

Form 6
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT

_____ Division Docket No. _____

DOMESTIC RELATIONS SUMMONS

_____ Plaintiff

v.

_____ Defendant

To the above-named Defendant:

You are hereby summoned and required to serve upon _____
_____ plaintiff's attorney whose address is _____
_____ a copy of your answer to the complaint for _____
(type of action)

which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, the Court will proceed to the hearing and adjudication of this action. You are also required to file your answer to the complaint in the office of the Register of this Court at _____ either before service upon plaintiff's attorney or within a reasonable time thereafter.

Witness _____ Esquire, First Justice of said Court
at _____
_____, 20____
Register of Probate

ACCEPTANCE OF SERVICE

I, _____, the above-named Defendant hereby accept service of this summons and understand that judgment may be rendered against me in accordance with the complaint a copy of which I have received this day.

Signature of Defendant

_____ Division Date: _____

Then personally appeared the above-named _____
who made oath that the foregoing acceptance was his free act and deed.

Signature of Notary Public _____

Print Name _____

My Commission Expires: _____

Form 6 (continued)
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT

_____ Division

Docket No. _____

PROOF OF SERVICE

I hereby certify and return that on _____, 20____, I served a copy of the within summons, together with a copy of the complaint in this action upon the within-named defendant in the following manner, _____

*in the presence of _____ of _____
who identified said defendant (italics applicable to Divorce Complaint only.)*

Date

Signed under the pains and penalties of perjury.

Date of Service _____

Signature of officer or other server.

AFFIDAVIT OF IDENTIFYING WITNESS (APPLICABLE IN DIVORCE ACTION ONLY)

I, _____, of _____
hereby certify that I personally know the defendant named herein, that the defendant is the spouse of the plaintiff and was served with a copy of this summons together with a copy of the complaint for divorce in my presence on _____ 20____ at _____

(street and number)

(city or town)

(state)

Date

Signed under the pains and penalties of perjury.

**PROOF OF SERVICE OF DISINTERESTED SERVER WHO IS ALSO
IDENTIFYING WITNESS
(APPLICABLE IN DIVORCE ACTIONS ONLY)**

I, _____, of _____
hereby certify that I personally know the defendant named herein, that the defendant is the spouse of the plaintiff and was served by me with a copy of this summons together with a copy of complaint for divorce on _____ 20____ at _____

(street and number)

(city or town)

(state)

Date

Signed under the pains and penalties of perjury.

Note: The signature of the defendant must be notarized by a disinterested notary or justice of the peace who is neither associated in business with or employed by the plaintiff or his attorney.

Note: Service of process must comply with Massachusetts Rules of Domestic Relations Procedure Rule 407 as well as Massachusetts Rules of Domestic Relations Procedure Rule 4.