

Requirements for Getting Divorced in California

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In order to get divorced in California, there are several requirements and procedures that must be followed. First, at least one of the parties to the marriage must have been a resident of California for at least 6 months before the date of filing. At least one of the parties must also be a resident of the county in which a proceeding is filed for at least 3 months prior to filing the petition for divorce.

California is a no-fault divorce state, meaning a spouse does not have to allege fault on the part of the other spouse in order to get a divorce. Since a California divorce does not require a showing of fault, most couples simply allege that irreconcilable differences have caused the marriage to break down.

Another valid basis for requesting a divorce in California is incurable insanity. A plaintiff must demonstrate sufficient proof, including competent medical and psychiatric testimony that the respondent spouse was and is incurably insane. Dissolving a marriage on grounds of incurable insanity does not relieve the spouse of any obligation imposed by law as a result of the marriage regarding the insane spouse, so it is possible a court could issue an order for spousal support for the insane spouse.

At the [Law Offices of Judy L. Burger](#), we will aggressively pursue the best outcome possible for you in your divorce or custody proceedings. [Judy L. Burger](#) is known for her tenacious representation of clients in high conflict cases in and around the San Francisco Bay and Sacramento areas. If you are a parent facing a divorce or custody dispute, call us today to learn more about how we can help. Call (415)293-8314 in the San Francisco Bay area or (916)631-1935 in the Sacramento area, or contact us online via our [confidential inquiry form](#).