

The Order of the Court is stated below:

Dated: May 07, 2026
12:07:56 PM

/s/ MARLA SNOW
District Court Commissioner



Dated: May 15, 2026
02:57:00 PM

/s/ TONY F GRAF JR
District Court Judge



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Petitioner's Attorney

IN THE FOURTH JUDICIAL DISTRICT COURT,
UTAH COUNTY, STATE OF UTAH
137 N Freedom Blvd., Provo, UT 84604

IN THE MATTER OF THE MARRIAGE
OF

PABON-AGUDELO, Omar Yesid
Petitioner/Father

and

GARAVITO-AGUILAR, Diana
Carolina
Respondent/Mother

**ORDER ON PETITIONER'S
VERIFIED MOTION TO
ENFORCE AND SANCTIONS**

Case No. 244401458

Judge. Hon. TONY F GRAF JR

Commissioner SNOW, MARLA

This matter came before the Court on April 16, 2026, at 9:00 a.m., on
Petitioner's Motion to Enforce and Sanctions. Petitioner, PABON-AGUDELO,
Omar Yesid, appeared in person, with counsel Carolina Duvanced.
Respondent, GARAVITO-AGUILAR, Diana Carolina, appeared in person pro se.
The Court, having reviewed the pleadings, declarations, and other evidence
submitted, heard argument of counsel, and being duly advised in the
premises, hereby enters the following:

THE COURT FINDS

1. There is a valid Order of which Respondent had notice and knowledge.

2. Respondent had the ability to comply with the Order.
3. Respondent's failure to pay is a willful disregard of the Order. Zero payment is not due diligence toward compliance. *See Kessimakis v. Kessimakis*, 580 P.2d 1090.
4. As to the uninsured medical expenses, the Court finds by clear and convincing evidence that Respondent is in contempt of court for failure to pay her one-half share of the uninsured medical expenses. Respondent's share of the amount already paid by Petitioner under the payment arrangement is \$313.50.
5. As to child support, the Court finds pursuant to Utah Code § 78B-6-316, that Respondent is in contempt of court for failure to pay child support since August 2025. Respondent has made zero (0) child support payments. The total judgment for unpaid child support from August 2025 through March 2026 is \$4,544. The fact that Respondent voluntarily chose to enroll in school or start a business does not excuse nonpayment of child support.
6. Petitioner has substantially prevailed. The Court makes a finding that attorney fees and costs are warranted. An hourly rate of \$250 is reasonable for Petitioner's counsel in a family law matter in the State of Utah.

THE COURT ORDERS

7. Judgment is entered against Respondent in the amount of \$313.50 for Respondent's share of unpaid medical expenses.

8. Respondent shall reimburse Petitioner \$313.50 within forty-five (45) days of the date of this Order, paid directly to Petitioner.

9. Commencing May 10, 2026, and on the 10th day of each month thereafter, Respondent shall pay Petitioner \$104.50 (one-half of the \$209 medical monthly payment arrangement) until the remaining balance is paid in full.

10. Sanctions of five (5) days incarceration and a \$500 fine are imposed and STAYED. Respondent may purge these sanctions by:

a. Paying Petitioner \$313.50 within forty-five (45) days of the date of this Order; AND

b. Paying Petitioner \$104.50 by the 10th of each month commencing May 10, 2026, until the balance is paid in full.

11. Once Respondent has paid the \$313.50 within 45 days, that portion of the sanctions is purged. Once all monthly installments of \$104.50 are paid in full, the remaining sanctions are purged.

12. Judgment is entered against Respondent in the amount of \$4,544 for unpaid child support from August 2025 through March 2026.

13. Respondent shall pay child support in full each and every month and shall pay something toward the judgment of \$4,544.

14. All payments shall be made through the Office of Recovery Services (ORS). Respondent shall contact ORS within fourteen (14) days of the date of this Order to establish a payment arrangement on the arrears.

15. Sanctions of five (5) days incarceration are imposed and STAYED.

Respondent may purge these sanctions by paying child support in full each and every month and making monthly payments toward the judgment of \$4,544.

16. Attorney fees and costs are awarded to Petitioner. Petitioner's counsel shall prepare and submit an Affidavit of Attorney Fees and Costs through the entry of this Order.

17. This matter is set for a review hearing in approximately August 2026, to be scheduled by the clerk, to review Respondent's compliance with this Order.

18. Petitioner and Petitioner's counsel may appear at the review hearing by WebEx.

19. Respondent SHALL APPEAR IN PERSON at the review hearing. If Respondent has not complied with this Order, the Court may order Respondent to serve a portion of the ten (10) days of incarceration.

*****Signature of the Court appears at the top of the first page*****

Approved as to form:

/s/

DIANA GARAVITO

Respondent

NOTICE TO PARTIES

PLEASE TAKE NOTICE that the undersigned, attorney for Petitioner,

will submit the foregoing proposed document to the Court for signature upon the expiration of seven (7) days from the date of this Notice, unless a written objection is filed before that deadline, pursuant to Utah Rule of Civil Procedure 7(j).

Dated this April 21, 2026

/s/ Carolina Duvanced
CAROLINA DUVANCED
Attorney for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that I am a member of and/or employed by the law firm of Duvanced Law, 2696 N University Ave, Ste 240, Provo, Utah 84604 and that in said capacity and pursuant to Rule 5(b), Utah Rules of Civil Procedure, a true and correct copy of the foregoing document was served upon the following on April 21, 2026:

Diana Carolina Garavito
dcdgaravitoa@gmail.com
Respondent

Email

/s/ Carolina Duvanced