



# STATE OF RHODE ISLAND

## FAMILY COURT

### SUMMONS – COMPLAINT FOR DIVORCE OR DIVORCE FROM BED AND BOARD - REMOTE

	<b>Civil Action File Number</b> P20233105	<b>Case Type</b> Nominal Divorce Complaint
<b>Plaintiff</b> Margarita M. Amparo v. <b>Defendant</b> Nelson F. Amparo-Astacio	<b>Attorney for the Plaintiff</b> EDWARD P. NOLAN, Jr.  <b>Address of the Plaintiff's Attorney or the Plaintiff</b> 999 WESTMINSTER STREET PROVIDENCE RI 02903	
J. Joseph Garrahy Judicial Complex Providence/Bristol County One Dorrance Plaza Providence RI 02903 *(401) 458-3200	<b>Address of the Defendant's Attorney or the Defendant</b> 27 Febrero #5 Haty Mayor Dominican Republic	

**TO THE ABOVE-NAMED DEFENDANT:**

You are hereby summoned and required to serve upon the Plaintiff, if self-represented, or the Plaintiff's attorney, whose name and address appear above, an answer to the complaint which is herewith served upon you. **Under the Rhode Island Family Court Rules of Domestic Relations Procedure, your answer must be in writing and filed with the court within twenty (20) days after service of this summons, complaint, and all other required documents.** A copy of your answer should also be forwarded to the Plaintiff, if self-represented, or the Plaintiff's attorney. Failure to answer may result in a judgment by default against you for the relief requested in the complaint. Under the Family Court Rules of Domestic Relations Procedure, your answer must state as a counterclaim any related claim you may have against the Plaintiff. Failure to do so may prohibit you from making such claim in any other action.

**Further, you are hereby summoned and ordered to appear remotely by video before the court on the dates and at the times listed below by accessing the hearings as indicated below.** If you do not have access to an electronic device to appear remotely by video, please contact the clerk's office at the telephone number listed above. **If you fail to appear, court orders may be entered against you for the relief demanded in the attached complaint or motion.**

HEARING AND ORDERS	APPEARANCE DATE	TIME
<input type="checkbox"/> Motion Hearing		
<input type="checkbox"/> Nominal Hearing	10/16/23	10:30
<input type="checkbox"/> NOTICE OF AUTOMATIC ORDERS ATTACHED		
<input type="checkbox"/> APPLICABLE IF CHECKED – <b>MOTION</b> You are also notified that a hearing on the attached motion will be held at the time, date, and place shown above. Court orders may be entered as a result of that hearing that may affect your person or property.		
<input type="checkbox"/> APPLICABLE IF CHECKED – <b>EX PARTE ORDER</b> You are notified that the court has already issued orders pending the hearing as set forth in the attached Ex Parte Order.		
<b>ACCESS INFORMATION FOR HEARINGS</b>		
For Remote Hearing Access:	<a href="https://ricourts.webex.com/meet/garrahy5z">https://ricourts.webex.com/meet/garrahy5z</a>	
This Summons was generated on 9/14/2023.	/s/ Ronald J. Pagliarini Administrator/Clerk	

If you need language assistance, please contact the Office of Court Interpreters at (401) 222-8710 or by email at [interpreterfeedback@courts.ri.gov](mailto:interpreterfeedback@courts.ri.gov) before your court appearance.

\* If an accommodation for a disability is necessary, please contact the Family Court Clerk's Office at the telephone number listed in the court location above as soon as possible. TTY users can contact the Family Court through Rhode Island Relay at 7-1-1 or 1-800-745-5555 (TTY) to voice number.

Witness the seal/watermark of the Family Court



**STATE OF RHODE ISLAND**

**FAMILY COURT**

**PROOF OF SERVICE**

Margarita M. Amparo, **Plaintiff**  
v.

Nelson F. Amparo-Astacio, **Defendant**

**Civil Action File Number**  
P20233105

**PROOF OF SERVICE**

I hereby certify that on the date below I served a copy of this summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the above-named Defendant by delivering or leaving said papers in the following manner:

With the Defendant personally.

By alternate service as ordered by the court:

\_\_\_\_\_  
\_\_\_\_\_

I was unable to make service after the following reasonable attempts \_\_\_\_\_

SERVICE DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_  
Month Day Year

SERVICE FEE \$ \_\_\_\_\_

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature \_\_\_\_\_

State of \_\_\_\_\_

County of \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned notary public, personally appeared \_\_\_\_\_  personally known to me or  who proved to me through satisfactory evidence of identification, which was \_\_\_\_\_, to be the person who signed above in my presence, and who swore or affirmed to me that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: \_\_\_\_\_

My commission expires: \_\_\_\_\_

Notary identification number: \_\_\_\_\_



# STATE OF RHODE ISLAND

## FAMILY COURT

**Civil Action File Number**

P20233105

**Case Type**

Nominal Divorce Complaint

### **NOTICE OF AUTOMATIC COURT ORDERS**

The following automatic orders shall apply to both parties to a complaint for dissolution of marriage, legal separation, annulment, custody, or visitation. The automatic orders shall be effective with regard to the Plaintiff upon signing of a complaint and with regard to the Defendant upon service of the Summons, complaint, Language Assistance Notice, and all other required documents or upon waiver and acceptance of service. The following orders shall remain in place during the pendency of the action, unless modified, terminated, or amended by further order of the court upon motion of either of the parties. An automatic order shall not apply insofar as a prior, contradictory order has entered.

1. Neither party shall sell, transfer, encumber, conceal, assign, remove, or in any way dispose of, without the consent of the other party in writing, or without an order of the court, any property, individually or jointly held by parties, except in the usual course of business or for customary and usual household expenses or for reasonable attorneys' fees in connection with this action.
2. Neither party shall incur any unreasonable debts, including but not limited to, further borrowing against any credit line secured by the family residence, further encumbering any assets, or unreasonably using credit cards or cash advances against credit or bank cards.
3. Neither party shall permanently remove the minor child or children from the state of Rhode Island, without the written consent of the other party or any order of the court.
4. Neither party shall cause the other party or the children of the marriage to be removed from any medical, hospital, and/or dental insurance coverage, and each party shall maintain the existing medical, hospital, and dental insurance coverage in full force and effect.
5. Neither party shall change the beneficiaries of any existing life insurance policies, and each party shall maintain the existing life insurance, automobile insurance, and homeowner's or renter's insurance policies in full force and effect.
6. If the parties are living together on the date of service of these orders, neither party may deny the other party use of the current primary residence of the parties, whether it be owned or rented property, without court order. This provision shall not apply if there is a prior contradictory court order.
7. If the parties share a child or children, a party vacating the family residence shall notify the other party or the other party's attorney in writing, within forty-eight (48) hours of such move, of an address where the relocated party can receive communication. This provision shall not apply if there is a prior, contradictory court order.
8. If the parents of the child or children live apart during the dissolution proceeding, they shall assist their child or children in having contact with both parties, which is consistent with the habits of the family, personally, by telephone, and in writing unless there is a prior court order.

**BY ORDER OF THE COURT**

**/S/ MICHAEL B. FORTE**  
**CHIEF JUDGE**

Failure to obey these orders may be punishable by contempt of court. If you wish to modify these orders, you must file an appropriate motion with the Family Court Domestic Relations Office in the county where the action is pending. Service of automatic orders shall be made with service of process of a complaint for dissolution of marriage, legal separation, annulment, custody, or visitation.