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Attorney for Petitioner

**IN THE SECOND DISTRICT COURT OF WEBER COUNTY, STATE OF UTAH,
OGDEN DEPARTMENT**

In the Matter of the Child of:

JENNA CANDIA,

Petitioner,

and

KARLO PHILIP NAVA,

Respondent.

**DECREE OF CUSTODY, VISITATION,
AND SUPPORT**

Case Number: 244901741

Judge: Camille Neider

Commissioner: Brandon Richards

The Petitioner filed a Petition for Custody, Visitation, and Support on October 18, 2024. The parties agree to a Decree of Custody, Visitation, and Support as set forth in the Stipulation filed on May 18, 2026, and to resolve all outstanding issues in this case. The Court, having reviewed the Stipulation, and having previously entered its written Findings of Fact and Conclusions of Law, and for good cause appearing, does hereby **ORDER, ADJUDGE, AND DECREE AS FOLLOWS:**

JURISDICTION

1. The Petitioner was for more than three (3) months prior to filing this action an actual and bona fide resident of Weber County, State of Utah.
2. This Court has jurisdiction over Petitioner's claims pursuant to UTAH CODE ANN. §78B-15-104 and 78B-15-6.
3. Utah is the "Home State" of the minor child pursuant to UCA 78B-13-102, et al., because the child lived in the state of Utah for at least six consecutive months immediately before the commencement of this proceeding.
4. Pursuant to the Uniform Child Custody Jurisdiction and Enforcement Act, Utah Code §78B-13-101, et seq., and the Uniform Interstate Family Support Act, Utah Code § 78B-14-101 et seq., Petitioner is unaware of any person who is not a party to these proceedings who claims to have custody, child support, and/or parent-time or visitation rights with respect to the minor child.

GROUND

5. The parties were involved in an intimate relationship which resulted in the birth of the minor child.

CHILDREN

6. There has been one child born to the parties, to wit: M.S.N, born July 25, 2024.
7. No other children are expected.
8. Petitioner is the legal mother of the minor child.
9. Respondent is the legal father of the minor child and is on the minor child's birth certificate.

CUSTODY AND PARENT-TIME

10. The Petitioner and Respondent are fit and proper parents to be awarded the joint legal and joint physical care, custody and control of the minor child pursuant to UTAH CODE ANN. §81-9-305.

11. The parties shall accommodate the Respondent's work schedule so that each party has equal parent time so long as he maintains his current job. If Respondent changes jobs, the parties shall follow a 2-2-5 schedule with Respondent having Monday and Tuesday night and Petitioner having Wednesday and Thursday night. The parties shall alternate the weekends from Friday to Monday morning.

12. The minor child shall attend school based on Respondent's residence as long as Respondent resides in Utah.

13. Pursuant to UTAH CODE ANN §81-9-202(19)(a), for emergency purposes, whenever a minor child travels with either parent, all of the following shall be provided to the other parent: (1) an itinerary of travel dates; (2) destinations; (3) places where the child or traveling parent can be reached; and (4) the name and telephone number of an available third person who would be knowledgeable of the child's location.

14. While the minor child has not reached school age, if either parent moves more than 30 minutes-drive away from the other parent, the parties shall be bound by the requirements outlined in UTAH CODE ANN §81-9-209. After the minor child has reached school age, if either parent moves more than 30 minutes-drive from the minor child's school, the parties shall be bound by the requirements outlined in UTAH CODE ANN §81-9-209.

15. The receiving parent for parent time shall be responsible for picking up the child unless the parties agreed in writing otherwise. Once the minor child is in school, the parties shall pick-up and drop-off the minor child from school.

16. The parties shall follow the holiday schedule pursuant to Utah Code Ann. §81-9-302 with the Petitioner being designated as the custodial parent and the Respondent being designated as the noncustodial parent for holiday purposes only. For 2026, Respondent shall not schedule his holiday time over the minor child's birthday.

17. The parents shall discuss with each other, and if possible, shall attempt to agree upon the significant decisions relating to the child, including but not limited to the child's health care, religious upbringing and education. In doing so, the parents shall consider the needs and desires of the child and the advice of the child's teachers, healthcare providers or other care providers. If the parties still disagree, they shall attend mediation. If the parties are still unable to reach a decision, the status quo will remain in effect until the matter can be reviewed by the Court.

18. The advisory guidelines set forth in Utah Code Ann. §81-9-202 shall apply.

19. The parties shall each have the right to care for the minor child for the other parent if the other parent is unavailable to care for the minor child for a period of four (4) hours or longer.

20. The parties shall be restrained from using alcohol or illegal drugs during their parent-time.

21. Either parent shall be permitted to request that the other parent submit to a UA including alcohol testing within 24 hours up to one time per month.

- a. The person requesting the test shall pay the upfront cost of the test at a location geographically close to the parent who is required to test.
- b. The requesting parent shall provide notice of the requirement to test and the location of the testing facility.
- c. The parent being requested to test shall test within 24 hours.
- d. If the test is positive or the requested person fails to test within 24-hours then they shall reimburse the requesting parent the cost of the test.
 - i. In addition, they shall be required to use a sober link device that connects to an app to which both parents have access. The parent shall be required to test one hour before their visitation starts, and once in the morning and once in the evening each day of their visitation.
 - ii. If the parent fails a sober link test, their visitation shall immediately become supervised for 8-hours each day with no overnights. The parent shall be required to submit to a drug and alcohol assessment at a substance abuse treatment center and follow the recommendations before their visits go back to unsupervised or further order of the court.

22. All communications between the parties shall remain civil.

23. Pursuant to UTAH CODE ANN §81-9-203 a parenting plan is attached hereto as **Exhibit "A"** and incorporated herein by this reference

SUPPORT PAYMENTS

24. It is reasonable and proper that the Respondent be ordered to pay the Petitioner a sum of not less than the statutory amount per month as provided in UTAH CODE ANN §81-6-104 and 81-6-302 for child support.

25. Petitioner is employed by Bluebird Staffing, LLC and earning a gross monthly income of approximately \$3,200.00.

26. Presently, Respondent is employed and makes a gross monthly income of approximately \$6,384.00.

27. Based upon the parties' respective gross monthly incomes, and the uniform child support worksheet, Respondent shall pay to Petitioner the monthly sum of \$176.00, effective on September 1, 2025, as and for child support, and continuing each month thereafter until a child attains the age of eighteen (18) years and graduates from high school with his or her regular class, if later, or otherwise becomes emancipated, at which time child support shall be re-computed given the remaining number of minor children. Child Support Worksheet attached hereto and incorporated herein as **Exhibit "B"**.

28. The parties shall equally share all expenses for at least one extracurricular activity for the minor child, and any additional activity so long as the additional activity is agreed upon by each party in writing.

29. The child support order shall require that each party share equally all reasonable work-related, occupational related, or education related child care expenses as incurred by either party.

30. If an actual expense for child care is incurred, a party shall begin paying his/her share on a monthly basis immediately upon presentation of proof of the child care expense, but if the

child care expense ceases to be incurred, that party may suspend making monthly payment of that expense while it is not being incurred, without obtaining a modification of the child support order.

31. A party who incurs a child care expense shall provide written verification of the cost and identity of a child care provider to the other party upon initial engagement of the provider and thereafter as requested by the other party. The party shall notify the other party of any change of child care provider or change in the monthly expense of child care within ten (10) calendar days of the date of the change.

32. Whether or not delinquency has occurred, the Decree of Custody shall include an order that the Petitioner may request that the Office of Recovery Services implement income withholding procedures for payment of child support obligations. UTAH CODE ANN §62A-11-414 and UTAH CODE ANN §62A-11-504(3)(a).

HEALTH INSURANCE

33. The parties shall be ordered to obtain health and medical insurance for their minor child through their place(s) of employment, if it becomes available and at a reasonable cost.

34. Each party shall equally share the out-of-pocket costs of the premium paid for the child's portion of the insurance. This is to be calculated by dividing the premium amount by the number of persons covered under the policy, and multiplying the result by the number of one child.

35. Each party is to pay for one-half (1/2) of any deductible of non-covered amounts for such essential medical or dental services or prescriptions related thereto that are not paid by the insurance provider.

36. A party who incurs medical expenses shall provide written verification of the cost and payment of medical expenses to the other party within thirty (30) days of payment. The other party is ordered to make their portion of those payments or make arrangement to do so within fifteen (15) days of receipt of the documentation supporting required participation.

37. Neither party shall contract for or incur any obligation for orthodontia work or elective surgery for the child, or any type of psychological counseling or evaluation for a child, anticipating co-payment from the other party without the prior agreement or consent of that party in writing. The parties shall each participate in the selection of doctors and procedures for any and all orthodontia, surgery procedures, or psychological counseling, for which he/she is expected to contribute. If such debts are incurred without said consultation, and written consent, then the party who incurred the expenses shall have the prima facie obligation to pay any non-covered expenses.

38. If an agreement cannot be reached, then before any (other than emergency) medical, orthodontic or psychological counseling be done as a co-obligation, the parties shall follow the decision-making process outlined in the parenting plan to resolve it. If a party is found to have been unreasonable and frivolously created the need for the hearing, that party will be ordered to pay court costs and attorney's fees. For procedures not covered by the insurance but reasonably within the parties' ability to pay and necessary to the welfare of the child, such as orthodontia or mental health evaluation, each party will normally be required to pay one-half (1/2) of the costs associated with such treatments or procedures.

NOTICE TO MEDICAL EXPENSE CREDITORS

39. Pursuant to UTAH CODE ANN §§15-4-6.7, 30-2-5 and 30-3-5(1)(c) (1953 as amended), when a Court order has been entered providing for payment of medical expenses of a minor child pursuant to UTAH CODE ANN §§30-3-5, 30-4-3 or 78B-12-212 (1953 as amended) or an administrative order under UTAH CODE ANN §62A-11-326, a creditor who has been provided with a copy of the order may not make a claim for unpaid medical expenses against a parent who has paid in full that share of medical and dental expenses required to be paid by the parent under the order.

Therefore, each party shall:

- a. Send a copy of the Court order referenced above to the creditor of the particular medical expense of the particular minor child;
- b. Notify the particular creditor of that parties' current address;
- c. Inform the particular creditor that it may not make a claim for unpaid medical expenses against that party if that party has paid in full that share of medical and dental expenses required to be paid by that parent under the order and also inform the particular creditor that it may not make a negative credit report under UTAH CODE ANN §70C-7-107 or a report of the debtor's repayment practices or credit history under Title 7, Chapter 14 Credit Information Exchange, regarding a parent who has paid in full that share of the medical and dental expenses required to be paid by that parent under the order.

MINOR'S TAX DEPENDENCY STATUS

40. The Petitioner shall be entitled to claim the minor child for income tax deduction purposes, both State and Federal, each and every odd year beginning for the tax year 2025, as provided in UTAH CODE ANN §81-6-210. The Respondent shall be entitled to claim the minor child for income tax deduction purposes, both State and Federal, each and every even year beginning for the tax year 2024, as provided in UTAH CODE ANN §81-6-210.

ATTORNEY'S FEES AND COSTS

41. Each party shall pay their own attorneys fees.

MISCELLANEOUS PROVISIONS

42. Each party shall be restrained from harassing, stalking, disparaging, vilifying or demeaning the other party at any time nor allowing any third party to do the same.

43. The parties shall be restrained from speaking negatively about the other parent in front of the minor child and allowing third parties to do the same.

44. The parties shall be restrained from talking about the case or each other in front of the minor child and allowing third parties to do the same.

45. Each party shall be ordered to take any action or to execute and deliver to the other party such documents as are required to implement the provisions of the Decree of Custody, Visitation and Support entered by the Court.

JUDGE'S SIGNATURE APPEARS AT TOP OF FIRST PAGE.

RULE 7 NOTICE TO RESPONDENT

Pursuant to Rule 7 of the Utah Rules of Civil Procedure, the undersigned will submit the foregoing Decree of Custody, Visitation, and Support to the Judge of the above-entitled Court for his signature, upon the expiration of seven (7) days from the date this Decree of Custody, Visitation, and Support is mailed to you, and after allowing seven (7) additional days for mailing or upon written objection.

DATED this 27th day of May, 2026.

AMMON NELSON LAW, PLLC

/s/Ammon G. Nelson

Ammon G. Nelson

Attorney for Petitioner

DATED this day of 2026

Approved as to form and content:

/s/ (with permission)

David Pedrazas

Attorney for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of May, 2026, I sent a true and correct copy of the forgoing **DECREE OF CUSTODY, VISITATION, AND SUPPORT** by the indicated method(s) and to the following individual(s):

David Pedrazas

Attorney for Respondent

___ U.S. Mail

___ Hand Delivery

____ Facsimile
____ Federal Express
X Electronic Mail

Rebecca Buck, LPP