

[SAMPLE DOCUMENT]

IN THE COURT OF _____ COUNTY, (STATE) CIVIL ACTION-LAW.

No. _____

Plaintiff,

vs.

Defendant.

QUALIFIED DOMESTIC RELATIONS ORDER

AND NOW, THIS _____ day of _____, it appears to the Court as follows:

1. The parties hereto were husband and wife, seek this Order in conjunction with a final decree of dissolution of marriage dated _____ in that action pending in this Court at the above number.
2. (*Annuitant's name*) (Social Security no. _____), hereinafter referred to as "Defendant" or "Annuitant", is a participant, through his employment, in Teachers Insurance and Annuity Association-College Retirement Equities Fund (TIAA-CREF).
3. (*Annuitant's*) current and last known mailing address is _____
_____.
4. (*Annuity Partner's name*), date of birth is _____, (Social Security no. _____) hereinafter referred to as "Plaintiff or Alternate Payee" has a current and last known mailing address of _____
_____ and a daytime phone number of _____.
5. The Court has jurisdiction of this action pursuant to (*State*) Revised Code _____.
6. Defendant and Plaintiff have entered into a Decree of Divorce to settle all issues of real and personal property rights and the past and future support and maintenance of Plaintiff other than issues relating to the parties' interests in TIAA-CREF.

7. Defendant and Plaintiff wish to settle all issues relating to their interests in TIAA-CREF.
8. In (*month, year*), the Annuitant had irrevocably elected (*income option selected*) for TIAA Contract No. _____ and CREF Certificate No. _____.
This option for monthly payments for life, the last payment to be made at the death of the Survivor. If both Annuitant and Spouse die before the end of the guaranteed period, (*date of last payment*), (*beneficiaries*) are Designated Beneficiaries for any death benefits due under these contracts.
9. Effective (*month, day, year*), Annuitant seeks to have the Plaintiff substituted as Alternate Payee for ___% of the Immediate Annuity benefits paid to him/her during life under Immediate Annuity Contract Nos. _____ and _____. Should the Alternate Payee survive the Annuitant, then the Alternate Payee would be entitled to 100% of the death benefit available at that time. Should the Alternate Payee predecease the Annuitant, then payment of all benefits would revert to the Annuitant.

WHEREFORE, it is hereby ordered:

1. That (*Annuity Partner*) as Alternate Payee is entitled to the benefits due under the subject annuity contract.
2. TIAA-CREF is hereby directed to issue checks to the Alternate Payee, if it receives the appropriate releases from the parties.
3. This Order:
 1. Does not require any Plan to provide any type or form of benefit, or any option, not otherwise provided under the Plan, and
 2. does not require TIAA-CREF to provide increased benefits, and

3. does not require the payment of benefits to an Alternate Payee which are required to be paid to another Alternate Payee under another Order previously determined to be a Qualified Domestic Relations Order..

Honorable