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IN THE SECOND JUDICIAL DISTRICT COURT
WEBER COUNTY, STATE OF UTAH
2525 Grant Ave., Ogden, Utah 84401

In the matter of the marriage of:	AMENDED DECREE OF DIVORCE
JACQUELINE AGUILAR,	
Petitioner,	
and	
ADRIAN SALGADO FERNANDEZ,	Civil No.: 244900408
Respondent.	Judge: Jason Nelson
	Commissioner: Brandon Richards

The above-entitled matter having come duly before the Court; the court having reviewed the papers filed herein; and having found that all appropriate documents have been filed; the Court having entered the Finding of Fact and Conclusions of Law, now
ORDERS, ADJUDGES AND DECREES;

CONTROLLING DECREE

1. **DECREE OF DIVORCE.** The parties were awarded a Divorce Decree and Judgment from this Court, signed by the Honorable Judge Jason Nelson, on October 23, 2024.
2. **Jurisdiction.** The parties are the legal mother and legal father of A.S.S., born December of 2017, and S.J.S., born January of 2019. Pursuant to Rule 4-202.02 of the Utah Code of Judicial Administration the names and birth dates of the minor children are

being submitted to the Court on the Non-Public Information – Minors form.

3. This Court has jurisdiction because this Court entered the initial Decree of Divorce and has exclusive continuing jurisdiction because the parties and the minor children, A.S.S., born December of 2017, and S.J.S., born January of 2019 are still residents of the state of Utah.

4. The parties' minor children have resided in the State of Utah for at least six (6) months immediately prior to the filing of this action and Utah is the home state for the children.

5. Other Proceedings. Petitioner states that there are no criminal, delinquency, protective order, or other civil proceedings involving custody, child support, parent-time or visitation of the parties' minor child in a court of law or governmental agency which have been filed, or are pending, or have been completed with an order.

PRIOR ORDERS

6. The parties were awarded joint physical and legal custody of the parties' minor children, with Petitioner having 145 overnights per year and Respondent having 220 overnights per year.

7. There was no specific child transportation provision ordered.

8. The parties equally share decision making authority over the children with no preference to either parent's input or final decision-making authority.

9. The parties' children were ordered to attend the school in which Respondent's home residence was located.

10. Petitioner's income was found to be \$3,263 per month. Respondent's income was found to be \$3,601 per month. Petitioner was ordered to pay child support to Respondent in the amount of \$417 per month.

SUBSTANTIAL AND MATERIAL CHANGE IN CIRCUMSTANCES

11. Since the original Decree entered, the Respondent moved to Salt Lake City, Utah and the children have continued residing with Petitioner and going to school in Ogden – where Petitioner resides. In fact, Respondent has never cared for the children as he committed to doing at the time of the parties' divorce.

12. Petitioner takes the children to school every morning and arranges care for the children while she is at work.

13. Respondent rarely sees the children – less than one weekend per month.

BEST INTEREST OF THE CHILDREN

14. Where Petitioner is caring for the children with little to no support from Respondent, the children would be best served by having an order which reflects the reality of their situation. Furthermore, where Petitioner is the primary caretaker for the children, the children would be better off financially if Petitioner were receiving child support from Respondent instead of paying child support to the Respondent – who is not spending any money on caring for the children.

REQUESTED MODIFICATIONS

The Decree of Divorce shall be amended and modified as follows:

15. Physical Custody. Petitioner is awarded sole physical custody of the parties' minor children: A.S.S., born December of 2017 and S.J.S., born January of 2019.

16. Parent Time. Respondent is awarded parent time as the parties agree, and if the parties cannot agree, then in accordance with Utah Code 81-9-302.

17. Children's School. The parties' children shall attend the school in the school district of where Petitioner resides.

18. Child Exchanges. Respondent shall responsible for child exchanges. Furthermore, if Respondent is more than 15 minutes late for an exchange, without prior notification, his visitation for that day may be forfeited.

19. Decisions and Dispute Resolution. The Parents shall consult with one another and reach agreements on major issues concerning the medical, dental, psychological treatment, and education of their Child. If the Parents are unable to resolve the dispute through communication they should confer with or solicit the assistance of other family members, friends, or religious leaders upon which they can agree. If necessary, they should meet with experts in the area of the disagreement, i.e. neutral medical providers on disagreements related to medical treatment. The Parents should make every effort to reach an agreement. If, after doing so, the Parents are unable to reach an agreement then Petitioner shall be able to make the provisional final decision, which must be communicated to Respondent in writing. If Respondent disagrees with the decision, he may request mediation. If the parties do not resolve the issue in mediation, Respondent may challenge the decision in court. The parties may petition the Court for assistance only after making a good-faith attempt to complete the decision-making procedures as set-forth, unless such delay will result in immediate and irreparable harm to the Child.

20. Child Support. Child support shall be recalculated in accordance with new parent time and updated income figures. Based on the parties' incomes at the time of the decree (Petitioner earning \$3,263 per month and Respondent earning \$3,601 per month) and using the Utah sole custody worksheet, Respondent shall pay Petitioner \$730 per month in child support. These payments shall begin retroactively as of November 1, 2024.

21. Retroactive Child Support. Respondent shall be ordered to pay retroactive child support from November of 2024 through April of 2026 for all of the child support payments that Petitioner made to Respondent while the children were living with Petitioner full time.

22. Attorney Fees and Other Costs. If Respondent contest this action, Respondent should be responsible and liable for Petitioner's attorney's fees, service fees and court costs incurred as a result of this action.

23. Prior Provisions. All other provisions in the Amended Decree of Divorce and Judgement that have not been expressly modified in the Amended Order Modifying Decree of Divorce shall remain in full force and effect.

----- End of Order, Court's Signature at Top of Order -----

CERTIFICATE OF SERVICE

I certify that on June 23, 2026, I caused a true and correct copy of the foregoing proposed AMENDED DECREE OF DIVORCE to be served via email, to the following:
Adrian Salgado Fernandez, Respondent. (salgoadadrian027@gmail.com)

/s/Amirali Barker