

The Order of the Court is stated below:

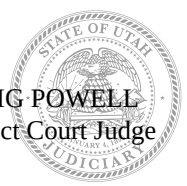
Dated: July 30, 2026
03:05:09 PM

/s/ MARIAN ITO
District Court Commissioner



Dated: August 04, 2026
08:06:25 AM

/s/ KRAIG POWELL
District Court Judge



Stephen R. Nemelka #9239
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**IN THE FOURTH JUDICIAL DISTRICT COURT
IN AND FOR UTAH COUNTY, STATE OF UTAH**

In the Matter of the Marriage of:	:	
	:	ORDER AND JUDGMENT FROM
DAVID T. JOHNSTON, JR.,	:	HEARING HELD JUNE 9, 2026
	:	
Petitioner,	:	
and	:	Civil No. 224400945
	:	
CONNIE B. JOHNSTON,	:	Judge: Powell
	:	Commissioner: Ito
Respondent.	:	
	:	

Respondent Motion to Enforce and for Sanctions came regularly for hearing on June 9, 2026 before the Honorable Commissioner Marian Ito with the Respondent being present with her attorney Stephen Nemelka and the Petitioner having failed to appear, and the Court having considered the pleadings, proffers and arguments of the Respondent; and good cause appearing;
IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the Court finds that the Petitioner received copies of the pleadings and notice of the hearing both by email and by regular mail as allowed by the Court's Order Allowing Alternative Service.

2. That despite having notice of the proceedings and of the pleadings filed by the Respondent, the Petitioner failed to appear at the hearing on June 9, 2026 and failed to file any response whatsoever to the allegations and claims set forth in Respondent's Motion to Enforce and for Sanctions.
3. That the Court finds that the Petitioner knew of the Decree and of paragraph 13 therein requiring him to pay \$4000 per month to respondent in alimony.
4. That the Court finds that the Petitioner had the ability to comply with the Decree as the Decree establishes that presumption in its alimony award from Petitioner to Respondent.
5. That the Court finds that the Petitioner willingly and intentionally failed to comply with the Decree when he stopped making alimony payments beginning January 1, 2026 despite having the ability to make said payments and despite having made historical alimony payments.
6. The Court finds that the Petitioner is in contempt of paragraph 13 of the Decree of Divorce entered September 13, 2024 requiring him to pay Respondent \$4,000.00 per month in alimony.
7. That the Court finds that the Petitioner failed to make his ordered \$4000.00 per month alimony payment to Respondent beginning January 1, 2026 through June 9, 2026.
8. That the Petitioner owes the Respondent \$22,000.00 in alimony arrears for the period of January 2026 through the first half of June 2026.
9. That judgment is hereby entered against the Petitioner in the amount of \$22,000.00 plus ongoing interest at the legal interest rate.
10. That Respondent's requested sanctions against the Petitioner are reserved pending service and delivery of this signed Order upon Petitioner.

11. That the Petitioner is hereby ordered to pay the Respondent's reasonable attorneys fees and costs incurred in the amount of \$2,965.00.

12. That the Petitioner may purge his contempt by forthwith paying the alimony arrears of \$22,000.00 to Respondent and by remaining current on his alimony obligation going forward.

-----**END OF ORDER**-----

In accordance with the Utah State District Courts' eFiling Standard No. 4, and URCP Rule 10(e), this **Order** does not bear the handwritten signature of the Judge, but instead displays an electronic signature at the upper right-hand corner of the first page along with the Court's seal and the date the same was executed by the Court.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the ***Order and Judgment from Hearing Held June 9, 2026*** was served on this the 10th day of June, 2026, by United States Mail and Electronic Mail, to the following:

David T. Johnston, Jr.
4937 River Chase Rd.,
Herriman, UT 84096
dtjohnston@gmail.com

/ S / Stephen R. Nemelka
Attorney for the Respondent