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IN THE THIRD JUDICIAL DISTRICT COURT

IN AND FOR SALT LAKE COUNTY

STATE OF UTAH

In re the Marriage of:

STEPHANIE EUGENE DAILEY,

Petitioner,

and

KEVIN J DAILEY,

Respondent.

DEFAULT DECREE OF DIVORCE

Case No. 254903387

Judge: Richard Daynes

Commissioner: Joanna Sagers

This matter came before the Court based upon Petition for Divorce filed with this Court on June 26, 2025, and Respondent's Default being entered by the Court of October 15, 2025. After a review of the file, and now being fully advised, the Court, for good cause appearing, hereby **ORDERS ADJUDGES and DECREES:**

Filing Fee. Stephanie has paid the required filing fee.

Marriage of the Parties. The parties were married in Salt Lake City, Utah on March 21, 2021.

Children. There is one minor child born of the marriage, G.P.D born on January 28, 2020.

No Other Proceedings. The Petitioner is not aware of any other case involving the minor child. At all times, the child has lived with either Petitioner or Respondent. The Petitioner is not aware of any other persons claiming legal rights to the child.

Education Requirements- Both parties are required to complete the education requirements prior to the final Decree being signed by the Court.

Jurisdiction. This Court has jurisdiction over the parties under Utah law, and the provisions of this Petition for Divorce are fair and reasonable under the circumstances, with the division of property and debt being equitable.

Ninety (90) Day Requirement. The jurisdictional requirements for dissolution of marriage have been met. At the time this action was filed, Stephanie was domiciled in the State of Utah, Salt Lake County and had resided there for at least 3 months.

Mandatory Cooling Off Period. Pursuant to Utah Code § 81-4-402, the Court may sign the Decree of Divorce anytime after July 26, 2025.

Irretrievably Broken. The marriage is irretrievably broken, and a Decree of Divorce shall be issued based on the grounds of irreconcilable difference found in Utah Code 81-4-405(1)(h).

Public Assistance. Neither party is receiving public assistance and there are no other legal proceedings that affect this divorce.

Military Service. Neither party is currently serving or has served in the military.

Protective Orders. There is no Order of Protection effective in this matter.

Alimony. Respondent shall pay alimony to Petitioner in the amount of \$500 per month for the period of four years. Alimony shall begin on February 1, 2026 and shall continue until the death of either party, or Petitioner's remarriage or cohabitation.

PARENTING PLAN

Legal Custody: The parties are parents to a minor child, G.P.D., born on January 28, 2020. The parties are awarded joint legal custody, with both parents having the right to make decisions regarding the child's health, education, and welfare, as outlined in Utah Code § 81-9-101 et seq. In the event the parties cannot agree on a decision after discussion and, where applicable, they must consult with relevant professionals (such as medical or educational experts). If the parties are still in dispute, Petitioner shall have final decision-making authority.

Extra-Curricular Activities: The parties shall discuss the child's involvement in extracurricular activities prior to enrollment. If the parties mutually agree in writing, they shall share equally the expenses, transport the child to the activity during their parent-time, and allow the child to attend during their parent-time. If a parent does not agree in writing, the other parent may enroll the child, but the non-agreeing parent is not responsible for expenses, transportation, or attendance during their parent-time.

Physical Custody: Petitioner shall have sole physical custody of the minor child.

Respondent shall have parent-time as the parties agree. If the parties do not agree,

Respondent shall have parenting time as outlined in Utah Code § 81-9-302.

Holiday And Summer Schedule: The parties shall share holidays and breaks with the child as they agree. If they cannot agree, the parties shall follow the holiday/summer and school break schedule as outlined in Utah Code § 81-9-302. Petitioner shall be the custodial parent for purposes of the holiday schedule. The holiday schedule for parent-time is as follows:

Holiday	Holiday Time Period	Years Noncustodial Parent is Granted Holiday	Years Custodial Parent is Granted Holiday
Dr. Martin Luther King Jr. Day	(1) Holiday begins Friday at:(a) 9 a.m. if school is not in session and the parent can be with the minor child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Dr. Martin Luther King Jr. Day.	Odd years	Even years
President's Day	(1) Holiday begins Friday at: (a) 9 a.m. if school is not in session and the parent can be with the minor child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent	Even years	Odd years

	granted the holiday. (2) Holiday ends at 7 p.m. on the day before school resumes.		
Spring Break	(1) Holiday begins at 6 p.m. on the day that school dismisses for spring break. (2) Holiday ends at 7 p.m. on the day before school resumes.	Odd years	Even years
Memorial Day	(1) Holiday begins Friday at: (a) 9 a.m. if school is not in session and the parent can be with the minor child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Memorial Day.	Even years	Odd years
Mother's Day	(1) Holiday begins on Mother's Day at 9 a.m. (2) Holiday ends on Mother's Day at 7 p.m.	All years if noncustodial parent is the mother or other parent granted the holiday in the order.	All years if custodial parent is the mother or other parent granted the holiday in the order.
Father's Day	(1) Holiday begins on Father's Day at 9 a.m. (2) Holiday ends on Father's Day at 7 p.m.	All years if noncustodial parent is the father or other parent granted the holiday in the order.	All years if custodial parent is the father or other parent granted the holiday in the order.
Juneteenth National Freedom Day	(1) Holiday begins at: (a) 6 p.m. on the day before Juneteenth National Freedom Day if the day before Juneteenth National Freedom Day is not Father's Day; or	Even years	Odd years

	(b) 9 a.m. on Juneteenth National Freedom Day if the day before Juneteenth National Freedom Day is Father's Day. (2) Holiday ends at 6 p.m. on the day following Juneteenth National Freedom Day.		
Independence Day	(1) Holiday begins on July 3rd at 6 p.m. (2) Holiday ends on July 5th at 6 p.m.	Odd years	Even years
Pioneer Day	(1) Holiday begins on July 23rd at 6 p.m. (2) Holiday ends on July 25th at 6 p.m.	Even years	Odd years
Labor Day	(1) Holiday begins on Friday at: (a) 9 a.m. if school is not in session and the parent can be with the minor child; (b) the time that school is regularly dismissed; or (c) 6 p.m. at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on Labor Day.	Odd years	Even years
Columbus Day	(1) Holiday begins at 6 p.m. on the day before Columbus Day. (2) Holiday ends at 7 p.m. on Columbus Day.	Even years	Odd years
Fall Break	(1) Holiday begins at 6 p.m. on the day school is dismissed for fall break. (2) Holiday ends at 7 p.m. on the day before school resumes.	Odd years	Even years
Halloween	(1) Holiday begins on October 31st or the day that Halloween is traditionally celebrated in the local community: (a) at the time that school is dismissed; or (b) at 4 p.m. if there is no school. (2) Holiday ends at 9 p.m. on the same day the holiday begins.	Even years	Odd years
Veterans Day	(1) Holiday begins at 6 p.m. on the day before Veterans Day. (2) Holiday ends at 7 p.m. on Veterans	Odd years	Even years

	Day.		
Thanksgiving	(1) Holiday begins on Wednesday at: (a) 6 p.m.; or (b) the time school is regularly dismissed for Thanksgiving at the election of the parent granted the holiday. (2) Holiday ends at 7 p.m. on the day before school resumes.	Even years	Odd years
Winter Break (First Half)	(1) Holiday begins at: (a) 6 p.m. on the day on that school dismisses for winter break; or (b) the time school is regularly dismissed on the day that school dismisses for winter break at the election of the parent granted the holiday. (2) Holiday ends on December 27th at 7 p.m.	Odd years	Even years
Winter Break (Second Half)	(1) Holiday begins on December 27th at 7 p.m. (2) Holiday ends at 7 p.m. on the day before school resumes.	Even years	Odd years
Day of Minor Child's Birthday	(1) Holiday begins at 3 p.m. (2) Holiday ends at 9 p.m.	Even years	Odd years
Day Before or After Minor Child's Birthday	(1) Holiday begins at 3 p.m. (2) Holiday ends at 9 p.m.	Odd years	Even years

Overnight Travel: In the event a parent travels overnight with the child, they shall provide the information required by Utah Code § 81-9-202(19).

Communication: The parents may initiate communication with the child at their sole discretion, at reasonable times and frequency.

Child Support:

a. **Incomes/Calculation:** Petitioner is in school and working part time but is earning less than minimum wage. Petitioner shall be attributed minimum wage. According to the Financial Declaration filed by Respondent he earns \$5018 per month. Therefore, according to the child support worksheet, Respondent shall pay Petitioner \$610 per month, to begin on July 1, 2025.

b. **Duration of Support.** Child support shall continue until the minor child turns 18 or graduates from high school during the normal and expected year of graduation, whichever occurs later, or the child dies, marries, joins the United States armed forces, or is emancipated.

c. **Arrearages.** The issue of child support arrearages may be determined by further judicial or administrative process.

d. **Payment Schedule.** Child support payments shall begin the month following the entry of the order for child support, paid one half on or before the 5th day and the other half on or before the 20th day of each month, unless Petitioner uses the Office of Recovery Services to collect support. Child support due and not paid by the 5th or 20th day is delinquent on the 6th or 21st day, respectively.

e. **Income Withholding Order.** Petitioner may request a mandatory income withholding order through the Office of Recovery Services.

f. **ORS fees.** Respondent shall be responsible for any fees paid to the Office of Recovery Services.

g. **Tax Exemptions.** Petitioner requests to claim the child on her taxes every year.

h. **Health Insurance.** Both parties shall provide health insurance coverage for the minor child, with Petitioner's insurance as primary and Respondent's as secondary.

i. **Out of Pocket Expenses.** The parties shall equally share out-of-pocket medical expenses not covered by insurance, including monthly premiums. If each has insurance for the child, they are responsible for their own premiums. The paying party must provide written verification of the cost and payment within 30 days.

Division Of Property:

Real Property- Respondent owned a home prior to the marriage, which has been commingled and transmuted into marital property after the date of marriage, March 21, 2021. Petitioner shall be awarded \$50,000 from the equity in the home. Respondent shall pay this amount to Petitioner

within 90 days of the date of the signed Decree of Divorce. If Respondent fails to pay Petitioner her equity within the timeframe listed above, the home shall be sold and Petitioner shall receive \$50,000 from the sale of the home. Respondent shall retain ownership of the home, subject to the equitable division of the marital equity. Respondent shall be responsible for all payments and debt on the home.

Personal Property

Vehicles- Each party should be awarded the vehicle in his or her possession and should be responsible for any debt associated with the vehicle each is awarded.

Bank Accounts-

Each party should be awarded the individual accounts in their own name.

Petitioner is not aware of any joint bank accounts to be divided.

Retirement Accounts- Any marital portion of retirement accounts accumulated during the marriage shall be divided equally, with each party receiving 50% of the marital portion.

Life Insurance- Each party should be awarded any life insurance policies in their own name, with each responsible for payment of any premiums on their own policy.

Personal Property- The personal property should be divided as follows:

The parties have already divided all personal property.

Each party should be awarded any property in their current possession.

Each party should be assigned his or her separate property.

Assignment of Debts:

Separate Debt- Each party is ordered to pay any debt in their own name, including any credit cards.

Marital Debt-

Separate Debt. Each party shall pay any debt in their own name, including credit cards.

Marital Debt:

1. There is no marital debt.
2. Each party should be responsible for any debt incurred after the filing of this Petition.
3. The parties shall cease use of any accounts awarded to the other party upon filing of this Petition.

4. In accordance with Utah Code Ann. § 81-4-406(3)(b), the parties shall notify each creditor of the party primarily liable for the debt following the Decree of Divorce, providing the name and address of both parties.

Income Taxes:

For the 2024 tax year, the parties plan to file as Married Filing Separately/Jointly.

For the 2025 tax year and thereafter, each party shall file separate federal and state income tax returns and provide the other party with necessary documentation.

Qualified Domestic Relations Order (QDRO). A QDRO may be necessary to divide the marital portion of any retirement accounts accumulated during the marriage, as outlined in paragraph 22.b.iii. The parties shall cooperate to prepare and execute any necessary QDRO.

Attorney Fees. Each party shall pay their own attorney's fees.

Name Change. Petitioner may elect to change to her maiden name at her sole discretion.

**--END OF ORDER--
-EXECUTED AND ENTERED BY THE COURT AS INDICATED
BY THE STAMP AND SEAL AT THE TOP OF THIS PLEADING-**

NOTICE PURSUANT TO Rule 7(j)(4) OF THE UTAH RULES OF CIVIL
PROCEDURE TO ALL THE CONCERNED PARTIES AND COUNSEL:

Notice is hereby given that pursuant to Rule 7(j)(4) of the Utah Rules of Civil Procedure
of the District Courts of the State of Utah, that this Order prepared above shall be the
Order of the Court unless you file an objection in writing within seven (7) days from the
date of the service of this notice.