

**APPENDIX TO *USCIS POLICY UPDATES FOR SPECIAL
IMMIGRANT JUVENILES* PRACTICE ADVISORY**

- 1. Sample guardianship predicate order, Lake County,
Illinois**
- 2. Sample divorce predicate order, Cook County, Illinois**

X Other:

The Court finds that the effort to contact the father made in the
El Salvador guardianship serves as sufficient notice.

Dated at Waukegan, Illinois this _____ day
of _____, 20____.

Enter:

Donna-Jo R. Vorderstrasse

Judge

Prepared by:

Name: _____

Attorney for: Petitioners

Address: _____

City/State/Zip: Waukegan, IL, 60085

Telephone: _____

ARDC: _____

E-mail for service:

3. At the time of filing this Petition, [redacted] resided in Lima, Cortes, Honduras.
4. The Parties were lawfully married on [redacted] 1998. The marriage took place and was registered in San Pedro Sula, Cortes, Honduras. Thereafter, the parties resided together until on or about January 2005.
5. One child was born to the parties during this marriage, namely [redacted] who is a resident of Cook County, Illinois, is 17 years of age, was born on [redacted] is currently unmarried.
6. No additional children were born to, or adopted by, the parties and the Petitioner is not currently pregnant. The home state of the minor is the State of Illinois.
7. On August 5, 2015, [redacted] a filed her Petition for Dissolution of Marriage.
8. On September 29, 2016, [redacted] signed a waiver of service.
9. The Petitioner is 38 years of age. She is currently employed as a cleaner, in Chicago, and receives approximately \$12,000 per year. She resides at [redacted] Chicago, IL 60659.
10. The Respondent is 37 years of age. He is currently employed as a taxi driver in La Lima, Honduras and receives an unknown amount per year. He resides in La Lima, Honduras.
11. Petitioner, by competent evidence, has established that the parties are separated and have lived separate and apart for a continuous period in excess of two years.
12. Irreconcilable differences have caused the irretrievable breakdown of the marriage. The parties' efforts at reconciliation have failed and future attempts at reconciliation would be impracticable and not in the best interest of the family.
13. The marital property has been previously and satisfactorily divided between the parties.
14. Both parties are in possession of their own non-marital property.

15. The parties have no marital debts.
16. [redacted] currently resides with [redacted] and [redacted] does not exercise any regular visitation or parenting time with her.
17. [redacted] is a fit and proper person to have exclusive parental decision making and responsibilities and primary placement of the child.
18. The Respondent is able-bodied, capable of self-support, and well-able to contribute to the child's support.
19. [redacted] father resides out of the country and, despite his obligation, is unavailable to care for her due to his neglect, abuse, and abandonment of her.
20. Reunification is not viable with her father and it is not in the best interest for [redacted] to return to her parents' country of nationality or residence since her father has abandoned her and left all responsibilities of her care to the Petitioner.
21. [redacted] has lived with her mother since April of 2014.
22. [redacted] has not been in contact with her father since January 2015.
23. [redacted] father did not provide her with any financial assistance, adequate food, clothing, shelter, and education while she lived in Honduras.
24. [redacted] witnessed her father hit her mother and heard her father call her mother derogatory names.
25. [redacted] received threats from gang members while she lived in Honduras.
26. [redacted] has not lived with her father since January of 2005.
27. [redacted] has acclimated well to living with her mother, the Petitioner since April 2014.

THEREFORE, by virtue of the Statutes of the State of Illinois, and on motion of the Petitioner, it is the Judgement of the Court, and

IT IS HEREBY ORDERED THAT:

- A. [redacted] is hereby found to be in default.
- B. The bonds of matrimony heretofore existing between the Petitioner, [redacted] and the Respondent, [redacted] be dissolved and the marriage is accordingly dissolved as to both parties.
- C. [redacted] is forever barred and foreclosed from spousal maintenance, homestead, and from any all other rights, claims, or demands whatsoever in and to the property of the other now owned or hereafter acquired.
- D. The issue of spousal maintenance for [redacted] is hereby barred.
- E. [redacted] is a fit and proper person to have exclusive parental decision making and responsibilities, along with primary residential placement, of the minor child (what previously was called custody and control of the parties' minor child):
[redacted] born on [redacted]
- F. Parenting time between [redacted] and the minor is hereby reserved.
- G. The issue of child support and contribution to child related expenses is hereby reserved.
- H. This Court shall retain jurisdiction of this cause until the terms of this judgement have been fully complied with in all respect.
- I. Parties are awarded all property in their respective names, possession, and control.
- J. Parties are responsible for all debts in their own names and shall hold the other harmless relative to any such debts.

K. Illinois is the home state under UCCJEA relative to minor,

ENTERED this 10th day of January, 2017.

Raul Vega #1863

JUDGE

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