

The Order of the Court is stated below:

Dated: July 30, 2026
05:19:13 PM

/s/ MICHAEL S. EDWARDS
District Court Judge



CAROL MORTENSEN #12370 of
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IN THE SECOND JUDICIAL DISTRICT COURT, FARMINGTON
DAVIS COUNTY, STATE OF UTAH

In the Matter of the Marriage of:	DECREE OF DIVORCE
NURIVAN DOMINGUEZ CHAVEZ Petitioner	Case No. 234701003
and	Judge: Michael Edwards
KIRSTEN MARIE SIMS Respondent	Commissioner: Christina Wilson

On October 2, 2025, the parties met virtually in mediation conducted by Kathy Elton on Nurivan Dominguez Chavez's ("Nurivan") Verified Petition for Divorce filed on June 28, 2023 and Kirsten Marie Sims' ("Kirsten") Verified Counter Petition for Divorce filed on September 7, 2023. Kirsten was represented by attorney Daniel Heaps and was represented by Attorney Carol Mortensen. The parties resolved all the issues in this matter through the mediation and entered into a stipulated Mediation Agreement. The Mediation Agreement has been filed with this court.

The Court, upon stipulation of the parties, review of the Findings of Fact and Conclusions of Law filed herewith, and being familiar with the papers and pleadings filed herein, hereby ORDERS AND DECREES as follows:

DECREE OF DIVORCE

1. The parties have experienced irreconcilable differences during their marriage that has made continuation of their marital relationship impossible.
2. The parties are hereby granted a Decree of Divorce, subject to the following provisions:

JURISDICTION

3. At the time of the filing of the Verified Petition for Divorce, both parties, namely Petitioner Nurivan Dominguez Chavez and Respondent Kirsten Marie Sims were residents of Davis County, State of Utah, and were for at least three (3) months immediately prior to the commencement of this action. Respondent continues to be a resident of Davis County. Petitioner is incarcerated and has been moved to various jails and prison locations in different counties during his incarceration.
4. The Court has jurisdiction over this matter, including child related issues pursuant to Utah Code and law and is the home state of the parties' minor children.

DIVORCE EDUCATION COURSE

5. Kirsten has completed the divorce orientation and education course and has filed those documents with the court.
6. Nurivan is incarcerated and it is impractical for him to attend the divorce orientation and education course so it shall be waived for him.

CHILD CUSTODY AND PARENT TIME

7. **Physical and Legal Custody:** Kirsten is awarded sole legal and physical custody of the two minor children, to wit: E.D.S, born July, 2012, and G.D.S., born January, 2019.
8. **Parent Time:** Nurivan shall have no parent time and no contact with the children.
 - a. There is a criminal protective order in the Second District Court, Ogden, Case No. 231700894 which restricts parent time between Nurivan and the minor children.

CHILD SUPPORT

9. There shall be no child support awarded to either party in this case as it is impractical for Nurivan to pay as he is incarcerated.

INCOME TAX EXEMPTIONS, CREDITS AND DEDUCTIONS

10. Kirsten shall be entitled to claim both minor children for tax purposes each and every year.

CHILD MEDICAL, DENTAL AND VISION INSURANCE

11. Kirsten shall be responsible to cover the minor children on medical, hospital, vision, and

dental care insurance.

SCHOOL AND EXTRACURRICULAR EXPENSES

12. Kirsten shall be responsible to cover the minor children's school and extracurricular expenses.

REAL PROPERTY

13. **Layton, UT Property:** Kirsten is awarded the parties' home located at 565 South 850 East, Layton, Utah, free and clear of any claim by Nurivan. Kirsten should be responsible for all mortgage payments, taxes and assessments levied on said Layton property, and shall hold Nurivan harmless therefrom.
14. **Logan, UT Property:** Kirsten is awarded the parties' 1/3 interest in the home located at 94 South 1000 East, Logan, Utah, free and clear of any claim by Nurivan. Kirsten should be responsible for all mortgage payments, taxes and assessments levied related to her 1/3 interest in the Logan property, and shall hold Nurivan harmless therefrom.

PERSONAL PROPERTY

15. **Vehicles:** the parties have multiple vehicles which shall be distributed as set forth below.
- a. Kirsten shall be awarded the 2014 Subaru Outback, which is free of debt.
 - b. Nurivan shall be awarded the 2007 Toyota Camry, the 2008 Jeep Grand Cherokee, and the 2002 Nissan Xterra, all of which are free of debt.

16. **Remaining personal property:**

- a. Kirsten is awarded all remaining personal property in the home not otherwise listed herein.
- b. Nurivan is awarded his mechanic tools, new soccer ball, and his personal items.

17. **Method of distribution of personal property:**

- a. Kirsten will work with Nurivan's counsel to set a time where he can send family to retrieve his items.
- b. Kirsten will have his property ready for pick-up.
- c. Once the date and time for the pick to occur has been set, if the property is not picked up at that time, Kirsten may dispose of the property as she wishes.

DEBTS AND OBLIGATIONS

- 18. **Joint Marital Debt:** The parties do not have any joint marital debt.
- 19. **Pre-Marital Debt:** Each party shall be awarded and responsible for any debt he/she incurred prior to the marriage.
- 20. **Debt after separation:** Each party shall be awarded and responsible for any debt he/she incurred after the parties' separation.
- 21. **Debt in own name:** The parties shall each be responsible for any and all debt listed in their own names.

FINANCIAL AND RETIREMENT ACCOUNTS

22. The parties have multiple financial and retirement based accounts which shall be distributed as set forth below.

- a. Nurivan is awarded the entire amount held in bank accounts and retirement based accounts listed in his name.

Kirsten is awarded the entire amount held in her Fidelity investment account, Wells Fargo 401k account, the 529 accounts set up for the children's education (to be used for the education of the children only), and any other bank accounts or retirement based accounts listed in her name.

23. The parties should be entitled to accounts listed in their own name, free of any claim from the other party.

24. Any other financial account not listed above but held by either of the parties should be awarded to the party who is named on the account.

INSURANCE

25. Each party is responsible for the costs of maintaining their own medical and life insurance policies.

26. Kirsten will provide Nurivan's counsel information on the term life insurance policy in Nurivan's name.

ALIMONY

27. No alimony shall be awarded to either party.

FINAL SETTLEMENT AGREEMENT

28. Kirsten shall pay to Nurivan a total of \$150,000.00 which constitutes in full, Nurivan's equitable distribution of the parties' marital real estate holdings, personal property, financial and retirement account and all other assets and liabilities.
29. Kirsten shall pay \$20,000.00 of this amount within 90 days of the entry of the Decree of Divorce with the remaining \$130,000.00 to be paid within 18 months of the entry of the Decree of Divorce.
30. The payments will be made by cashier's check made out to and sent to Nurivan's counsel, Daniel Heaps.
31. If Kirsten fails to pay Nurivan the \$150,000.00 as agreed, she will list for sale or refinance the home in Logan, UT to acquire the funds needed to pay Nurivan the property settlement.
32. All assets and debts have been contemplated by both parties and are reflected in this final settlement agreement for divorce.

ATTORNEY'S FEES AND COSTS

33. Each party will pay their own attorney fees.

MISCELLANEOUS PROVISIONS

34. Each party should be ordered to execute and deliver to the other such documents as are required to implement the provisions of the Decree of Divorce entered by the Court.

35. The parties shall not harass, malign or defame the other.

DATED this 20th day of February 2026.

/s/ Carol Mortensen

CAROL MORTENSEN
Attorney for Kirsten Marie Sims

APPROVED AS TO FORM:

/s/ Daniel Heaps

DANIEL HEAPS
Attorney for Nurivan Dominguez-Chavez
* electronically signed with permission

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I certify that a true and correct copy of the foregoing document was e-filed and served via email to the following on February 20, 2026:

Daniel Heaps
Attorney for Nurivan Dominguez Chavez
Email: daniel@lawscb.com

/s/ Carol Mortensen

CAROL MORTENSEN
Attorney for Kirsten Marie Sims