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**THIRD JUDICIAL DISTRICT COURT  
SALT LAKE COUNTY, STATE OF UTAH  
Court Address: 450 South State Street, Salt Lake City, UT 84114**

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IN THE MATTER OF THE MARRIAGE OF:

ELISA VEGA-ALLEN,

Petitioner

and

ANTONIO MANZANO GARCIA,

Respondent

**DECREE OF DIVORCE**

Case No. 264901995 DA

Judge: Chelsea Koch

Commissioner: Russell Minas

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THE COURT, having made its Findings of Fact and Conclusions of Law, and good cause appearing, now makes the following:

**DECREE OF DIVORCE**

**DECLARATION OF DIVORCE**

1. Based on the parties' irreconcilable differences, the marriage between the parties is hereby dissolved and the parties are hereby declared divorced.

**PARENTING PLAN**

This Parenting Plan is being filed in good faith.

**Children - custody**

(Utah Code Title 81, Chapter 9, Part 3)

2. It is in the children's best interest that the parties be awarded Joint Legal Custody and that Elisa Y Vega-Allen be awarded Sole Physical custody. Antonio DeJesus Manzano Garcia shall have parent-time at reasonable times and places. Elisa Y Vega-Allen is filing this Parenting Plan and verifies the plan is filed in good faith.

The parents will follow a custom parent-time schedule.

a. Elisa Vega shall have Jaidan Manzano Sunday night through Friday Morning. Antonio Shall pick Jaidan Manzano from school Friday during the afternoon and have him through Sunday afternoon.

**Parent-time for special occasions**

3. The parents will follow the schedule for special occasions below. If there is more than one child and the children's school schedules vary for purpose of a holiday, at the option of the parent exercising the holiday or the parent's half of the holiday, the children may remain together for the holiday period beginning the first evening that all children's schools are let out for the holiday and ending the evening before any child returns to school. (Utah Code 81-9-302, 303).

|  | Holiday | Holiday Time Period | Years Noncustodial | Years Custodial |
|--|---------|---------------------|--------------------|-----------------|
|--|---------|---------------------|--------------------|-----------------|

|  |                                |                                                                                                                                                                                                                                                                                                                                     | Parent is Granted Holiday | Parent is Granted Holiday |
|--|--------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|---------------------------|
|  | Dr. Martin Luther King Jr. Day | <p>(1) Holiday begins Friday at:</p> <p>(a) 9 a.m. if school is not in session and the parent can be with the minor child;</p> <p>(b) the time that school is regularly dismissed; or</p> <p>(c) 6 p.m. at the election of the parent granted the holiday.</p> <p>(2) Holiday ends at 7 p.m. on Dr. Martin Luther King Jr. Day.</p> | Odd years                 | Even years                |
|  | President's Day                | <p>(1) Holiday begins Friday at:</p> <p>(a) 9 a.m. if school is not in session and the parent can be with the minor child;</p> <p>(b) the time that school is regularly dismissed; or</p> <p>(c) 6 p.m. at the election of the parent granted the holiday.</p> <p>(2) Holiday ends at 7 p.m. on the day before school resumes.</p>  | Even years                | Odd years                 |
|  | Spring Break                   | <p>(1) Holiday begins at 6 p.m. on the day that school dismisses for spring break.</p> <p>(2) Holiday ends at 7 p.m. on the day before school resumes.</p>                                                                                                                                                                          | Odd years                 | Even years                |
|  | Memorial Day                   | <p>(1) Holiday begins Friday at:</p> <p>(a) 9 a.m. if school is not in session and the parent can be with the minor child;</p> <p>(b) the time that school is regularly dismissed; or</p>                                                                                                                                           | Even years                | Odd years                 |

|  |                                 |                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                  |                                                                                               |
|--|---------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------|
|  |                                 | (c) 6 p.m. at the election of the parent granted the holiday.<br><br>(2) Holiday ends at 7 p.m. on Memorial Day.                                                                                                                                                                                                                                                                     |                                                                                                  |                                                                                               |
|  | Mother's Day                    | (1) Holiday begins on Mother's Day at 9 a.m.<br><br>(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.<br><br>(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:<br><br>(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<br><br>(b) 9 a.m. on Juneteenth National Freedom Day if the day before Juneteenth National Freedom Day is Father's Day.<br><br>(2) Holiday ends at 6 p.m. on the day following Juneteenth National Freedom Day. | Even years                                                                                       | Odd years                                                                                     |
|  | Independence Day                | (1) Holiday begins on July 3rd at 6 p.m.<br><br>(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.<br><br>(2) Holiday ends on July 25th at 6 p.m.                                                                                                                                                                                                                                                                                             | Even years                                                                                       | Odd years                                                                                     |
|  | Labor Day                       | (1) Holiday begins on Friday at:                                                                                                                                                                                                                                                                                                                                                     | Odd years                                                                                        | Even years                                                                                    |

|  |                           |                                                                                                                                                                                                                                                                                        |            |            |
|--|---------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|------------|
|  |                           |                                                                                                                                                                                                                                                                                        |            |            |
|  | Columbus Day              | (1) Holiday begins at 6 p.m. on the day before Columbus Day.<br><br>(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.<br><br>(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:<br><br>(a) at the time that school is dismissed; or<br><br>(b) at 4 p.m. if there is no school.<br><br>(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.<br><br>(2) Holiday ends at 7 p.m. on Veterans Day.                                                                                                                                                                        | Odd years  | Even years |
|  | Thanksgiving              | (1) Holiday begins on Wednesday at:<br><br>(a) 6 p.m.; or<br><br>(b) the time school is regularly dismissed for Thanksgiving at the election of the parent granted the holiday.<br><br>(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:<br><br>(a) 6 p.m. on the day on that school                                                                                                                                                                                                                     | Odd years  | Even years |

|  |                                            |                                                                                                                                                                                                                                          |            |            |
|--|--------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|------------|
|  |                                            | dismisses for winter break; or<br><br>(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.<br><br>(2) Holiday ends on December 27th at 7 p.m. |            |            |
|  | Winter Break<br>(Second Half)              | (1) Holiday begins on December 27th at 7 p.m.<br><br>(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.<br><br>(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.<br><br>(2) Holiday ends at 9 p.m.                                                                                                                                                                           | Odd years  | Even years |

#### **Parent-time transfers**

4. Pick-up and drop-off (“transfers”) of the children for parent-time will be as described below: The parties will make arrangements for pick up, delivery and return of the children prior to each scheduled parent-time.

#### **Curbside transfers**

5. There will not be curbside transfers. The parent/person dropping-off or picking-up a child may accompany the children to the other parent/person when parent-time transfers are made.

### **Decision-making**

6. Each parent will make day-to-day decisions for the children during the time they are caring for the children. Either parent may make emergency decisions affecting the health or safety of the children. A parent who makes an emergency decision must share the decision with the other parent as soon as reasonably possible.

### **Joint decision-making.**

7. The parents will share responsibility for making major decisions about the children. If there is a disagreement, the parents will resolve the dispute as provided in the Resolving disputes section below.

### **Education plan**

8. The school the children will attend is based on Elisa Y Vega-Allen's home residence.

9. Elisa Y Vega-Allen and Antonio DeJesus Manzano Garcia has authority to check the children out of school. Elisa Y Vega-Allen and Antonio DeJesus Manzano Garcia has access to the children during school. If the parents cannot agree, education decisions will be made by Elisa Y Vega-Allen.

### **Communication with each other**

10. Parents will communicate with each other by any method.

### **Communication with the children**

11. The parents agree they will:

- provide age-appropriate help to the children to communicate with the other parent.
- give the children privacy during their communication with the other parent. The parents will not interfere with or monitor communication between the children and the other parent.

12. Parents and children may communicate with each other whenever the children choose.

- By any method

### **Records and information sharing**

13. Both parents will have access to records and the ability to consult with providers regarding education, child care, and health care.

### **Travel by the children**

14. During their parent-time, the parent may consent for the children to travel with a sports team, religious group, school group, relatives, friends, by themselves, or with others.

15. If the children will be travelling for more than 2 days, the parent arranging the travel will notify the other parent at least 30 days in advance. That parent will give the other parent the travel schedule, locations and phone numbers at least 2 days in advance. In case of emergency, the parent will provide as much notice as possible.

### **Child care**

16. A child care provider for our children must be: A relative, friend, or neighbor.

**Relocation of a parent (Utah Code 81-9-209)**

17. If either parent moves more than 149 miles from the other, the moving parent must give the non-moving parent a written Notice of Relocation. The notice must be sent at least 60 days before the planned move.

a. The written Notice of Relocation must include:

- Information about the move;
- A proposed parent-time schedule; and
- A statement that the parents will not interfere with the other parent's parent-time.

b. If the moving parent does not give the non-moving parent a Notice of Relocation, the moving parent will be in contempt of the court's order.

18. If either parent lives more than 149 miles away from the other, or if the parents live in different countries, parent-time will be as the parties agree. If they are unable to agree, the following will be the minimum parent-time for the noncustodial parent:

**Relocation Schedule** (Utah Code 81-9-209)

c. in years ending in odd number, the minor children will spend the following holidays with the noncustodial parent:

- i. Thanksgiving holiday beginning Wednesday until Sunday; and
- ii. spring break, if applicable, beginning the last day of school before the holiday until the day before school resumes;

- d.** in years ending in an even number, the minor children will spend the following holidays with the noncustodial parent:

  - i. the entire winter school break period; and
  - ii. the fall school break beginning the last day of school before the holiday until the day before school resumes; and
- e.** extended parent-time equal to  $\frac{1}{2}$  of the summer or off-track time for consecutive weeks. The children will be returned to the custodial home no later than seven days before school begins. This week will be counted when determining the amount of parent-time to be divided between the parents for the summer or off-track period. The parties will mutually agree on this extended time each year. If they are unable to agree, the noncustodial parent will select the dates for the extended time period.
- f.** One weekend per month at the option and expense of the noncustodial parent. The noncustodial parent's monthly weekend entitlement is subject to the following restrictions.

  - i. If the noncustodial parent has not designated a specific weekend for parent-time, the noncustodial parent will receive the last weekend of each month unless a holiday assigned to the custodial parent falls on that particular weekend. If a holiday assigned to the custodial parent falls on the last weekend of the month, the noncustodial parent will be entitled to the next to the last weekend of the month.

ii. If a noncustodial parent's extended parent-time or parent-time over a holiday extends into or through the first weekend of the next month, that weekend will be considered the noncustodial parent's monthly weekend entitlement for that month.

iii. If a child is out of school for teacher development days or snow days after the children begin the school year, or other days not included in the list of holidays in Subsection (5) and those days are contiguous with the noncustodial parent's monthly weekend parent-time, those days will be included in the weekend parent-time.

g. The custodial parent is entitled to all parent-time not specifically allocated to the noncustodial parent.

19. If either parent lives more than 149 miles away from the other or the parents live in separate countries, costs for the children's travel expenses for parent-time will be shared equally.

20. If a parent has been found in contempt for not being current on all support obligations, and they do not have primary physical care of the child, they will be responsible for the child's related travel expenses.

21. Reimbursement for the child's travel expenses must be made within 30 days of receipt of documents detailing those expenses.

### **Resolving disputes**

22. If the parents need to resolve a dispute regarding the children, they will discuss the issues in good faith and try to reach an agreement based on what is best for their children. If

the parents are unable to agree, they will go to the following before bringing the issue to the court:

**h. Counseling**

**END OF PARENTING PLAN**

**Income: Petitioner (Elisa Y Vega-Allen) (Utah Code 81-6-203)**

23. Elisa Y Vega-Allen's gross monthly income for child support purposes is \$3467. Elisa Y Vega-Allen base child support amount using the sole custody calculation is \$539. Elisa Y Vega-Allen receives the following gross monthly income:

i. Elisa Y Vega-Allen is employed at Teleperformance . Elisa Y Vega-Allen earns \$3467 gross (pre-tax) monthly income working a 40-hour a week job or less.

**Income: Respondent (Antonio DeJesus Manzano Garcia) (Utah Code 81-6-203)**

24. Antonio DeJesus Manzano Garcia's gross monthly income for child support purposes is \$0. Antonio DeJesus Manzano Garcia receives the following gross monthly income:

i. **Antonio DeJesus Manzano Garcia** does not have any countable income from any source.

ii. The adjusted gross monthly income for **Antonio DeJesus Manzano Garcia** is \$0.

**Child support (Utah Code Title 81, Chapter 6, Parts 1 and 2)**

25. It is in the best interest of the children that Antonio DeJesus Manzano Garcia be ordered to pay child support to Elisa Y Vega-Allen as follows:

i. \$30.00 per month base support. This amount complies with the Utah Child Support Act.

26. Once a child is no longer eligible to receive child support, the support amount for the eligible children shall be recalculated using the child support worksheet (Utah Code Title 81, Chapter 6, Parts 1 and 2). The parties may not divide the base child support award by the number of children and subtract that amount from the prior child support amount.

27. The **sole** custody worksheet was used to calculate child support.

Elisa Y Vega-Allen's base child support amount is \$539 per month. Antonio DeJesus Manzano Garcia's base child support amount is **\$30** per month. If physical custody of a child changes from what the court orders:

- The parent owing support must pay the support amount to whomever has physical custody of the child.
- The parent must pay the support amount without asking the court to modify the child support order.
- This does not apply to temporary parent-time changes. (Utah Code 81-6-104(4) and 81-6-205(8)(a)).

**Child support reduction for extended parent-time**

28. If a child lives with the non-custodial parent by court order or written agreement of the parties for:

- 25 of any 30 consecutive days, base child support will be reduced by 50% for each child who lives with the non-custodial parent during that time. (Utah Code 81-6-211(1)(a)).
- 12 of any 30 consecutive days, base child support will be reduced by 25% for each child who lives with the non-custodial parent during that time. (Utah Code 81-6-211(1)(b)).

The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.

29. If a child receives cash assistance through the T.A.N.F. or F.E.P. programs, any agreement by the parties to reduce child support during extended parent-time must be approved by the Office of Recovery Services.

30. Child support will be paid as follows: He can send it through Venmo or cash

31. The issue of past-due child support may be decided by future court or administrative action.

32. Elisa Y Vega-Allen will pay any ORS fees. If Elisa Y Vega-Allen is the ORS applicant and the fees are withheld from payments to Elisa Y Vega-Allen, Antonio DeJesus Manzano Garcia will reimburse Elisa Y Vega-Allen.

33. The parties must notify each other within 30 days of any change in their income.

34. The parties can ask to change this child support order by motion after three years from the date of its entry if:

- there is a difference of 10% or more between the amount previously ordered and the new amount of child support under the Utah child support guidelines,
- the difference is not temporary, and
- the amount previously ordered was not a deviation from the child support guidelines.

If the children receive TANF funds at the time an adjustment is sought, ORS will review the order and ask the court to adjust the amount if appropriate. (Utah Code 62A-11-306.2).

35. The parties can ask to change this child support order at any time by petition if there

has been a substantial change in circumstances because of material changes in:

- custody;
- the relative wealth or assets of the parties;
- income of a parent of 30% or more;
- the employment potential and ability of a parent to earn;
- the medical needs of the child; or
- the legal responsibilities of either parent for the support of others. (Utah Code 81-6-202 and 81-6-212)

The change must result in a difference of 15% or more between the amount previously ordered and the new amount of child support under the Utah child support guidelines. The difference may not be temporary.

The court can consider natural or adoptive children born after the entry of the decree other than those in common to both parties as part of a request to modify an existing award subject to limitations in the law. (Utah Code 81-6-202(8))

**Dependent children for tax purposes**

36. Elisa Y Vega-Allen may claim the parties' children as dependents/exemptions for tax purposes.

**Child health care (Utah Code 81-6-208)**

37. The parties must provide health care coverage for the medical expenses of the dependent children. Health care coverage means coverage under which medical services are provided to a dependent child through: fee for service, a health maintenance organization, a preferred provider organization, any other type of private health insurance, or public health care coverage. Utah Code 81-6-101(14),

38. The parent who is able to obtain the most affordable medical, hospital, and dental insurance for the dependent children must maintain medical, hospital, and dental care insurance for the dependent children if it is available at reasonable cost. If medical insurance is not available at reasonable cost then both parents must ensure the children have health care coverage. This may require applying for public health care coverage, such as CHIP or Medicaid.

a. If, at any time, a dependent child is covered by the medical, hospital, or dental insurance plans of both parents, the coverage will be as follows:

- Elisa Y Vega-Allen's insurance will be primary coverage.

- Antonio DeJesus Manzano Garcia's insurance will be secondary coverage.
- b. If a parent remarries and that parent's dependent child is not covered by that parent's health, hospital, or dental insurance plan but is covered by a step-parent's plan, the coverage will be as follows:
- Elisa Y Vega-Allen's spouse's insurance will be primary coverage.
  - Antonio DeJesus Manzano Garcia's spouse's insurance will be secondary coverage.
- c. Both parties will equally share the out-of-pocket costs of the insurance premiums.
- d. Both parties will equally share all uninsured and unreimbursed medical and dental expenses that are reasonable and necessary. This includes deductibles, co-insurance, and co-payments paid by a party for the dependent children.
- e. The party who pays health care expenses must provide the other party written verification of the cost and payment within 30 days.
- f. If a party does not follow this order and provide written verification, they may not be able to receive credit for health care expenses or recover the other party's share of the expenses.
- g. On or before January 2 of each year, the party ordered to maintain coverage must provide verification of coverage to the other party, and ORS, if they are involved.
- h. If there is any change in coverage, within 30 days of the change the party ordered to maintain coverage must notify the other party and ORS, if they are involved.

Child care expenses (Utah Code 81-6-209)

39. Both parties will equally share all reasonable work, career, or occupational training-related child care expenses.

a. The party who pays child care expenses must provide the other party written verification of the cost and identity of the child care provider. This must be done when a provider is first hired, and any time the other party asks for the information. The party incurring or paying child care expenses must notify the other party of any change of a child care provider or monthly expense. This must be done within 30 calendar days of the change.

b. The party not directly paying for child care must pay their share of child care expenses as soon as they receive verification of the expenses.

c. If a party does **not** follow the order and provide written verification, they may not receive credit for work, career, or occupational training-related child care expenses or recover the other party's share of the expenses.

Public assistance statement – Office of Recovery Services (ORS) (Utah Code 81-6-106(2)-(3))

40. Neither party has received or is receiving public assistance from the State of Utah.

**Personal property (Utah Code Title 81, Chapters 1, 4, 6, and 9)**

41 All personal property not addressed in the divorce is awarded as the parties have already divided it.

**Debts**

42. The parties are not aware of any debts from the marriage. If any debts exist, each debt will be the responsibility of the party who incurred the debt.

**Real property**

43. The parties do not have any real property that is marital property. The parties do not need a court order about real property.

**Alimony**

44. Neither party shall pay alimony.

**Retirement money**

45. The parties do not need a court order about retirement money.

**Duty to sign documents**

46. The parties will sign all documents necessary to comply with the divorce decree within 60 days from entry of the decree. If a party fails to sign a document within 60 days, the other party may ask the court to appoint someone to sign the document. (Utah Rule of Civil Procedure 70)

47. Elisa Y Vega-Allen asks that she be granted a divorce pursuant to the terms of this Verified Petition for Divorce, and for such other relief as the court deems equitable and just.

**\*\* SIGNED AND ENTERED ELECTRONICALLY BY THE COURT IN THE UPPER  
RIGHT-HAND CORNER OF THE DOCUMENT \*\***