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**IN THE FOURTH JUDICIAL DISTRICT COURT IN AND FOR
UTAH COUNTY, STATE OF UTAH**
137 North Freedom Blvd., Provo, Utah 84601

IN THE MATTER OF THE
MARRIAGE OF:

SYDNEY ERICCA BURNSIDE,

Petitioner,

and

JACOB CAREY BURNSIDE,

Respondent.

DECREE OF DIVORCE

Case No.: 254403327
Judge: Christine Johnson
Commissioner: Marian Ito

This matter comes before the Court pursuant to the parties' Stipulation, dated April 3, 2026. Sydney Ericca Burnside ("Sydney"), Petitioner, was represented by her attorney, Ron D. Wilkinson, and Jacob Carey Burnside ("Jake" or "Jacob"), Respondent, was represented by Frank D. Mylar. Based upon the Stipulation, the Court having issues its Findings of Fact and Conclusions of law, and for good cause appearing, the Court, hereby, ORDERS, ADJUDGES, AND DECREES:

1.1Custody/Parent time. The parties are, hereby, awarded joint physical custody of their minor children. Parent-time with the children shall be at reasonable times and places as the parties may agree. If the parties cannot agree, the parties' reasonable rights of parent time shall be defined as follows:

Wee k	Monda y	Tuesda y	Wednes day	Thursd ay	Friday	Saturd ay	Sunda y
1	DAD	DAD	DAD	DAD	MOM	MOM	MOM
2	MOM	MOM	MOM	MOM	DAD	DAD	DAD

- a. The parties shall have 50/50 parent-time with exchange on Friday to school or 9 a.m. if school is not in session.
- b. The children who are 14 years old or older are involved in activities and other things. Thus, a child over 14 years of age shall be able to choose his/her parent-time schedule and the parents shall be supportive of his/her decision. Both parents shall encourage him/her to spend time with both parents.
- c. During the summer, each party shall be entitled to two weeks of uninterrupted parent time with the minor children. In odd-numbered years, Jake shall have the first choice of his two-week period, while in even-numbered years, Sydney shall have the first choice. Neither party shall schedule their uninterrupted summer parent time during the other party's holidays awarded to them herein.

d. The party with the first choice for summer uninterrupted parent time shall notify the other party, in writing, of their selection by April 1st of that year. If that party fails to provide written notice by April 1st, the other party may select their two (2) weeks of uninterrupted parent time and submit written notice. The party with the second choice for summer uninterrupted parent time shall notify, in writing, their selection by May 1st of that year.

2.Education. The children shall attend their current and matriculating school, unless otherwise agreed upon. Father shall be able to pick up the children to ensure school attendance on Mother's time. Both parents shall do homework with the children and shall make the children's education a priority.

3.Legal Custody/Parenting Plan. The parties are, hereby, awarded joint legal custody of the minor children. The parties shall adopt the following limited provisions of the Advisory Guidelines, Utah Code Ann. § 81-9-202, as a parenting plan, which is filed in good faith:

a. Information shall be available as follows:

i. Each parent shall have direct access to communicate with all doctors, clinics, school nurses, counselors, and other healthcare providers regarding the health and welfare of the children.

- ii.** Each parent shall have direct access to all educational and extracurricular records and the right to communicate with teachers, administrators, coaches, and other providers involved in the children's academic and extracurricular activities regarding their education and activities.
- iii.** Each parent shall make efforts to learn independently of all organized events in the children's lives that permit parental and family participation. These include activities such as church functions, athletic events, recitals, school programs, etc.
- iv.** Each parent shall have access directly to all medical information, including medical records, and shall be notified immediately by the other parent, through a third party, in the event of a medical emergency involving a minor child.
- v.** When traveling with the minor children, the parties shall give all information required by Utah Code Ann. § 81-9-202(19), to wit: 1) an itinerary of travel dates; 2) destinations; 3) places where the children or traveling parent can be reached; and 4) the name and telephone

number of an available third person who would be knowledgeable of the children's location.

b. The parties shall abide by the following decision-making procedures.

i. The parent with whom the children are residing at the time shall make day-to-day decisions regarding the care, control, and discipline of the minor children, so long as it is not mentally, verbally, emotionally, educationally, or physically abusive or neglectful.

ii. The major decisions concerning their children's general welfare, education, discretionary medical treatment, and religious training shall be mutually agreed to by both parties. In the event, the parties do not mutually agree regarding the children, the parties shall first seek the advice of an expert in the field. If they cannot come to an agreement, the parties shall mediate before court intervention.

c. The parties shall follow these additional parenting plan provisions:

i. The parties shall make reasonable efforts to be effective co-parents. They shall support each other as

parents and specifically support the teaching of values to the parties' minor children.

ii. Both parents shall agree, in writing, to any changes to previously scheduled parent time.

iii. Each parent shall give special consideration to making the children available to attend family functions, including funerals, weddings, family reunions, religious holidays, meaningful ceremonies, and other significant events in the children's or parent's life that may inadvertently conflict with the parent time schedule.

iv. Each parent shall have first option to provide care for the child over any other third party if the parent responsible for the child is not available overnight during their custodial time and the other parent is personally available and willing to provide the care and the transportation.

v. The parties shall each share equally in reasonable child-related expenses, including school lunches, school fees, extracurricular activity fees, cell phones, auto insurance (if the child has a car), and the purchase of a vehicle when the child is able to drive, among other child-related expenses.

4. Holiday Parent Time. Parent time for holidays shall be governed by Utah Code Ann.

§ 81-9-303 with the following modifications:

- a. Veterans Day, Juneteenth, and Columbus Day shall not be considered holidays for the purpose of Holiday Parent Time.

Even Years	Odd Years	Holiday and Time
Mother	Father	Martin Luther King Jr. Holiday after school on the Friday before holiday to Tuesday morning with the exchange at school
Father	Mother	President's Day after school on the Friday before holiday to Tuesday morning with the exchange at school
Mother	Father	Spring Break after school on the day school lets out to the day school resumes with the exchange at school
Father	Mother	Memorial Day after school on the Friday before holiday to Tuesday morning with the exchange at school
Mother	Father	July 4th 9 a.m. the day before holiday to the day after at 6 p.m.
Father	Mother	July 24th 9 a.m. the day before holiday to the day after at 6 p.m.
Mother	Father	Labor Day after school on the Friday before holiday to Tuesday morning with the exchange at school
Mother	Father	Fall Break after school on the day school lets out to the day school resumes with the exchange at school
Father	Mother	Halloween after school to 9 p.m. or if school is not in session 4 p.m. to 9 p.m.
Father	Mother	Thanksgiving after school on the day school lets out to the day school resumes with the exchange at school
Mother	Father	First Half of Winter Break beginning after school the day school lets out until December 27 at 7 p.m.
Father	Mother	Second Half of Winter Break , beginning December 27 at 7 p.m. and ending the day school resumes with the exchange at school
Mother	Father	The day after child's birthday from after school or 9 a.m. if school is not in session until the next morning with the exchange at school or 9 a.m. if school is not in session
Father	Mother	Child's actual birthday from after school or 9 a.m. if school is not in session until the next morning with the exchange at school or 9 a.m. if school is not in session

Father	Father	Father's Day the day before the holiday at 6 p.m. to the day after at 9 a.m.
Mother	Mother	Mother's Day the day before the holiday at 6 p.m. to the day after with the exchange at school

5. Relocation of a Parent. If a parent relocates more than one hundred and fifty (150) miles from their current address, notice shall be provided sixty (60) days prior to relocation, pursuant to Utah Code Ann. § 81-9-209, and the Court retains jurisdiction to determine if relocation is in the best interests of the minor children.

6. Mutual Restraining Orders. The parties shall abide by the following mutual restraining orders:

- a. Both parties are, hereby, mutually restrained from harassing and threatening the other party. The parties shall refrain from making derogatory or disparaging comments about the other party in the presence of the children. Both parties shall be mutually restrained from allowing third parties to do what they themselves are prohibited from doing under this paragraph. The parties shall have an affirmative duty to use their best efforts to prevent third parties from such violations or shall remove the minor children from such circumstances.
- b. The parties shall not relay messages to each other through the minor children.

c. Neither party shall use the other's likeness or post about the other party on any form of social media unless prior written approval has been given by the other party to post about them.

Neither party shall make negative posts or comments or post other information about the opposing party on social media.

d. Neither party shall communicate with the other party's place of employment to disparage the other party and/or attempt to have the other party lose their job.

7. Therapy. P.J.B. shall attend therapy until released by the therapist or mutually agreed upon by the parties. The other two children may get therapy, at their option. Each party shall pay one-half of the therapy bill directly to the therapist. If payment to the provider is not possible, the party incurring the out-of-pocket costs shall submit to the other party verification of the incurred expense, such as a receipt or an invoice, within thirty (30) days of payment or receiving the same and shall be reimbursed by the other party within thirty (30) days of receiving the verification of incurred expenses. The parties shall follow the recommendations of the child's therapist.

8. Curbside Transportation for the Children. The parties shall utilize school-to-school exchanges when school is in session. If school to school exchanges are not possible because school is not in session, the receiving parent shall provide the transportation from the other parent's residence unless otherwise mutually agreed upon. If the exchange occurs at the

residence, the parties shall have a curbside exchange. As long as Mother lives in the Marital home, Father shall provide all transportation curbside. Father may wait inside the vehicle for the children to come out, but shall remain in a position where he can make physical contact with the vehicle at any time. Mother shall remain in a position where she can touch the front door at all times during the exchange.

9. Child Support. Child support shall be awarded in excess of the Child Support Guidelines of the State of Utah, with Father being imputed \$3,750 and Mother being imputed \$1,250. Mother has 183 overnights and Father has 182 overnights. Father shall pay the deviated child support follows:

3	Children (3)	\$1000
2	Children (2)	\$800
1	Child (1)	\$500

- a. Child support shall continue until a child reaches the age of 18 or graduates from high school with their regularly matriculating class, whichever occurs later.

10. Tax Refund. The tax refund for 2026 shall be divided as follows:

- a. First, the parties shall pay off their child's braces.
- b. Second, up to \$4,000 shall be awarded to Mother.
- c. Third, the parties shall divide any remaining amount $\frac{1}{2}$ each.

11. Child Tax Credit.

- a.** While there are three minor children, the parties shall alternate the dependency exemption/tax credit for the minor children. The Mother shall claim 2 oldest children in odd-numbered tax years and the oldest child for even-numbered tax years and the Father shall claim 2 youngest children in even-numbered years and youngest child for odd-numbered tax years.
- b.** While there are two minor children, the parties shall each receive one child as a dependency exemption/tax credit. Mother shall claim the oldest child and Father shall claim the youngest child.
- c.** When there is only one minor child, the parties shall alternate the dependency exemption/tax credit for the minor child. The Mother shall be entitled to claim the minor child as a dependency exemption/tax credit for odd-numbered tax years, and the Father shall claim the minor child as a dependency exemption/tax credit for even-numbered tax years.
- d.** Either party shall have the option to do a buy-out option if the requesting party pays for all accounting expenses and uses a third-party accountant to assess the buy-out option. The requesting party shall pay the other party the amount which (s)he would have been benefitted from the dependency exemption/tax credit to leave the party tax neutral and payment shall be made by March 15.

The party requesting the buyout shall request tax information by Feb 1st and shall decide if a buyout shall occur within 15 days.

e. The Father shall only be entitled to claim the dependency exemption/tax credits indicated herein as long as he is current on his child support obligation by December 31st of the applicable tax year.

f. If there is no tax benefit to one parent, the other parent shall be able to claim all of the children.

12. Childcare Expenses. No childcare expenses are anticipated due to the age of the children.

13. Medical Expenses. The parties shall share medical expenses as follows:

a. Pursuant to Utah Code Ann. § 81-6-208, if health insurance for the benefit of the minor children is available to either party at a reasonable cost, that party shall be required to maintain said insurance.

a. The parties shall be equally responsible for all premiums, deductibles, co-payments, and other reasonable and necessary medical, dental, orthodontic, vision, therapy, etc. costs for the minor children. The premium amount shall be automatically deducted from or added to the child support paid or owed.

b. A parent who incurs medical, dental, orthodontic, vision, therapy, etc. expenses shall provide written verification of the cost and payment of said expenses to the other parent within 30 days of payment.

c. A parent incurring medical, dental, orthodontic, vision, therapy, etc. expenses may be denied the right to receive credit for the expenses or to recover the other parent's share of the expense if that parent fails to comply with the notice requirement.

d. The parent to whom written verification is provided shall reimburse the parent who incurred the medical, dental, orthodontic, vision, therapy, etc. expenses the amount of the out-of-pocket costs within 30 days of receipt of the written verification.

14. Division of Accounts. Pursuant to Utah Code Ann. § 15-4-6.7, the parties shall elect that medical, dental, orthodontic, vision, therapy, etc. expenses be divided by the service provider into two separate accounts for payment, one for each parent, as long as the service provider receives a copy of the Decree of Divorce at or before the day on which the service provider first renders medical, dental, orthodontic, vision, therapy, etc. services. A creditor who has been provided a copy of the order may not claim unpaid medical expenses against a parent who has paid in full that share of the

expenses required to be paid by that parent under the order, nor may the creditor make a negative credit report under Utah Code Ann. § 70C-7-107, or report of the debtor's repayment practices or credit history under Title 7, Chapter 14, Credit Information Exchange, regarding a parent who has paid in full their share of the medical and dental expenses required to be paid by the parent under the order.

15. Alimony. In lieu of child support herein, neither party is awarded alimony. Both parties waive and relinquish the right to receive alimony from the other both now and in the future.

16. Personal Property. During the course of the marriage relationship, the parties have acquired personal property. Said personal property of the parties shall be distributed such that the person receiving the item shall be responsible for any associated debt with the item. The division shall be as follows:

<i>Item Description:</i>	<i>Awarded to:</i>
Subaru	Father
Trailer	Father: to be removed within 60 days
Acadia and Ram 1500	To be sold and split ½ of the proceeds. If it is not sold by June 15, 2026, they shall sell it for Junk. Father shall list it and show it. Father shall stay near

	the vehicles when he visits the home to show them and shall not go near the front door or inside the home.
Tools; except Mother can one basic set of tools	Father
Father's personal effects including but limited to his clothes and shoes	Father
Books of Father's	Father
Office Chair	Father
Heart Journal from Grandma	Father
1 set of pans	Father
Small Dishwasher in Trailer (and also the trailer)	Father
Picture of Christ at the top of the stairs	Father
Poster of Porter Rockwell	Father
Wooden figures	Father
Kids' Bikes	Father

- a. Exchange of the above items shall be within 60 days.
- b. Each party is, hereby, awarded their own personal property and effects and that property which is now in their individual possession or under their individual control, except as indicated within this stipulation.

17. Real Property. The parties acquired the following real property during their marriage: 606 East 930 South, Pleasant Grove, Utah 84062. The property is currently in foreclosure and there is no equity. Mother is, hereby, awarded the home pending foreclosure. If there is any deficiency the parties shall return to mediation to resolve the issues.

18. Retirement Account. Father represented that there is \$0 in his IRA account. If there are any funds in his IRA account, they are, hereby, awarded to Mother. Father shall provide an accounting of the retirement funds spent in 2025.

19. Other Financial Accounts. Each party is, hereby, awarded the financial accounts in their own names except as designated herein.

20. Debt Division. Each party shall pay one-half of the debt acquired prior to September 30, 2026. Any debt acquired after September 30, 2026, shall be the responsibility of the parent who incurred the debt.

21. Maiden Name. Sydney may elect to change her last name back to her maiden name, Street, if she so chooses.

22. Attorney Fees and Costs. Each party shall pay their own attorney fees and costs.

Approval as to form:

DATED: April 23, 2026.

/s/*Frank D. Mylar

FRANK D. MYLAR

Attorney for Respondent

*Permission to E-sign given via email on

April 23, 2026.

