

FILED

JUN 23 2026

4TH DISTRICT
STATE OF UTAH
UTAH COUNTY

Mario A. Pacione, Esq.

Name

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Address

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City, State, Zip

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Email

Check your email. You will receive information and documents at this email address.

I am ☐ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Plaintiff/Petitioner's Attorney ☒ Defendant/Respondent's Attorney

(California) (state) Bar #: 236363

In the District Court of Utah

4TH

Judicial District Utah County

Court Address 137 North Freedom Blvd, Provo, Utah 84601

Mary Cardon Theurer

Plaintiff/Petitioner

v.

Michael C. Theurer

Defendant/Respondent

**Application for Subpoena under the
Utah Uniform Interstate Depositions
and Discovery Act**

(Utah Code 78B-17-101 et seq.)

260402861
Case Number

Wright
Judge

Commissioner (domestic cases)

You must attach the following records and forms if they are not already on file with the court.

- Proposed Utah subpoena and all required supporting records and forms.
- The foreign subpoena.
- The names, addresses and telephone numbers of all attorneys of record and of any self-represented party.

1. I request a subpoena from this court incorporating the terms of the foreign Subpoena issued by or on behalf of the court in which the action is pending.

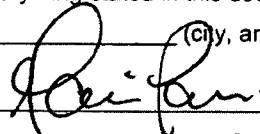
2. This court is permitted to issue a Utah subpoena because I intend to conduct discovery in this judicial district.
3. The underlying case is pending in a court of record in a state that has enacted the Uniform Interstate Depositions and Discovery Act, or provisions substantially similar to the uniform act.
4. The foreign subpoena requires the person named to: (Choose all that apply)
 - ☐ testify at a deposition.
 - ☐ permit inspection of the premises specified in the foreign subpoena.
 - ☒ produce documents or tangible things specified in the foreign subpoena.
5. The foreign subpoena is attached to this application.
6. The names, addresses and telephone numbers of all attorneys of record and of any self-represented party are attached to this application.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at Palm Dale, CA (City, and state or country).

6/16/2026
Date

Signature ►



Printed Name

MARIO A. PACIONE, Esq.

Certificate of Service

I certify that I filed with the court and am serving a copy of this Application for Subpoena under the Utah Uniform Interstate Depositions and Discovery Act on the following people.

Person's Name	Service Method	Service Address	Service Date
Utah Community Credit Union	☐ Mail ☒ Hand Delivery ☐ E-filed ☐ Email ☐ Left at business (With person in charge or in receptacle for deliveries.) ☐ Left at home (With person of suitable age and discretion residing there.) ☐ Mail ☐ Hand Delivery ☐ E-filed ☐ Email ☐ Left at business (With person in charge or in receptacle for deliveries.) ☐ Left at home (With person of suitable age and discretion residing there.) ☐ Mail ☐ Hand Delivery ☐ E-filed ☐ Email ☐ Left at business (With person in charge or in receptacle for deliveries.) ☐ Left at home (With person of suitable age and discretion residing there.)	360 West 4800 North, Suite E160, Provo, Utah 84604	

Date _____ Signature ► _____
Printed Name _____

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Mario A. Pacione, Esq. (SBN - 236363) PACIONE LAW FIRM 38700 5th Street West, Bldg. B, Ste. F Palmdale, CA 93551 TELEPHONE NO.: (661) 726-1306 FAX NO. (Optional): (661) 726-1307 E-MAIL ADDRESS (Optional): staff@pacionelawfirm.com ATTORNEY FOR (Name): Michael C. Theurer, Respondent		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central		
PLAINTIFF/PETITIONER: Mary Cardon Theurer DEFENDANT/RESPONDENT: Michael C. Theurer		
CASE NUMBER: BD278354		
NOTICE TO CONSUMER OR EMPLOYEE AND OBJECTION (Code Civ. Proc., §§ 1985.3, 1985.6)		

NOTICE TO CONSUMER OR EMPLOYEE

TO (name): **Mary Cardon Theurer**

- PLEASE TAKE NOTICE THAT **REQUESTING PARTY (name): Michael C. Theurer** SEEKS YOUR RECORDS FOR EXAMINATION by the parties to this action on (specify date): **July 8, 2026**
 The records are described in the subpoena directed to **witness (specify name and address of person or entity from whom records are sought): Utah Community Credit Union, 360 West 4800 North, Suite E160, Provo, UT 84604**
 A copy of the subpoena is attached.
- IF YOU OBJECT to the production of these records, YOU MUST DO ONE OF THE FOLLOWING BEFORE THE DATE SPECIFIED. IN ITEM a. OR b. BELOW:
 - If you are a party to the above-entitled action, you must file a motion pursuant to Code of Civil Procedure section 1987.1 to quash or modify the subpoena and give notice of that motion to the **witness** and the **deposition officer** named in the subpoena at least five days before the date set for production of the records.
 - If you are not a party to this action, you must serve on the **requesting party** and on the **witness**, before the date set for production of the records, a written objection that states the specific grounds on which production of such records should be prohibited. You may use the form below to object and state the grounds for your objection. You must complete the Proof of Service on the reverse side indicating whether you personally served or mailed the objection. The objection should **not** be filed with the court. **WARNING: IF YOUR OBJECTION IS NOT RECEIVED BEFORE THE DATE SPECIFIED IN ITEM 1, YOUR RECORDS MAY BE PRODUCED AND MAY BE AVAILABLE TO ALL PARTIES.**
- YOU OR YOUR ATTORNEY MAY CONTACT THE UNDERSIGNED to determine whether an agreement can be reached in writing to cancel or limit the scope of the subpoena. If no such agreement is reached, and if you are not otherwise represented by an attorney in this action, YOU SHOULD CONSULT AN ATTORNEY TO ADVISE YOU OF YOUR RIGHTS OF PRIVACY.

Date: **6/8/2026****Mario A. Pacione, Esq.**

(TYPE OR PRINT NAME)

(SIGNATURE OF ☐ REQUESTING PARTY ☒ ATTORNEY)

OBJECTION BY NON-PARTY TO PRODUCTION OF RECORDS

- ☐ I object to the production of all of my records specified in the subpoena.
- ☐ I object only to the production of the following specified records:

- The specific grounds for my objection are as follows:

Date:

(TYPE OR PRINT NAME)

(Proof of service on reverse)

(SIGNATURE)

Page 1 of 2

PLAINTIFF/PETITIONER: Mary Cardon Theurer	CASE NUMBER:
DEFENDANT/RESPONDENT: Michael C. Theurer	BD278354

PROOF OF SERVICE OF NOTICE TO CONSUMER OR EMPLOYEE AND OBJECTION

(Code Civ. Proc., §§ 1985.3, 1985.6)

☐ Personal Service ☒ Mail

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**
2. I served a copy of the *Notice to Consumer or Employee and Objection* as follows (check either a or b):
 - a. ☐ **Personal service.** I personally delivered the *Notice to Consumer or Employee and Objection* as follows:
 - (1) Name of person served:
 - (2) Address where served:
 - (3) Date served:
 - (4) Time served:
 - b. ☒ **Mail.** I deposited the *Notice to Consumer or Employee and Objection* in the United States mail, in a sealed envelope with postage fully prepaid. The envelope was addressed as follows:
 - (1) Name of person served: Mary Cardon Theurer
 - (2) Address: 41665 62nd Street West
Palmdale, CA 93551
 - (3) Date of mailing: 06/08/2026
 - (4) Place of mailing (city and state):
Palmdale, CA
 - (5) I am a resident of or employed in the county where the *Notice to Consumer or Employee and Objection* was mailed.
 - c. My residence or business address is (specify): 38700 5th Street West, Bldg. B, Ste. F, Palmdale, CA 93551
 - d. My phone number is (specify): (661) 726-1306

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 06/08/2026

Suzy Avetisyan

(TYPE OR PRINT NAME OF PERSON WHO SERVED)

(SIGNATURE OF PERSON WHO SERVED)

PROOF OF SERVICE OF OBJECTION TO PRODUCTION OF RECORDS

(Code Civ. Proc., §§ 1985.3, 1985.6)

☐ Personal Service ☐ Mail

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**
2. I served a copy of the *Objection to Production of Records* as follows (complete either a or b):
 - a. ON THE REQUESTING PARTY
 - (1) ☐ **Personal service.** I personally delivered the *Objection to Production of Records* as follows:
 - (i) Name of person served:
 - (ii) Address where served:
 - (iii) Date served:
 - (iv) Time served:
 - (2) ☐ **Mail.** I deposited the *Objection to Production of Records* in the United States mail, in a sealed envelope with postage fully prepaid. The envelope was addressed as follows:
 - (i) Name of person served:
 - (ii) Address:
 - (iii) Date of mailing:
 - (iv) Place of mailing (city and state):
 - (v) I am a resident of or employed in the county where the *Objection to Production of Records* was mailed.
 - b. ON THE WITNESS
 - (1) ☐ **Personal service.** I personally delivered the *Objection to Production of Records* as follows:
 - (i) Name of person served:
 - (ii) Address where served:
 - (iii) Date served:
 - (iv) Time served:
 - (2) ☐ **Mail.** I deposited the *Objection to Production of Records* in the United States mail, in a sealed envelope with postage fully prepaid. The envelope was addressed as follows:
 - (i) Name of person served:
 - (ii) Address:
 - (iii) Date of mailing:
 - (iv) Place of mailing (city and state):
 - (v) I am a resident of or employed in the county where the *Objection to Production of Records* was mailed.
3. My residence or business address is (specify):
4. My phone number is (specify):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME OF PERSON WHO SERVED)

(SIGNATURE OF PERSON WHO SERVED)

1. YOU ARE ORDERED TO PRODUCE THE BUSINESS RECORDS described in item 3, as follows:

To (name of deposition officer): John C. Bigler, Esq.
On (date): July 8, 2026 At (time): 10:00 a.m.
Location (address): 1037 West Avenue N, Ste. 201, Palmdale, CA, 93551

Do not release the requested records to the deposition officer prior to the date and time stated above.

- a. ☒ by delivering a true, legible, and durable **copy** of the business records described in item 3, enclosed in a sealed inner wrapper with the title and number of the action, name of witness, and date of subpoena clearly written on it. The inner wrapper shall then be enclosed in an outer envelope or wrapper, sealed, and mailed to the deposition officer at the address in item 1.
 - b. ☐ by delivering a true, legible, and durable **copy** of the business records described in item 3 to the deposition officer at the witness's address, on receipt of payment in cash or by check of the reasonable costs of preparing the copy, as determined under Evidence Code section 1563(b).
 - c. ☐ by making the **original** business records described in item 3 available for inspection at your business address by the attorney's representative and permitting **copying** at your business address under reasonable conditions during normal business hours.
2. *The records are to be produced by the date and time shown in item 1 (but not sooner than 20 days after the issuance of the deposition subpoena, or 15 days after service, whichever date is later). Reasonable costs of locating records, making them available or copying them, and postage, if any, are recoverable as set forth in Evidence Code section 1563(b). The records shall be accompanied by an affidavit of the custodian or other qualified witness pursuant to Evidence Code section 1561.*
3. *The records to be produced are described as follows (if electronically stored information is demanded, the form or forms in which each type of information is to be produced may be specified):*
- See Attachment 3

☒ Continued on Attachment 3.

4. IF YOU HAVE BEEN SERVED WITH THIS SUBPOENA AS A CUSTODIAN OF CONSUMER OR EMPLOYEE RECORDS UNDER CODE OF CIVIL PROCEDURE SECTION 1985.3 OR 1985.6 AND A MOTION TO QUASH OR AN OBJECTION HAS BEEN SERVED ON YOU, A COURT ORDER OR AGREEMENT OF THE PARTIES, WITNESSES, AND CONSUMER OR EMPLOYEE AFFECTED MUST BE OBTAINED BEFORE YOU ARE REQUIRED TO PRODUCE CONSUMER OR EMPLOYEE RECORDS.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: 6-8-2026
Mario A. Pacione, Esq.

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON ISSUING SUBPOENA)
Attorney for Respondent

(Proof of service on reverse)

(TITLE)

Page 1 of 2

PLAINTIFF/PETITIONER: Mary Cardon Theurer	CASE NUMBER: BD278354
DEFENDANT/RESPONDENT: Michael C. Theurer	

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR
PRODUCTION OF BUSINESS RECORDS**

1. I served this *Deposition Subpoena for Production of Business Records* by personally delivering a copy to the person served as follows:

- a. Person served (*name*):
- b. Address where served:
- c. Date of delivery:
- d. Time of delivery:
- e. (1) ☐ Witness fees were paid.
Amount:..... \$ _____
- (2) ☐ Copying fees were paid.
Amount:..... \$ _____
- f. Fee for service:..... \$ _____

2. I received this subpoena for service on (*date*):

3. Person serving:

- a. ☐ Not a registered California process server.
- b. ☐ California sheriff or marshal.
- c. ☐ Registered California process server.
- d. ☐ Employee or independent contractor of a registered California process server.
- e. ☐ Exempt from registration under Business and Professions Code section 22350(b).
- f. ☐ Registered professional photocopier.
- g. ☐ Exempt from registration under Business and Professions Code section 22451.
- h. Name, address, telephone number, and, if applicable, county of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(For California sheriff or marshal use only)
I certify that the foregoing is true and correct.

Date:

Date:



(SIGNATURE)



(SIGNATURE)

1 Dissolution of Marriage of Theurer
2 LASC Case No. BD278354

3 **ATTACHMENT 3**
4 **TO DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS**

5 SUBPOENA REFERS TO RECORD OF: MARY C. THEURER a.k.a.
6 MARY CARDON THEURER

7 SOCIAL SECURITY NUMBER: 528-96-3782

8 DATE OF BIRTH: March 7, 1957

9 **ADVISEMENT TO CUSTODIAN OF RECORDS: THIS SUBPOENA IS DIRECTED TO**
10 **THE CUSTODIAN OF RECORDS FOR FINANCIAL RECORDS OF A CONSUMER**
11 **CONCERNING AN INDIVIDUAL WHO IS A PARTY TO A DISSOLUTION OF**
12 **MARRIAGE PROCEEDING IN THE STATE OF CALIFORNIA. THIS SUBPOENA**
13 **SEEKS THE RECORDS OF THAT PARTY, NAMELY THE PETITIONER IN FAMILY**
14 **LAW ACTION, AND FINANCIAL MATTERS SUCH AS THOSE THIS SUBPOENA**
15 **SEEKS, ARE MATERIAL TO THE ISSUES OF SPOUSAL SUPPORT AND ATTORNEY'S**
16 **FEEES. REFUSAL TO PROVIDE THE INFORMATION REQUESTED WILL BE DEEMED**
17 **AN ACTION IN BAD FAITH AND CONTRARY TO THE PUBLIC POLICY OF FULL**
18 **TRANSPARENCY IN DISSOLUTION OF MARRIAGE ACTIONS.**

19 Therefore, the Custodian of Records for Utah Community Credit Union, is hereby directed
20 to provide the following records and documents relating to Mary Cardon Theurer, a.k.a. Mary C.
21 Theurer, born March 7, 1957, and who is associated with Social Security number 528-96-3782,
22 described as:

23 1. UN-REDACTED periodic account statements, showing account all information,
24 account owner information, account balances, purchases, transaction history, overdraft fees,
25 transfers, deposits, as well as all other information, including accounts over which Mary Cardon
26 Theurer, a.k.a. Mary C. Theurer, is named as an authorized user, covering the period of January 1,
27 2024, to the date of production;

28 2. UN-REDACTED records of any and all ZELLE transactions initiated (whether or not
completed) from accounts over which Mary Cardon Theurer, a.k.a. Mary C. Theurer, is named as

1 an authorized user, covering the period of January 1, 2024, to the date of production;

2 3. ALL OTHER UN-REDACTED records pertaining to any and all account, loan and
3 credit applications, including but not limited to credit card applications, completed by or for the
4 benefit of Mary Cardon Theurer, a.k.a. Mary C. Theurer, for the period of January 1, 2024, to the
5 date of production. This includes applications for credit cards, applications for loans, applications
6 for mortgages and applications to open new accounts.

7 **DEFINITIONS**

8 1. "Records" means anything that stores information: (a) In any medium: paper, electronic, and
9 video- and audiotape, including e-mails, voice mail, text messages, social media posts and feeds, and
10 any other electronic files; (b) In any form: handwritten or typed, draft or final, desk or electronic
11 calendars whether stored locally, on a network, on a remote server, or on a third party hosted remote
12 server; (c) Created at any time, including documents you created in the past, as well as any
13 documents you may create from this date forward; and (d) Wherever maintained: whether on your
14 computer, in your office, in departmental files, on a remote server, on a third party hosted remote
15 server, in a home office, on a home computer, in your car, or elsewhere.

16 2. The term "document" is defined in its broadest terms currently recognized. The term shall
17 include, without limitations: any written or other compilation of information (whether printed,
18 handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process),
19 drafts (revisions or finals), original or preliminary notes, and summaries of other documents,
20 communications of any type (e-mail, text messages, blog posts, social media posts or other similar
21 communications or correspondence), computer tape, computer files, and including all of their
22 contents and attached files. The term "document" shall also include but not be limited to:
23 correspondence, memoranda, contractual documents, specifications, drawings, photographs, audio
24 or video recordings, images, aperture cards, notices of revisions, test reports, inspection reports,
25 evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections,
26 forecasts, summaries, records of conversations or interviews, minutes or records of conferences or
27 meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases,
28 financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate

1 document within the meaning of this term.

2 **INSTRUCTIONS:**

3 1. Where information in Your possession is requested, such request includes all information in
4 the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on
5 Your behalf.

6 2. Whenever appropriate in this Subpoena, as well as this attachment to the Subpoena, the
7 singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring
8 within the scope of this Subpoena any information which might otherwise be construed to be outside
9 of the scope.

10 3. All references to an entity include the entity and its agents, officers, employees,
11 representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, third
12 party contractors and unless privileged, its attorneys and accountants.

13 4. If You perceive any ambiguities in a question, instruction, definition, or other aspect of this
14 Subpoena, set forth the matter deemed ambiguous and the construction used in answering.

15 5. If You assert a claim of privilege as to any of Your responses to the requested documents
16 and/or information, state the basis for the asserted privilege, specify the privilege claimed, and
17 include in Your answer sufficient information to permit an informed ruling on the claim of privilege.

18 6. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any
19 other reason, respond to the fullest extent possible and clearly note any objection so as to permit an
20 informed ruling on the objection.

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