as complicated as the marriage that preceded it. But basically, there are two types - contested and uncontested. Uncontested divorces, in which one spouse does not participate, are the simplest ones. Contested divorces are far more common and are exactly what the word implies. Both spouses negotiate with one another or through a mediator or through attorneys to reach a settlement. The legal process is more complicated in contested divorces because the system is designed to strongly encourage settlement between the parties without the case being decided by a judge. And the courts have an obligation to see to it that the interests of both parties and their children are represented.

