



**THE ROMAN CATHOLIC CHURCH  
DIOCESE OF TUCSON  
OFFICE OF THE TRIBUNAL**

**APPLICATION FOR *SANATIO- IN-RADICE***

CAN. 1161

§1. The radical sanation of an invalid marriage is its convalidation without the renewal of consent, which is granted by competent authority and entails the dispensation from an impediment, if there is one, and from canonical form, if it was not observed, and the retroactivity of canonical effects.

§2. Convalidation occurs at the moment of the granting of the favor. Retroactivity, however, is understood to extend to the moment of the celebration of the marriage unless other provision is expressly made.

§3. A radical sanation is not to be granted unless it is probable that the parties wish to persevere in conjugal life.

**PERSONAL INFORMATION REGARDING THE PARTIES TO THE MARRIAGE BEING SANATED**

| PETITIONING PARTY | OTHER PARTY TO MARRIAGE                  |  |
|-------------------|--|--|
|                   | FULL PRESENT NAME                        |  |
|                   | MAIDEN NAME                              |  |
|                   | DATE OF BIRTH                            |  |
|                   | PLACE OF BIRTH<br>(CITY, STATE, COUNTRY) |  |
|                   | DENOMINATION OF BAPTISM                  |  |
|                   | NAME OF CHURCH OF BAPTISM                |  |
|                   | ADDRESS OF CHURCH OF<br>BAPTISM          |  |
|                   | DATE OF BAPTISM                          |  |
|                   | RELIGION AT TIME OF MARRIAGE             |  |
|                   | PRESENT RELIGION                         |  |
|                   | NUMBER OF PREVIOUS<br>MARRIAGES          |  |
|                   | WORK PHONE                               |  |
|                   | CELL PHONE                               |  |

COMMON INFORMATION

|  |  |
|--|--|
| CURRENT PHYSICAL ADDRESS<br>(NO PO BOX)      |  |
| MAILING ADDRESS<br>(IF DIFFERENT THAN ABOVE) |  |
| HOME PHONE                                   |  |

INFORMATION REGARDING THE MARRIAGE BEING SANATED

|   |                   |             |
|---|-------------------|-------------|
| DATE OF MARRIAGE  |                   |             |
| NAME OF CHURCH OR PLACE OF MARRIAGE   |                   |             |
| ADDRESS OF CHURCH OR PLACE OF MARRIAGE  |                   |             |
| NAME/TYPE OF MINISTER OF MARRIAGE   |                   |             |
| NAME AND DATE OF BIRTH OF CHILDREN BORN OF THIS UNION                                   |                   |             |
| AGE OF THE PARTIES AT THE TIME OF MARRIAGE  | PETITIONING PARTY | OTHER PARTY |
| HAS THE CONSENT TO THIS MARRIAGE BEEN REVOKED AT ANY TIME BY EITHER PARTY? <sup>1</sup> | PETITIONING PARTY | OTHER PARTY |
| ARE BOTH PARTIES AWARE OF THIS REQUEST?   | PETITIONING PARTY | OTHER PARTY |

PLEASE ANSWER THE FOLLOWING QUESTIONS AS FULL AS POSSIBLE:

WHY THE MARRIAGE WAS NOT ORIGINALLY CELEBRATED IN THE CATHOLIC CHURCH?

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<sup>1</sup> If the original consent has been revoked or changed by either party, please add an explanatory note. Sanatio in radice presumes that the consent still continues (cf. canon 1107)

WERE THERE ANY IMPEDIMENTS TO THE MARRIAGE THAT HAVE NOW CEASED? (E.G. PRIOR MARRIAGE THAT HAS BEEN DECLARED NULL; PRIOR SPOUSE HAS DIED, DISPENSATION FROM SACRED BOND OF HOLY ORDERS OR RELIGIOUS LIFE, ETC ...)²

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ARE THERE ANY PRESENT IMPEDIMENTS THAT NEED TO BE DISPENSED?

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DO BOTH PARTIES UNDERSTAND AND ACCEPT THE CATHOLIC TEACHING REGARDING MARRIAGE INDISSOLUBILITY, FIDELITY, AND CHILDREN? IF NO, PLEASE EXPLAIN

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WHAT ARE THE REASONS THAT A REQUEST FOR A SANATIO IN RADICE IS BEING MADE RATHER THAN CONVALIDATING THE MARRIAGE BY MEANS OF A SIMPLE CONVALIDATION?

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² A sanatio in radice is reserved to the Apostolic See if there is an impediment whose dispensation is reserved to the Apostolic See according to the norm of can. 1078, §2, (impediment of Sacred Order or Perpetual Vow of Chastity, Impediment of Crime) or if it concerns an impediment of natural law or divine positive law which has now ceased (prior spouse died after the present marriage was entered into) Cf canon 1165, §2.

IF ONE OF THE PARTIES TO THE MARRIAGE IS NON-CATHOLIC:

IS THE CATHOLIC PARTY WILLING AND READY TO REMOVE ALL DANGERS OF FALLING AWAY FROM THE CATHOLIC CHURCH AND PROMISE TO DO ALL IN HIS/HER POWER TO HAVE THE CHILDREN BORN OF THE MARRIAGE BAPTIZED AND BROUGHT UP IN THE CATHOLIC CHURCH? IF NO, PLEASE EXPLAIN.

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HAS THE NON-CATHOLIC PARTY BEEN INFORMED OF THE PROMISES WHICH THE CATHOLIC PARTY HAS MADE AND IS COGNIZANT OF THE OBLIGATIONS OF THE CATHOLIC PARTY? IF NOT, PLEASE EXPLAIN.

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**SOLEMN OATH**

I (WE) SWEAR BEFORE GOD THAT IN THE TESTIMONY GIVEN ABOVE WHICH I HAVE READ AND FOUND TO CORRECT, I (WE) HAVE TOLD THE TRUTH, THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH; AND THAT WITH THE GRACE OF GOD I WILL FULFILL THE PROMISES MADE HEREIN. SO HELP ME GOD AND THESE HOLY GOSPELS WHICH I TOUCH WITH MY HAND.

\_\_\_\_\_  
PETITIONING PARTY'S SIGNATURE

\_\_\_\_\_  
OTHER PARTY'S SIGNATURE (IF POSSIBLE)

SWORN AND SUBSCRIBED IN MY PRESENCE

DATE \_\_\_\_\_

PARISH \_\_\_\_\_

NAME

PASTOR/DELEGATE PRINTED NAME

\_\_\_\_\_  
CITY, STATE

\_\_\_\_\_  
PASTOR/DELEGATE SIGNATURE

DOCUMENTS TO BE INCLUDED: BAPTISMAL CERTIFICATE OF BOTH PARTIES WITH THE PROPER ANNOTATIONS FOR THE CATHOLIC PARTY; WEDDING LICENSE/CERTIFICATE; AFFIDAVIT OF FREEDOM TO ENTER MARRIAGE; LETTER FROM PASTOR/DELEGATE IN SUPPORT OF THIS PETITION.