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**IN THE THIRD JUDICIAL DISTRICT IN AND FOR
SALT LAKE COUNTY, STATE OF UTAH**

In the Matter of the Marriage of

LANNIE REX SEARS,

Petitioner,

and

STACIE ANN SEARS,

Respondent.

DECREE OF DIVORCE

Case No.: 244901188

Judge: Robert P. Faust
Commissioner: Kim M. Luhn

This matter came on for trial on February 11, 2026. It was tried by the Court, the Honorable Robert P. Faust, District Court Judge, presiding. Petitioner Lannie Rex Sears (“**Petitioner**”) was present and represented by counsel, Kimberley L. Hansen. Respondent Stacie Ann Sears (“**Respondent**”) was present and represented by counsel, Emily Smoak.

The Court, having considered the testimony of the parties and other witnesses, reviewing exhibits and the file herein, heard the argument regarding the issues tried in this case, and having reviewed the appropriate legal authorities, and for good cause appearing in the record and in the

admitted evidence, and having entered its Findings of Fact and Conclusions of Law (“**Findings**”), does now

ORDER, ADJUDGE AND DECREE as follows:

Divorce

1. Petitioner and Respondent are awarded a decree of divorce, terminating the marriage of the parties on the grounds of irreconcilable differences, effective February 11, 2026.

Children

2. The parties have no minor children and none are expected.

Real Property

3. Petitioner and Respondent own a house at 2126 Yuma Street in Salt Lake City, Utah.

4. At trial, the parties stipulated that the value of the Yuma house is \$1,000,000. There is no debt on the Yuma house. Respondent desires to keep the Yuma house. Petitioner does not object, provided Respondent pays him half of the equity.

5. The Yuma house is awarded to Respondent, and Respondent is to pay Petitioner \$500,000 from Respondent’s portion of the marital assets. This payment is to be made before the assets are divided between the parties as described herein.

Tangible Personal Property

6. Petitioner is awarded the following pieces of art, which are currently in Respondent’s possession: I Have a Dream, Move On Up a Little Higher, and Cat’s Cradle.

7. Except for the art awarded to Petitioner, all tangible personal property, including vehicles, is awarded to its possessor as of trial.

Intangible Property

8. All retirement, bank, and investment accounts, including those opened between separation and trial, are divided equally as of February 11, 2026, the date of trial and divorce.
9. All retirement accounts are to be divided between the parties according to the *Woodward* formula, if applicable, using February 11, 2026 as the date of division.
10. In August 2025, Respondent withdrew \$153,562.96 from Fidelity x3122. Respondent is to pay half that amount, or \$76,781.48, to Petitioner from Respondent's portion of the marital assets. This payment is to be made before the assets are divided between the parties as described herein.

Debt

11. Any outstanding debt that was incurred during the marriage shall be equally divided between the parties pursuant to Utah Code section 81-4-406(4).
12. Any debt incurred by a party post-separation (January 2024) shall be the responsibility of that party. This includes credit card debt.

Taxes

13. The parties shall equally split all tax refunds and tax liabilities for 2025.
14. Neither party shall apply any refund as credit toward any future tax liability.
15. The parties may, if they choose, file a joint tax return for 2025.

Alimony

Petitioner's Income and Expenses

16. Petitioner's gross monthly income is \$31,400. Petitioner's estimated withholding is \$11,851, which provides him a net monthly income of \$19,549.

17. The Court decreases Petitioner's claimed monthly expenses of \$19,345 by \$11,606 to \$7,739.

18. Therefore, Petitioner has net monthly income of \$19,549 and approved expenses of \$7,739, resulting in positive income of \$11,810 per month.

Respondent's Income and Expenses

19. The Court imputes income to Respondent of \$10,165 gross per month. After taxes of \$2,278.39, Respondent has net monthly income of \$7,886.61.

20. Respondent's claimed post-petition expenses of \$16,328.98 are reduced by \$7,466.24 to \$8,862.74 per month. Respondent did not establish expenses present during the marriage in an amount higher than that.

21. Therefore, Respondent has net income of \$7,886.61 and expenses of \$8,862.74 resulting in negative monthly income of <\$976.13> per month.

Alimony Calculation

22. Respondent has a need for alimony under her current approved expenses and Petitioner can pay as he has positive income after his expenses. Respondent is awarded alimony in the amount of \$976 a month for the length of the marriage.

True Up

23. Respondent was awarded and Petitioner paid temporary alimony at the rate of \$7,689 per month from August 2024 through trial. Under Utah Code § 81-4-502, that time must be counted toward the total duration of the final alimony award.

24. The Court's reduction of alimony to \$976 per month is almost exclusively attributable to (1) the Court's imputation of income to Respondent that she could have been earning and (2)

Respondent's overstatement of expenses. The Court determines the information forming the basis for the temporary award was incorrect and not accurate. Respondent overstated her expenses by thousands of dollars and also the income used was not correct.

25. The Court GRANTS the request to make the permanent alimony award retroactive back to August 2024, the effective date of the temporary alimony order.

26. The Court grants an alimony true-up adjustment in the amount requested in the alternative by Petitioner in the amount of \$45,950.55. This amount shall be applied as a credit toward future alimony payments.

Attorney Fees

27. The Court orders each party to pay their own fees and costs as both parties have sufficient worth and assets from the marriage to do so.

****ENTERED BY THE COURT ON THE DATE AND AS INDICATED
BY THE COURT'S SEAL AT THE TOP OF THE FIRST PAGE****

Approved as to form:

Taylor Webb
Counsel for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on 4th day of May 2026, the foregoing **DECREE OF DIVORCE** was served via email upon the following:

Taylor Webb
twebb@zbappeals.com

Emily Smoak
esmoak@hastings-smoak.com

/s/ Kimberley L. Hansen

*****Notice Pursuant to Rule 7(j)(4) of the Utah Rules of Civil Procedure*****

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 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 Order. If this Order was served by mail, an additional three (3) days shall be added to your time to respond.