

The Order of the Court is stated below:

Dated: May 15, 2026
02:22:25 PM

/s/ TODD M SHAUGHNESSY
District Court Judge



TRAVIS J. ROBERTSON, ESQ. (14769)

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Attorney for Petitioner

**IN THE SECOND JUDICIAL DISTRICT COURT
IN AND FOR DAVIS COUNTY, STATE OF UTAH**

In the matter of the marriage of

UINA UIKE HEILALA AFEAKI

and

KITEKEIAHO FATAI MOTULALO

AFEAKI.

DIVORCE DECREE

Civil No.: 264900988

Judge: Todd M. Shaughnessy

This matter came before the Court on the Verified Petition for Divorce filed by UINA UIKE HEILALA AFEAKI (“**Mother**”) against Respondent KITEKEIAHO FATAI MOTULALO AFEAKI (“**Father**”). The parties have reached an agreement regarding all issues in this matter. The Court having reviewed the pleadings and having entered its Findings of Fact and Conclusions of Law, for good cause appearing, ORDERS, JUDGES, and DECREES as follows:

The parties are hereby granted a divorce, and their marriage is hereby dissolved upon the entry of this Decree, on the ground that the parties have experienced irreconcilable differences in the marriage, rendering the continuation of the marriage impossible.

MINOR CHILDREN

1. The parties have four minor child as issue of this marriage (“**Minor Children**”).
 - a. S.T.H.A.: DOB 2-29-2008
 - b. L.A.M.A: DOB 11-6-2011
 - c. L.M.A.: DOB: 10/21/2013
 - d. L.M.A. DOB: 10/21/2013
2. No other children are expected as issue of this marriage.

CUSTODY, PARENT TIME, AND PARENTING PLAN

3. Mother is awarded sole physical and sole legal custody of the Minor Children, pursuant to the parenting plan and other provisions, below.
4. Due to Father’s chronic mental health issues, he shall only have monitored, supervised visitation with the Minor Children as agreed by the parties until he fully completes his mental health treatment/therapy.

5. Father currently lives in Texas. As such, after Father completes his mental health treatment/therapy, parent-time shall be as the parties agree. If the parties do not agree, the parties shall have parent-time consistent with Utah Code 81-9-209, with Father designated as the “non-custodial parent.”

6. After Father completes his mental health treatment/therapy, holiday parent-time shall be as the parties agree. If the parties do not agree, then they are awarded holiday parent-time consistent with Utah Code 81-9-209, with Father designated as the “non-custodial parent.”

7. After Father completes his mental health treatment/therapy, extended parent-time when the Minor Children is in school shall be as the parties agree. If the parties do not agree, they are awarded parent-time consistent with Utah Code 81-9-209, with Father designated as the “non-custodial parent.”

8. Given the age of the Minor Children, the parties shall be flexible in connection with the exercise of parent-time, holiday time, and extended time with the Minor Children, taking into consideration the Minor Children’s school, social life, extracurricular and work schedule/commitments/activities, together with the desires and preferences of the Minor Children. Based upon this, the fact that the parent-time, holiday, or extended schedule is not rigidly followed accordingly will not serve as a basis for contempt or further modification of custody, parent-time or child support.

9. Each parent shall provide the other with the parent's current address and telephone number, email address, and other virtual parent-time access information within 24 hours of any change.

10. Each parent shall permit and encourage, during reasonable hours, reasonable and uncensored communications with the child, in the form of mail privileges and virtual parent-time if the equipment is reasonably available.

11. Special consideration shall be given by each parent to make the child available to attend family functions including funerals, weddings, family reunions, religious holidays, important ceremonies, and other significant events in the life of the child or in the life of either parent which may inadvertently conflict with the parent-time schedule.

12. Neither parent-time nor child support is to be withheld due to either parent's failure to comply with a court-ordered parent-time schedule.

13. Mother shall have decision making authority regarding the Minor Children regarding major aspects of the Minor Children's life, including healthcare and related decisions, education, religion, and other similar decisions.

14. Each parent can make routine, day-to-day decisions when the Minor Children are in his or her custody.

15. The Minor Children shall attend school according to Mother's residence.

16. Mother shall have access to school records and school personnel related to the Minor Children and have full access to the Minor Children during school hours. Mother shall have authority to check the Minor Children out of school.

17. The party with physical custody of the Minor Children shall have the authority to make emergency decisions affecting health or safety of the Minor Children. A parent will notify the other parent of any emergency decision made as soon as possible.

18. If a parent fails to comply with a provision of the final Decree, the other parent's obligations will not be affected.

19. Neither party shall introduce the Minor Children to a new romantic partner unless the party has been in a committed relationship with the partner for at least three months or more. The parties shall not have overnight romantic guests during their parent-time unless they have been in a committed relationship with the partner for six months or more.

20. Each party is permanently restrained from bothering, harassing, annoying, threatening, and/or harming the other at any time or in any place, including electronic communications via social media, text message, e-mail, and other similar methods.

21. Each party is permanently restrained from discussing adult issues with the Minor Children, including finances, the status of this divorce case or divorce order, or disagreements regarding parent time issues, etc.

22. Each party is permanently restrained from saying or doing anything negative or derogatory against the other in the presence of the Minor Children.

23. The parties shall not allow a third party to behave in ways that the parties are prohibited from behaving, and shall remove the Minor Children of any third party who is behaving in a prohibited manner.

24. Any temporary changes to this parenting plan must be agreed upon by both parties, confirmed in writing. Any permanent changes to this parenting plan must be stipulated or ordered by the Court pursuant to Utah law. The custody and parent-time provisions contained herein terminate at the time: (1) the Minor Child becomes 18 years old or has graduated from high school during the Minor Child's normal and expected date of graduation, whichever occurs

later; or (2) the Minor Child dies, marries, becomes a member of the armed forces of the United States, or is emancipated.

CHILD SUPPORT

25. Mother is employed and makes approximately \$6,673 in gross monthly income.

26. Father is unemployed and makes approximately \$0 in gross monthly income.

27. Pursuant to the Utah Child Support Guidelines based on a sole physical custody worksheet, Father shall pay Mother \$30/month in child support.

28. Child support for a Minor Child terminates at the time: (1) the Minor Child becomes 18 years old or has graduated from high school during the Minor Child's normal and expected date of graduation, whichever occurs later; or (2) a Minor Child dies, marries, becomes a member of the armed forces of the United States, or is emancipated.

29. Child support shall be payable to Mother in two equal monthly installments, paid on the 5th and 20th of each month.

30. Mother may utilize the Office of Recovery Services to collect the child support obligation.

INSURANCE AND MEDICAL EXPENSES

31. The parties' Minor Children need health insurance. Mother will continue to carry the Minor Children on his health insurance plan so long as it is available at a reasonable cost.

32. If the Minor Children are covered by the medical insurance plans of both parents, the insurance plan of Mother will be primary coverage and the insurance plan for Father will be secondary coverage. If a parent remarries and the Minor Children is not covered by that parent's medical insurance plan but is covered by a step-parent's plan, the insurance plan of the step-

parent will be treated as if it is the plan of the remarried parent and will retain the same designation as the primary or secondary plan of the Minor Children. Parties will provide verification of coverage upon initial enrollment of the dependent Minor Children, and thereafter, on or before January 2nd of each calendar year. Parties will be required to provide notice of any change of insurance carrier, premium, or benefits within thirty calendar days of the change.

33. Each parent will give the other parent a duplicate insurance card to present to medical providers for care.

34. Father will solely pay the actual out-of-pocket costs of the medical, dental, or optical insurance premiums for the Minor Children. If both parties are maintaining health insurance coverage for the Minor Children, each party will solely pay his or her own insurance premiums.

35. Each party is responsible for one-half of all reasonable medical, health, dental, and optical expenses not covered by health insurance and incurred for the parties' Minor Children.

36. The parent who incurs medical, dental, or optical expenses shall provide written verification of the cost and payment of the expense to the other parent within 30 days of payment. The non-paying parent is required to remit payment of their one-half share within 30 days of receipt of the verification.

FEDERAL AND STATE INCOME TAXES

37. Mother shall claim the Minor Children on her taxes every year as dependents.

ALIMONY

38. Neither party is awarded alimony, now or ever.

REAL PROPERTY

39. The parties have an interest in real property located at 219 Walton Drive, North Salt Lake, Utah 84054 (“**Marital Home**”). Mother shall be granted sole ownership, financial value, and exclusive use and occupancy of the Marital Home. Mother shall be solely responsible for paying the mortgage, and all other expenses related to the Marital Home. Father shall remain on the mortgage to the Marital Home. The parties shall cooperate to sign any documents to transfer title to the Marital Home solely to Mother’s name with 14 days of the entry of the Divorce Decree.

PERSONAL PROPERTY

40. The parties are entitled to their own separate property acquired before the marriage or through gift or inheritance acquired at any time.

41. Mother is awarded the 2013 Hyundai Sonata and is responsible for any outstanding or future debt or obligations thereon.

42. Mother is awarded the 2020 VW Atlas and is responsible for any outstanding or future debt or obligations thereon.

43. All remaining items of personal property shall be awarded as has already been divided by the parties.

BUSINESS INTERESTS

44. The parties have no business interests to divide.

DEBTS

45. The parties shall equally split the following debts:

- a. America First Credit Union joint credit card
- b. Both Capitol One joint credit cards
- c. Chase joint credit cards
- d. American Express joint credit cards

FINANCIAL ACCOUNTS

- 46. The parties have no joint financial accounts.
- 47. Each party is awarded any financial account, including any bank, savings, checking, money market, stock, bond, or other financial account held solely in his or her own name, free and clear from any claim by the other party.

RETIREMENT ACCOUNTS

- 48. Each party is awarded any retirement account(s) in his or her own respective name, free and clear from any claim from the other party.

2. COSTS AND ATTORNEY FEES

- 49. 1Each party shall bear their own attorney's fees.

MISCELLANEOUS

- 50. Each party is ordered to execute and deliver to the other such documents as are required to implement the provision of the decree of divorce entered in this case by the Court. Should a party fail to execute a document within 60 days of entry of a divorce decree, the other party may bring an Order to Show Cause at the expense of the disobedient party and seek that the Court appoint some other person to execute the document pursuant to Rule 70 of the Utah Rules of Civil Procedure.

- 51. The parties should be permanently restrained from harassing, harming, bothering,

annoying, threatening, committing violence or attempting to harass, bother, annoy, threaten or commit violence to the other. Said methods of harassment include, but are not limited to, excessive unsolicited telephone calls, excessive electronic contact through e-mails, texts, etc., and unplanned visits at the other's place of residence.

End of Document – Court's Signature Appears at top of First Page

Respectfully submitted by:

Robertson Alger & Spjute

/s/ Travis J. Robertson

Travis J. Robertson, Esq.

Attorney for Respondent

Approved as to form and content:

/s/ Kitekeiaho Fatai Motulalo Afeaki

KITEKEIAHO FATAI MOTULALO AFEAKI

Respondent

E-signature added with permission