

Heather Passananti-Garcia

Name

4173 W Rae St

Address

West Valley, Utah 84120

City, State, Zip

N/A

Phone

heatherrosegarcia@yahoo.com

Email

In the Court of Utah

THIRD Judicial District SALT LAKE County

Court Address 450 SOUTH STATE STREET, SALT LAKE CITY, UT 84114

In the Matter of (select one)

☒ the Marriage of (for a divorce with
or without children, annulment,
separate maintenance, or
temporary separation case)

Heather Passananti-Garcia

(name of Petitioner)

and

Richard Garcia

(name of Respondent)

Other parties (if any)

Divorce Decree

264902703

Case Number

Karen Pettit

Judge

Commissioner (domestic cases)

The court decrees:

Divorce

1. Heather Passananti-Garcia is granted a divorce based on the Declaration of Jurisdiction and Grounds signed by Heather Passananti-Garcia. The divorce will become final upon entry of the divorce decree.

Children (Utah Code 81-6-101(7))

2. **Heather Passananti-Garcia** and **Richard Garcia** are the legal parents of the following children (Utah Code 81-5-102 et seq.)

- a. Any unborn child listed is expected to be born within 300 days of the entry of the decree.

Minor Children

a.

Child Name: **Mitchell Garcia**

Date of Birth: **Feb 21, 2015**

b.

Child Name: **Lillian Garcia**

Date of Birth: **Aug 24, 2016**

c.

Child Name: **Miles Garcia**

Date of Birth: **Aug 16, 2020**

Children – Jurisdiction over custody and parent-time issues (Utah Code 81-11-101, 81-11-201, and 81-11-208)

3. Utah has jurisdiction over the custody and parent-time issues in this case because:

4. During the last five years, the minor children have lived at the following places and with the following people:

a.

Child Name: **Mitchell Garcia**

Date of Birth: **Feb 21, 2015**

i.

Move-out Date: **This is the child's current address**

Move-in Date: **Apr 1, 2024**

Address: **4173 W Rae St, West Valley, Utah 84120 United States**

(1).

Caretaker at this address: **Heather Passananti-Garcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120**

United States

ii.

Move-out Date: **Apr 1, 2024**

Move-in Date: **Feb 1, 2021**

Address: **1330 E 4750 S, C1, Holladay, Utah 84117 United States**

(1).

Caretaker at this address: **Heather Passsananti-Garcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120
United States**

(2).

Caretaker at this address: **Richard Garcia**

Caretaker current address: **745 three fountains circle, apt 38, murray,
Utah 84107 United States**

b.

Child Name: **Lillian Garcia**

Date of Birth: **Aug 24, 2016**

i.

Move-out Date: **This is the child's current address**

Move-in Date: **Apr 1, 2024**

Address: **4173 W Rae St, West Valley, Utah 84120 United States**

(1).

Caretaker at this address: **Heather Passananti-Garcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120
United States**

ii.

Move-out Date: **Apr 1, 2024**

Move-in Date: **Feb 1, 2021**

Address: **1330 E 4750 S, C1, Holladay, Utah 84117 United States**

(1).

Caretaker at this address: **Heather Passananti-Garcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120
United States**

(2).

Caretaker at this address: **Richard Garcia**

Caretaker current address: **745 three fountains circle, apt 38, murray,
Utah 84107 United States**

c.

Child Name: **Miles Garcia**

Date of Birth: **Aug 16, 2020**

i.

Move-out Date: **This is the child's current address**

Move-in Date: **Apr 1, 2024**

Address: **4173 W Rae St, West Valley, Utah 84120 United States**

(1).

Caretaker at this address: **Heather Passananti-Garcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120**

United States

ii.

Move-out Date: **Apr 1, 2024**

Move-in Date: **Feb 1, 2021**

Address: **1330 E 4750 S, C1, Holladay, Utah 84117 United States**

(1).

Caretaker at this address: **Heather passanantiGarcia**

Caretaker current address: **4173 W Rae St, West Valley, Utah 84120**

United States

(2).

Caretaker at this address: **Richard Garcia**

Caretaker current address: **745 three fountains circle, apt 38, murray,**

Utah 84107 United States

Children – Other court proceedings

(Utah Rule of Civil Procedure 100; Utah Uniform Child Custody Jurisdiction and Enforcement Act, UCCJEA, Utah Code 81-11-101 et seq.; Utah Uniform Interstate Family support Act, UIFSA, Utah Code 81-8-102 et seq.)

I say the following:

5. There are no custody, child support, or parent-time cases about **Heather Passananti-Garcia** and **Richard Garcia**'s minor children in any court or government agency. This includes filed, pending, and completed cases.

6. **Heather Passananti-Garcia** and **Richard Garcia** have physical custody of our child(ren), and are the only people who have custody, child support, and parent-time rights to our child(ren).

PARENTING PLAN

This Parenting Plan is being filed in good faith.

This parenting plan is agreed to by **Heather Passananti-Garcia** and **Richard Garcia**.

Children - custody

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

7. It is in the children's best interest that the parties be awarded Joint Legal and Joint Physical Custody. **Heather Passananti-Garcia** is filing this Parenting Plan and verifies

the plan is filed in good faith.

8. The children should reside in **Heather Passananti-Garcia's** home **183** overnights each year and in **Richard Garcia's** home **182** overnights each year.

9. Parent-time will be equal between the parties. (Utah Code 81-9-305 and 81-6-206(7))

10. The chart below shows how this schedule will function.

Week	Evening	Parent
1	Monday	petitioner
1	Tuesday	petitioner
1	Wednesday	petitioner
1	Thursday	respondent
1	Friday	respondent
1	Saturday	respondent
1	Sunday	petitioner
2	Monday	petitioner
2	Tuesday	petitioner
2	Wednesday	respondent
2	Thursday	respondent
2	Friday	respondent
2	Saturday	respondent
2	Sunday	petitioner

Parent-time for special occasions

11. 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	Period	Richard Garcia	Heather Passananti-Garcia
Any	9am day of holiday to 9am following day	Years when holiday lands on normal custody day	Years when holiday lands on normal custody day

Parent-time transfers

12. 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

13. 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

14. 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. 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

15. The school the children will attend is based on a specific plan for where the children will attend school: **Children will stay in their current schools unless they request to move elsewhere.**

16. Heather Passananti-Garcia and Richard Garcia has authority to check the children out of school. Heather Passananti-Garcia and Richard Garcia has access to the children during school. If the parents cannot agree, education decisions will be made by Heather Passananti-Garcia.

Communication with each other

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

Communication with the children

18. 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.

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

- By any method

Records and information sharing

20. 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

21. 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.

22. If the children will be travelling for more than **3** days, the parent arranging the travel will notify the other parent at least **60** days in advance. That parent will give the other parent the travel schedule, locations and phone numbers at least **30** days in advance. In case of emergency, the parent will provide as much notice as possible.

Child care

23. A child care provider for our children must be:

- A licensed child care provider.
- A relative, friend, or neighbor.

Relocation of a parent

24. Neither parent may relocate with the minor children more than **100** miles from their current residence without a written agreement signed by the parties or further court order.

25. If either parent lives 150 miles or more away from the other or the parents live in separate countries, costs for the children's travel expenses for parent-time will be paid by **the parent who moved**.

26. 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.

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

Resolving disputes

28. 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:

a. Mediation

Changing the plan

This plan remains in effect until changed. A change comes from a modification of a court order.

29. A joint physical custody arrangement may result in denial of cash assistance under the Employment Support Act, Title 35A, Chapter 3, of the Utah Code.

END OF PARENTING PLAN

Income: Petitioner (Heather Passananti-Garcia) (Utah Code 81-6-203)

30. **Heather Passananti-Garcia's** gross monthly income for child support purposes is **\$3713**. **Heather Passananti-Garcia** receives the following gross monthly income:

Income: Respondent (Richard Garcia) (Utah Code 81-6-203)

31. **Richard Garcia's** gross monthly income for child support purposes is **\$4333**.

Richard Garcia receives the following gross monthly income:

32. The adjusted gross monthly income for **Richard Garcia** is **\$4333**.

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

33. **Heather Passananti-Garcia** believes the guideline amount for child support is unjust, inappropriate, or not in the best interest of our children for the following reasons:

The reason(s) for deviation are absence of need of the parent to receive child support.

34. It is in the best interest of the parties' children that neither party be ordered to pay child support to the other. This deviates from the Utah Uniform Child Support Guidelines.

a. Unless the Court orders otherwise, support for each child ends when:

- a child turns 18 or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or
- a child dies, marries, becomes a member of the United States armed forces, or is emancipated (Utah Code 78A-6-801).

35. Once a child is no longer eligible to receive child support, the support amount for the eligible children should 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.

36. Child support will be paid as follows:

Venmo or bank account transfer

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

action.

38. **Heather Passananti-Garcia** and **Richard Garcia** will each pay half of any ORS fee.

a. If a fee is withheld from payments to **Heather Passananti-Garcia**, **Richard Garcia** will reimburse **Heather Passananti-Garcia** for half the fee.

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

40. The Office of Recovery Services (<https://ors.utah.gov/>) provides services to individuals who are seeking assistance in the collection or enforcement of child support orders.

Dependent children for tax purposes

41. **Heather Passananti-Garcia** may claim the parties' children as dependents/exemptions for tax purposes.

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

42. 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),

43. 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:

- **Heather Passananti-Garcia's** insurance will be primary coverage.
- **Richard 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:

- **Heather Passananti-Garcia's** spouse's insurance will be primary coverage.
- **Richard 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)

44. 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))

45. 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)

46. All personal property not addressed in the divorce should be divided as the parties have already divided it.

Vehicles

47. Vehicles will be divided as follows:

a.

Year: **2006**

Make: **Honda**

Model: **Odyssey**

VIN: **N/A**

Owner (before divorce): **Heather Passananti-Garcia, Richard Garcia**

Current value: **\$2,000.00**

Amounts Estimated: **no**
Ownership After Divorce: **Richard Garcia**
Loan: **N/A**

b.

Year: **2018**
Make: **Nissan**
Model: **Altima**
VIN: **N/A**
Owner (before divorce): **Heather Passananti-Garcia**
Current value: **\$7,500.00**
Amounts Estimated: **no**
Ownership After Divorce: **Heather Passananti-Garcia**
Loan: **N/A**

Bank and credit union accounts

48. Bank and credit union accounts will be divided as follows:

a.

Account Number: **9407**
Account Type: **Checking**
Institution Name: **Chime**
Address: **Unknown**
Date Opened: **N/A**
Balance (US Dollars): **\$50.00**
Estimated: **no**
Owner: **Heather Passananti-Garcia**
Co-Owner(s): **N/A**
Divide as follows: **Heather Passananti-Garcia should be awarded the entire balance of \$50.00 from this money.**

b.

Account Number: **none**
Account Type: **Checking**
Institution Name: **Chime**
Address: **unknown**
Date Opened: **N/A**
Balance (US Dollars): **\$50.00**
Estimated: **yes**
Estimation basis: **No idea what is in his account**
Owner: **Richard Garcia**

Co-Owner(s): **N/A**

Divide as follows: **Richard Garcia should be awarded the entire balance of \$50.00 from this money.**

c.

Account Number: **none**

Account Type: **Savings**

Institution Name: **Ally**

Address: **unknown**

Date Opened: **N/A**

Balance (US Dollars): **\$900.00**

Estimated: **no**

Owner: **Heather Passananti-Garcia**

Co-Owner(s): **N/A**

Divide as follows: **Heather Passananti-Garcia should be awarded the entire balance of \$900.00 from this money.**

Debts

49. 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

50. The parties acquired the following real property during the marriage:

a.

Description: **West Valley House**

Address: **4173 W Rae St, West Valley, Salt Lake, Utah 84120 United States**

Tax ID: **87-0332029**

Legal Description: **Lott 44, Valley Downs No. 4, in Salt Lake County, State of Utah, according to the official Plat thereof**

Date property acquired: **Mar 28, 2024**

Names on title: **Heather Passananti-Garcia and Richard Garcia**

Original cost: **\$375,000**

Current value: **\$379,200.00**

Property values estimated: **no**

Disposal: **Heather Passananti-Garcia will receive sole ownership of this property.**

i.

Creditor: **N/A**

Names on mortgage: **Heather Passananti-Garcia, Richard Garcia**

Date mortgage acquired: **Mar 28, 2024**

Mortgage balance: **\$369,906.98**

Monthly payment: **\$2,927.45**

Mortgage values estimated: **no**

This mortgage will be paid as follows after the divorce: **Heather Passananti-Garcia will pay the entire debt. Heather Passananti-Garcia will provide a copy of the divorce decree to the lender.**

Alimony

51. Neither party will pay alimony.

Retirement money

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

Duty to sign documents

53. 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)

Judge's signature may instead appear at the top of the first page of this document.

8/21/26
Date

Signature ▶  

Judge Kara Pettit

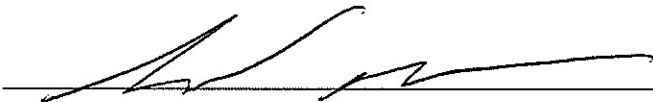
8/2/26
Date

Signature ▶ 

Commissioner _____

Approved as to Form.

Other Party
Signature ▶



Other Party
Name Richard Garcia

Certificate of Service

I certify that I filed with the court and am serving a copy of this Divorce Decree on the following people.

a.

Name: **Richard Garcia**

Method of service: **Email**

Address: **richard.alva1987@yahoo.com**

Date of Service: **Jul 31, 2026**

07/31/2026

Date

Signature



Heather Passananti-Garcia

Printed
Name

Heather Passananti-Garcia