

MODEL DBO ORDER

IN THE CIRCUIT COURT OF \_\_\_\_\_ COUNTY, MISSOURI

In re the Marriage of:

And \_\_\_\_\_ )  
\_\_\_\_\_ ) Case No. \_\_\_\_\_  
\_\_\_\_\_ )  
\_\_\_\_\_ )

UNIVERSITY OF MISSOURI RETIREMENT, DISABILITY AND DEATH BENEFIT PLAN  
DIVISION OF BENEFITS ORDER

Whereas \_\_\_\_\_ and \_\_\_\_\_  
are parties to an action for dissolution of marriage, in which a final judgment, decree, order or  
approval of a property settlement has been entered as of \_\_\_\_\_, 20\_\_; and

Whereas \_\_\_\_\_ (Petitioner/Respondent) has accumulated vested  
pension benefits in the University of Missouri Retirement, Disability and Death Benefit Plan  
(hereafter referred to as "the Plan"); and

Whereas the parties acknowledge and agree that a portion of \_\_\_\_\_ ("Petitioner's/  
Respondent's) entitlement to pension benefits accrued and was accumulated during the marriage  
and constitutes marital property subject to division by a court of competent jurisdiction under the  
terms of the Plan.

IT IS HEREBY ORDERED AS FOLLOWS:

1. Definitions. For purposes of this Division of Benefits Order, the following  
definitions shall apply:

(a) The term "Member" means \_\_\_\_\_, the party with vested pension  
benefits in the Plan.

(b) The term "Alternate Payee" means \_\_\_\_\_, the former spouse of the  
Member, who by virtue of this Division of Benefits Order may receive a portion of the Member's  
vested pension benefits in the Plan.

2. The name, last known mailing address, date of birth and last four of the social security number of the Member is:\_\_\_\_\_.

3. The name, last known mailing address, date of birth and last four of the social security number of the Alternate Payee is: \_\_\_\_\_.

4. This Division of Benefits Order applies to the Plan and is to be submitted to:  
University of Missouri System  
Office of Human Resources  
ATTN: Retirement Programs  
1105 Carrie Francke Drive  
Old Alumni Center – Suite 108  
Columbia, MO 65211

5. The Plan shall pay directly to the Alternate Payee \_\_\_\_\_% of the earned benefit accrued during the marriage otherwise payable to the Member under the Plan, calculated as of the date of dissolution of the marriage.

6. The date of the marriage was\_\_\_\_\_. The date of dissolution of the marriage is\_\_\_\_\_. A certified copy of the Order, Judgment or Decree of Dissolution of the Marriage is attached hereto, or has been provided to the Plan.

7. Any pension benefit increases after the date of dissolution of the marriage attributable to formula increases, increased average compensation, additional years of service or any other type of pension benefit increase, including cost of living increases, shall inure solely to the benefit of the Member.

8. The Alternate Payee's right to benefits pursuant to this Order shall be fixed as of the date of this Order, unless another order by a court of competent jurisdiction affecting both parties specifically modifies this Order.

9. If the Member elects early retirement, payments to the Member and the Alternate Payee shall be adjusted proportionately in accordance with the Plan.

10. Payments to the Alternate Payee under this Order shall be made by the Plan only at the same time and under the same conditions as payments of the balance of the benefits to the

Member.

11. If the Member dies prior to retirement, the Alternate Payee shall have no right to receive any benefits from the Plan. If the Member dies after retirement, the Alternate Payee's right to any benefit payments under this Order shall cease upon the Member's death. If the Alternate Payee dies before the Member, whether before or after the Member's retirement, the Alternate Payee's right to benefit payments under this Order shall cease at their death. In such event, the Member's retirement benefit shall revert to the amount the Member would have received had this Order not been recognized by the Plan.

12. The right of the Alternate Payee to receive benefit payments under this Order may not be assigned and is not subject to legal process.

13. This Order does not require the Plan to provide any form or type of benefit not selected by the Member.

14. This Order does not require the Plan to provide increased benefits, determined on the basis of actuarial value.

15. This Order does not require the payment of benefits to the Alternate Payee which are required to be paid to another Alternate Payee under another Division of Benefits Order.

16. This Order does not require the division of the Member's benefits in a manner determined by the Plan's actuary to be actuarially unsound.

17. The Court shall retain jurisdiction to amend this Order for purposes of establishing or maintaining its form as a Division of Benefits Order acceptable to the Plan.

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DATE

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JUDGE

Approved as to form:

\_\_\_\_\_  
DATE

\_\_\_\_\_  
ATTORNEY FOR PETITIONER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
ATTORNEY FOR RESPONDENT

\_\_\_\_\_  
DATE

\_\_\_\_\_  
UNIVERSITY OF MISSOURI PLAN ADMINISTRATOR

UM final acceptance for processing:

\_\_\_\_\_  
DATE

\_\_\_\_\_  
UNIVERSITY OF MISSOURI PLAN REPRESENTATIVE