

Agenda Committee on Court Forms

Administrative Office of the Courts / Scott M. Matheson Courthouse
450 South State Street

November 13, 2018 / 11:30 to 2:30 p.m.
Executive Dining Room

1. Welcome and approval of September meeting minutes	Randy Dryer
2. Letter from Chief Justice Durrant to Supreme Court rules advisory committees (to reinforce the importance of plain language)	Nathanael Player
3. OCAP/Standing Committee on Forms plain language project <ul style="list-style-type: none"> • Child support • Railroad retirement • Military retirement 	Kim Allard
4. Motion to bifurcate divorce and order	Nathanael Player
5. Motion for genetic testing and order	Nathanael Player
6. Motion for full or partial summary judgment and order	Nathanael Player
7. Stipulation of dismissal	Jessica Van Buren
8. Eviction forms <ul style="list-style-type: none"> • Notice of disclosure in unlawful detainer actions • Request for occupancy hearing • Notice of occupancy hearing • Ex parte motion for order of restitution 	Jessica Van Buren
9. Adjourn	Randy Dryer

Next meeting: December 10, 2018

2019 Meeting schedule

January 14
February 11
March 11
April 8

Focus on legislative updates for any statutory changes effective May 14, or rule changes effective May 1

May 13
Focus on legislative updates for any statutory changes effective July 1

June 10
July 8
August 12
September 9

October 7
November 4
December 9

MINUTES
**Utah Judicial Council's
Committee on Court Forms**
Administrative Office of the Courts
450 South State Street
Salt Lake City, UT 84111
September 10, 2018
12:00 – 2:00 p.m.
Council Room

Attendees

Kim Allard
Cyndi Bayles
Randy Dryer – Chair
Guy Galli
Brent Johnson
Judge Elizabeth Lindsley
Kara Mann
Nathanael Player
Stewart Ralphs
Judge James Taylor
Jessica Van Buren
Mary Westby

Excused

Judge Greg Bown
Cathy Dupont

Staff

Minhvan Brimhall, Recording Secretary

I. WELCOME AND APPROVAL OF MINUTES

Randy Dryer welcomed the Committee members to the meeting. The Committee discussed the August 13, 2018 minutes. No revision was made to the minutes. Cyndi Bayles moved to approve the full minutes. Stewart Ralphs seconded the motion and it passed unanimously.

II. OCAP/Standing Committee on Forms plain language project (Kim Allard)

The committee continued discussion from last month's meeting and reviewed the remaining Online Court Assistance Program (OCAP) forms. The committee made several minor language

changes, as a means to maintain consistency throughout the forms. These changes also provide a means for clarity and understanding of the forms

In section 11, the committee discussed potential changes in federal and state laws regarding tax deductions. The committee discussed minor language changes to provide for clarity and distinguish the difference between the terms “Tax Deduction” to “Tax Exemption”.

Mr. Ralphs motioned to change the word deduction to exemption and tax benefit to tax exempt. Mr. Player seconded the motion. The motion was approved.

Ms. Kim Allard made a motion to leave the tax section as it is currently written, with the incorporation of the changes as previously approved by the committee, and remove the section on buyout on pages 35-41. Mr. Player seconded the motion. The motion was unanimously approved.

Judge Taylor made a motion to request that the OCAP Committee include cautionary language in the instructions to the forms that include tax benefits not addressed in the court. Kara Mann seconded Judge Taylor’s motion. The motion was unanimously approved.

The remaining OCAP forms on child support, custody and retirement will be addressed at future meetings. The OCAP Committee will identify forms that need to be reviewed and completed before the end of the calendar year and will provide an update at the next meeting as to whether that timetable is feasible.

III. ADJOURN

With no further items for discussion the meeting adjourned at 1:45 pm. The next committee meeting is Tuesday, October 9 at 12 PM in the Executive Dining Room.

Forms Status Summary

Approved forms

Form Name	Approved Date	Approved By
Abstract of judgment	May 21, 2018	Judicial Council
Acceptance of service	January 22, 2018	Judicial Council
Adult adoption	September 19, 2017	Forms Committee
Affidavit with exhibit(s)	May 21, 2018	Judicial Council
Answer	December 18, 2017	Judicial Council
Certificate of service	January 22, 2018	Judicial Council
Conditionally approved interpreter appointment order	June 19, 2018	Forms Committee
Consent to email service	January 22, 2018	Judicial Council
Counter motion	May 21, 2018	Judicial Council
Counterclaim	December 18, 2017	Judicial Council
Debt collection answer	December 18, 2017	Judicial Council
Declaration of inmate filing	November 13, 2017	Forms Committee
Eviction forms used in OCAP <ul style="list-style-type: none"> • Three day notice to pay or to vacate • Three day notice to comply with lease or vacate • Three day notice to vacate for criminal nuisance • Three day notice to vacate for nuisance • Three day notice to vacate for assigning or subletting contrary to rental contract • Three day notice to vacate for committing waste on premises • Three day notice to vacate for engaging in unlawful business on or in the premises • Three day notice to vacate for lease violation which cannot be brought into compliance • Three day notice to vacate for committing criminal act on the premises • Fifteen day notice to vacate • Five day notice to a tenant at will • Complaint • Order of Restitution • Affidavit of Damages • Judgment for Plaintiff for Unlawful Detainer • Judgment for Defendant for Unlawful Detainer • Request for Hearing on Enforcement of Order 	December 18, 2017	Judicial Council

<ul style="list-style-type: none"> of Restitution • Tenant Answer and Counterclaim • Motion to Set Amount of Counter Bond • Notice of Possession Bond • Order setting amount of possession bond • Request for Possession Bond hearing • Tenant Counter Bond Property • Order Setting Amount of Counterbond • Motion to Release Possession Bond • Order to Release Possession Bond 		
Exhibit summary	May 21, 2018	Judicial Council
Informal probate	July 17, 2017	Forms Committee
Initial disclosures	May 21, 2018	Judicial Council
Judgment information statement	May 21, 2018	Judicial Council
Memorandum opposing motion	April 16, 2018	Judicial Council
Motion for alternative service	February 26, 2018	Judicial Council
Motion for temporary orders (domestic)	December 18, 2017	Judicial Council
Motion forms	April 16, 2018	Judicial Council
Motion – juvenile court	August 13, 2018	Forms Committee
Motion to appear remotely	June 11, 2018	Judicial Council
Motion to appoint parent coordinator	August 17, 2018	Judicial Council
Motion to change venue	June 11, 2018	Judicial Council
Motion to continue	June 11, 2018	Judicial Council
Motion to correct clerical mistake	December 18, 2017	Judicial Council
Motion to declare judgment satisfied	May 21, 2018	Judicial Council
Motion to excuse mediation	April 16, 2018	Judicial Council
Motion to remove link between personal identifying information and dismissed criminal case	June 11, 2018	Forms Committee
Motion to renew judgment	May 21, 2018	Judicial Council
Motion to vacate dismissal and reinstate case	June 11, 2018	Judicial Council
Motion to waive divorce education requirement	April 16, 2018	Judicial Council
Motion to waive divorce waiting period	August 17, 2018	Judicial Council
Nonpublic information: parent, minor and safeguarded address	April 16, 2018	Judicial Council
Notice of appearance or appointment of counsel	May 21, 2018	Judicial Council
Notice of dismissal / Motion to voluntarily dismiss case	August 17, 2018	Judicial Council

Notice of divorce education requirement	April 16, 2018	Judicial Council
Notice of hearing (motion)	April 16, 2018	Judicial Council
Notice of relocation and Motion for orders regarding relocation	June 11, 2018	Judicial Council
Notice of withdrawal of counsel	May 21, 2018	Judicial Council
Notice to appear personally or to appoint counsel	May 21, 2018	Judicial Council
Objection to commissioner's recommendation	December 18, 2017	Judicial Council
Objection to form of order	December 18, 2017	Judicial Council
Parenting plan	May 21, 2018	Judicial Council
Petition for essential treatment	October 17, 2017	Forms Committee
Proof of service	February 26, 2018	Judicial Council
Reply memorandum supporting motion	April 16, 2018	Judicial Council
Request to submit (motion)	April 16, 2018	Judicial Council
Request to submit (motion) – juvenile court	August 13, 2018	Forms Committee
Statement supporting motion	April 16, 2018	Judicial Council
Stipulated motion	April 16, 2018	Judicial Council
Stipulation to enter order (motion)	April 16, 2018	Judicial Council
Substitution of counsel	May 21, 2018	Judicial Council
Summons	January 22, 2018	Judicial Council
Supplemental proceedings	April 16, 2018	Judicial Council
Writ of execution packet	May 21, 2018	Judicial Council
Writ of garnishment packet	May 21, 2018	Judicial Council

Pending with Judicial Council

Pending with Forms Committee

- Motion to bifurcate divorce
- Motion for genetic testing
- Motion for full or partial summary judgment on paternity
- Stipulation of dismissal
- Divorce provisions
- Notice of disclosure in unlawful detainer actions
- Request for occupancy hearing
- Notice of occupancy hearing
- Ex parte motion for order of restitution

Pending with Style Subcommittee

- Annulment
- Motion for Temporary Restraining Order
- Petition to modify child support, child custody, and parent-time
- Financial declaration and notice of disclosure requirements and certificate of service
- Default judgment packet
- Adult protective orders
- Child protective orders
- OCAP divorce provisions
- Fee waiver packet
- Juvenile court fee waiver packet
- Small claims packet
- Debt collection and eviction settlement forms
- Request to register foreign child custody, parent-time, support or income withholding order
- Petition for order adjudicating paternity (not custody or support)

Pending with Family Law Subcommittee

- Temporary Delegation of Parental Authority
- Voluntary Relinquishment of Parental Rights
- Temporary Separation (OCAP)
- Parentage (OCAP; between parents; paternity, custody & support or just paternity & support)
- Judicial recognition of relationship as marriage packet
- Establishing Fact of Birth
- Registering an ORS Order
- Order to show cause packet (proposed rule change in the works, so this is on hold)

Other

- Name change - adult packet
- Name change - minor packet
- Step-parent adoption packet
- Open adoption record

- Emancipation of a minor
- Guardianship of a Minor
- Guardianship of an adult
- Conservatorship of a Minor
- Conservatorship of an adult
- Petition for Registration of Adoption Order from Foreign Country
- Motion to intervene in an adoption

Long-term list

- Order assigning court visitor to report on whereabouts
 - Order Assigning Court Visitor to Report on an Audit of Court Records
 - Motion to intervene in adoption case
 - Order to show cause (possible rule change)
 - Statement of defendant in support of guilty plea (English and Spanish)
 - Defendant's motion to release bail
-
- Motion to Extend Due Date for Non-Judicial Agreement – referred to Clerks of Court for consideration
 - Stipulation to Receive Service via CARE – referred to Clerks of Court for consideration



Catherine J. Dupont
Appellate Court Administrator

Nicole J. Gray
Clerk of Court

Supreme Court of Utah

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Matthew B. Durrant	Chief Justice
Thomas R. Lee	Associate Chief Justice
Deno S. Himonas	Justice
John A. Pearce	Justice
Paige Petersen	Justice

June 27, 2018

Dear Advisory Committee Chairs,

We are contacting each Supreme Court advisory committee to inform you of two initiatives we are requesting each advisory committee to undertake.

Our first request concerns our efforts to try to make the judicial system more accessible to unrepresented individuals who often find our rules and processes confusing and daunting. In the course of reviewing your committee's rules and proposed amendments, we want to challenge your committee to consider the impact of the rule on the unrepresented party and whether there is a simpler process or clearer language that can be recommended. When you submit a proposed rule or amendment to the Court for approval, we are interested in hearing from you about your consideration of how the rule may impact the unrepresented party. We acknowledge that this additional inquiry creates work for the committee, however, we believe that the goal of improving access to the courts is compelling.

Our second initiative concerns a change to the Advisory Committee Notes published with the rules. We request that each advisory committee review their Advisory Committee Notes to determine the following:

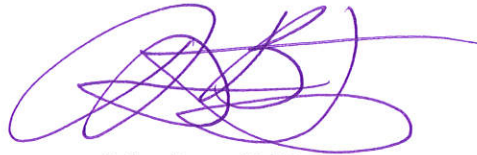
- Are the advisory notes accurate based on existing case law? Should an advisory note be eliminated or revised based on case law or other reasons?
- Does the advisory note explain the intent of the rule? If so, can the language of the rule be clarified so that a note regarding intent is not necessary?
- Does the advisory note provide historical context for the rule or an example that explains the application of the rule? If not, what is the purpose of the advisory note?

We recognize that each advisory committee is working on many projects and there are limited resources for undertaking the evaluation of advisory committee notes.

Please discuss this project with your committee and create a plan for the evaluation that works for your committee, and then report back to us regarding the committee's plan.

Finally, we want to express our gratitude to the advisory committee members for the hours of dedicated work provided by them to the courts.

Respectfully,

A handwritten signature in purple ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

Matthew B. Durrant
Chief Justice

Principles of Rulemaking

(1) Certainty

The rules should provide a predictable process.

(2) Clarity

The rules should be written using plain language principles, adopting the federal style amendments when appropriate.

(3) Comprehensiveness

The rules should provide complete answers to questions about procedures.

(4) Consistency

The rules should be internally consistent. There is value to state rules that conform to the federal rules. Lawyers practicing in both courts benefit from a uniform procedure. The state courts can rely on a large body of federal caselaw. The state rules should establish procedures different from the federal rule only when there is a sound reason for doing so.

(5) Improvement

An amendment should solve an identifiable problem.

(6) Input

Before the 45-day comment period, the committee should try to obtain comments and suggestions from lawyers and judges who might be particularly affected by an amendment. The committee will consider all comments.

(7) Priority

The committee will assign a priority to each request to amend the rules. Requests from the Legislature, Supreme Court and Board of District Court Judges will take priority over other priorities. Within a priority, the committee will consider the requests in the order in which they are made, unless combining requests will better address the matter.

(8) Simplicity

The process established by the rule should reach its outcome as simply as possible while allowing every party an equitable opportunity to investigate and present its case. Exceptions and options should be limited and clearly stated.

(9) Stability

The rules should not be amended unless there is sufficient need.

(10) Accessibility

To make the judicial system more accessible to unrepresented individuals who often find our rules and processes confusing and daunting. the committee will consider the impact of a proposed rule on the unrepresented party and whether there is a simpler process or clearer language that can be recommended.

(11) Advisory Notes

Wherever possible, advisory notes that explain the intent of the rule should be eliminated in favor of clear rule language. Advisory notes may be used to provide historical context, to provide an example that explains the application of the rule, or to explain the intent of the rule to the extent that the rule may not be further clarified without sacrificing the nuance or purpose of the rule. The advisory notes should be accurate based on existing case law.

SECTION 11.5 CHILD SUPPORT	
CHILD SUPPORT Finding	«PN1». The issue of «res_name_possessive» income should be reserved for trial.
Finding Rewrite	No changes.
CHILD SUPPORT Decree	«PN1». The issue of child support is reserved for trial.
Decree Rewrite	No changes.
CHILD SUPPORT Base Amt Pet	<p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» should be ordered to pay child support to «res_name» as follows:</p> <p>«PN2:abc». A sum of not less than \$«pet_child_support_base» per month base support in compliance with the Uniform Child Support Guidelines. Unless the Court orders otherwise, support for each child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.</p>
CHILD SUPPORT Base Amt Pet Rewrite	<p>Child Support (Utah Code 78B-12-202 et seq.)</p> <p>«PN1». «pet_name» should be ordered to pay child support to «res_name» as follows:</p> <p>«PN2:abc». \$«pet_child_support_base» per month base support. This amount complies with the Utah Child Support Act.</p> <p>Unless the court orders otherwise, support for each child ends when:</p> <ul style="list-style-type: none"> ● 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).

CHILD SUPPORT Base Amt Findings	<p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» should be ordered to pay child support to «res_name» as follows:</p> <p>«PN2:abc». A sum of not less than \$«pet_child_support_base» per month base support in compliance with the Uniform Child Support Guidelines. Unless the Court orders otherwise, support for each child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.</p>
CHILD SUPPORT Base Amt Findings Rewrite	<p>«PN1». «pet_name» should be ordered to pay child support to «res_name» as follows (Utah Code 78B-12-202 et seq.):</p> <p>«PN2:abc». \$«pet_child_support_base» per month base support. This amount complies with the Utah Child Support Act.</p> <p>Support for each child ends when:</p> <ul style="list-style-type: none"> • 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).
CHILD SUPPORT Base Amt Decree	<p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» is ordered to pay child support to «res_name» as follows:</p> <p>«PN2:abc». A sum of not less than \$«pet_child_support_base» per month base support in compliance with the Uniform Child Support Guidelines. Unless the Court orders otherwise, support for each child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.</p> <p>Variation of this for various calculations/month</p>
CHILD SUPPORT Base Amt	<p>Child Support (Utah Code 78B-12-202 et seq.)</p> <p>«PN1». «pet_name» is ordered to pay child support to «res_name» as</p>

Decree Rewrite	<p>follows:</p> <p>«PN2:abc». \$«pet_child_support_base» per month base support. This amount complies with the Utah Child Support Act.</p> <p>Support for each child ends when:</p> <ul style="list-style-type: none"> • 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).
CHILD SUPPORT Neither ordered Pet	«PN1». Pursuant to Utah Code 78B-12-202 et seq., neither party should be ordered to pay child support to the other:
CHILD SUPPORT Neither ordered Pet Rewrite	«PN1». Neither party should be ordered to pay child support (Utah Code 78B-12-202 et seq.):
CHILD SUPPORT Neither ordered Finding	«PN1». Pursuant to Utah Code 78B-12-202 et seq., neither party should be ordered to pay child support to the other:
CHILD SUPPORT Neither ordered Finding Rewrite	«PN1». Neither party should be ordered to pay child support (Utah Code 78B-12-202 et seq.):
CHILD SUPPORT Neither ordered Decree	«PN1». Pursuant to Utah Code 78B-12-202 et seq., neither party is ordered to pay child support to the other:
CHILD SUPPORT	«PN1». Neither party is ordered to pay child support (Utah Code

Neither ordered Decree Rewrite	78B-12-202 et seq.):
Deviation Pet Options for Both Parties, Pet or Resp	<p>«PN1». «pet_name» believes that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., 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's Uniform Child Support Guidelines.</p>
Deviation Pet Rewrite	<p>«PN1». I believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of our children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». It is in the best interest of our children that neither party be ordered to pay child support (Utah Code 78B-12-202 et seq.). This deviates from the Utah Uniform Child Support Guidelines.</p>
Deviation Findings	<p>«PN1». The parties believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., 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's Uniform Child Support Guidelines.</p>
Deviation	«PN1». The guideline amount for child support is unjust, inappropriate,

Findings Rewrite	<p>or not in the best interest of the children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». It is in the best interest of the children that neither party pay child support (Utah Code 78B-12-202 et seq.). This deviates from the Utah Uniform Child Support Guidelines.</p>
Deviation Decree	<p>«PN1». The parties believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., 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's Uniform Child Support Guidelines.</p>
Deviation Decree Rewrite	<p>«PN1». It is in the best interest of the children that neither party pay child support (Utah Code 78B-12-202 et seq.). This deviates from the Utah Uniform Child Support Guidelines.</p>
Deviation Pet	<p>«PN1». «pet_name» believes that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» believes that it is in the best interest of the children that «pet_name» pay the following amount of child support which deviates from the Utah's Uniform Child Support Guidelines:</p> <p>«PN2:abc». A sum of not less than \$«child_support_deviated_amount» per month as base support. Unless the Court orders otherwise, support for each</p>

	<p>child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.</p>
<p>Deviation Pet Rewrite</p>	<p>«PN1». I believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of our children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». It is in the best interest of the children that I be ordered to pay child support to «res_name» as follows (Utah Code 78B-12-202 et seq.):</p> <p>«PN2:abc». \$«pet_child_support_base» per month. This deviates from the Utah Uniform Child Support Guidelines.</p> <p>Unless the court orders otherwise, support for each child ends when:</p> <ul style="list-style-type: none"> • 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).
<p>Deviation Finding</p>	<p>«PN1». «pet_name» and «res_name» believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons:</p> <p>«child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» and «res_name» believe that it is in the best interest of the children that «pet_name» pay the following amount of child support which deviates from the Utah's Uniform Child Support Guidelines:</p> <p>«PN2:abc». A sum of not less than \$«child_support_deviated_amount» per month as base support.</p>

	<p>Unless the Court orders otherwise, support for each child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.</p>
<p>Deviation Finding Rewrite</p>	<p>«PN1». The guideline amount for child support is unjust, inappropriate, or not in the best interest of their children for the following reasons: «child_support_reason_deviated»</p> <p>«PN1». It is in the best interest of the children that «pet_name» pay child support to «res_name» as follows (Utah Code 78B-12-202 et seq.):</p> <p>«PN2:abc». \$«pet_child_support_base» per month. This deviates from the Utah Uniform Child Support Guidelines.</p> <p>Unless the court orders otherwise, support for each child ends when:</p> <ul style="list-style-type: none"> • 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).
<p>Deviation Decree</p>	<p>«PN1». «pet_name» and «res_name» believe that the guideline amount for child support is unjust, inappropriate, or not in the best interest of the parties' children for the following reasons: «child_support_reason_deviated»</p> <p>«PN1». Pursuant to Utah Code 78B-12-202 et seq., «pet_name» and «res_name» believe that it is in the best interest of the children that «pet_name» pay the following amount of child support which deviates from the Utah's Uniform Child Support Guidelines: «PN2:abc». A sum of not less than \$«child_support_deviated_amount» per month as base support. Unless the Court orders otherwise, support for each child terminates at the time (1) a child becomes 18 years of age, or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later, or (2) a child dies, marries, becomes a member</p>

	of the armed forces of the United States, or is emancipated in accordance with Utah Code 78A-6-801.
Deviation Decree Rewrite	<p>«PN1». It is in the best interest of the children that «pet_name» pay child support to «res_name» as follows (Utah Code 78B-12-202 et seq.):</p> <p>«PN2:abc». \$«pet_child_support_base» per month. This deviates from the Utah Uniform Child Support Guidelines.</p> <p>Support for each child ends when:</p> <ul style="list-style-type: none"> • 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).

Child Support Child no longer eligible Pet Before	«PN2:abc». At the time a child is no longer eligible to receive child support, the child support amount for the remaining children who are eligible to receive support shall be automatically adjusted to reflect the base child support obligation shown in the table for that number of children. This shall be done by using the appropriate calculation and worksheet pursuant to Utah Code 78B-12-202 et seq. The child support for the remaining children may <u>not</u> be reduced by a per child amount, that is, the obligor parent may not divide the base child support award by the number of children and subtract that amount from the prior child support obligation.
Child Support Child no longer eligible Pet Rewrite	«PN2:abc». 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 78B-12-202 et seq.). 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.

<p>Child Support Child no longer eligible Finding</p>	<p>«PN2:abc». At the time a child is no longer eligible to receive child support, the child support amount for the remaining children who are eligible to receive support shall be automatically adjusted to reflect the base child support obligation shown in the table for that number of children. This shall be done by using the appropriate calculation and worksheet pursuant to Utah Code 78B-12-202 et seq. The child support for the remaining children may <u>not</u> be reduced by a per child amount, that is, the obligor parent may not divide the base child support award by the number of children and subtract that amount from the prior child support obligation.</p>
<p>Child Support Child no longer eligible Finding Rewrite</p>	<p>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 78B-12-202 et seq.). 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.</p>
<p>Child Support Child no longer eligible Decree</p>	<p>«PN2:abc». At the time a child is no longer eligible to receive child support, the child support amount for the remaining children who are eligible to receive support shall be automatically adjusted to reflect the base child support obligation shown in the table for that number of children. This shall be done by using the appropriate calculation and worksheet pursuant to Utah Code 78B-12-202 et seq. The child support for the remaining children may <u>not</u> be reduced by a per child amount, that is, the obligor parent may not divide the base child support award by the number of children and subtract that amount from the prior child support obligation.</p>
<p>Child Support Child no longer eligible Decree Rewrite</p>	<p>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 78B-12-202 et seq.). 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.</p>

<p>Child Support Payment Schedule</p> <p>Pet</p>	<p>«PN2:abc». Child support payments shall begin the month immediately following the entry of the order for child support. The monthly child support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless the custodial parent uses the Office of Recovery Services to collect support. Child support due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Child support due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month.</p>
<p>Child Support Payment Schedule</p> <p>Pet Rewrite</p>	<p>«PN2:abc». Child support payments will start the month immediately following entry of the order. The payment schedule will be:</p> <ul style="list-style-type: none"> ● one half by the 5th day of each month, and ● the other half by the 20th day of each month. <p>Child support not paid by the 5th day of the month is past due on the 6th day of the month. Child support not paid by the 20th day of the month is past due on the 21st day of the month.</p> <p>If the Office of Recovery Services is used to collect support, their payment schedule will be followed.</p>
<p>Child Support Payment Schedule</p> <p>Finding</p>	<p>«PN2:abc». Child support payments shall begin the month immediately following the entry of the order for child support. The monthly child support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless the custodial parent uses the Office of Recovery Services to collect support. Child support due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Child support due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month.</p>
<p>Child Support Payment Schedule</p>	<p>«PN2:abc». Child support payments will start the month immediately following entry of the order. The payment schedule will be:</p> <ul style="list-style-type: none"> ● one half by the 5th day of each month, and

Finding Rewrite	<ul style="list-style-type: none"> the other half by the 20th day of each month. <p>Child support not paid by the 5th day of the month is past due on the 6th day of the month. Child support not paid by the 20th day of the month is past due on the 21st day of the month.</p> <p>If the Office of Recovery Services is used to collect support, their payment schedule will be followed.</p>
Child Support Payment Schedule Decree	<p>«PN2:abc». Child support payments shall begin the month immediately following the entry of the order for child support. The monthly child support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless the custodial parent uses the Office of Recovery Services to collect support. Child support due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Child support due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month.</p>
Child Support Payment Schedule Decree Rewrite	<p>«PN2:abc». Child support payments will start the month immediately following entry of the order. The payment schedule will be:</p> <ul style="list-style-type: none"> one half by the 5th day of each month, and the other half by the 20th day of each month. <p>Child support not paid by the 5th day of the month is past due on the 6th day of the month. Child support not paid by the 20th day of the month is past due on the 21st day of the month.</p> <p>If the Office of Recovery Services is used to collect support, their payment schedule will be followed.</p>
Child Support Custom Schedule Pet	<p>«PN2:abc». Child support shall be paid as follows:</p> <p>«child_support_payment_custom»</p>
Child Support	<p>«PN2:abc». Child support will be paid as follows:</p> <p>«child_support_payment_custom»</p>

Custom Schedule Pet Rewrite	
Child Support Custom Schedule Finding	«PN2:abc». Child support shall be paid as follows: «child_support_payment_custom»
Child Support Custom Schedule Finding Rewrite	«PN2:abc». Child support will be paid as follows: «child_support_payment_custom»
Child Support Custom Schedule Decree	«PN2:abc». Child support shall be paid as follows: «child_support_payment_custom»
Child Support Custom Schedule Decree Rewrite	«PN2:abc». Child support will be paid as follows: «child_support_payment_custom»
Child Support Sole Custody Pet Before	«PN2:abc». The sole custody worksheet was used in calculating the child support in this matter. «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. «res_name_possessive» base child support amount is \$«res_child_support_base» per month. If the physical living arrangements of a child changes from what is ordered (not including temporary changes for parent-time or visitation), then pursuant to Utah Code 78B-12-108 a parent whom the child is not residing with is required to pay to whoever the child is residing with the amount of support set out above for that parent and described as “the base child support amount.” The parent shall

	<p>automatically begin paying this base support amount without the need to modify this child support order.</p> <p>«PN2:abc». The sole physical custody worksheet was used in calculating the base child support award. The base child support award shall be reduced by 50% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 25 of any 30 consecutive days. The base child support award shall be reduced by 25% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 12 of any 30 consecutive days. Normal parent-time and holiday parent-time with the custodial parent shall not be considered an interruption of the consecutive day requirement for the non-custodial parent. If the dependent child is a recipient of cash assistance from the state of Utah through the T.A.N.F. or F.E.P. programs, any agreement by the parties for reduction of child support during extended parent-time shall be approved by the Office of Recovery Services.</p>
<p>Child Support Sole Custody Pet After</p>	<p>«PN2:abc». The sole custody worksheet was used to calculate child support.</p> <ul style="list-style-type: none"> • «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. • «res_name_possessive» base child support amount is \$«res_child_support_base» per month. <p>If physical custody of a child changes from what the court orders:</p> <ul style="list-style-type: none"> • 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.

	<ul style="list-style-type: none"> • This does not apply to temporary parent-time changes. (Utah Code 78B-12-108). <p>«PN2:abc». The sole physical custody worksheet was used to calculate base child support.</p> <p>Child Support Reduction for Extended Parent-Time</p> <p>a. If a child lives with the non-custodial parent by court order or written agreement of the parties for:</p> <ul style="list-style-type: none"> • 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 78B-12-216(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 78B-12-216(1)(b)). <p>The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.</p> <p>b. 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.</p>
<p>Child Support Sole Custody Finding</p>	<p>«PN2:abc». The sole custody worksheet was used in calculating the child support in this matter. «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. «res_name_possessive» base child support amount is \$«res_child_support_base» per month. If the physical living arrangements of a child changes from what is ordered (not including temporary changes for parent-time or visitation), then pursuant to Utah Code 78B-12-108 a parent whom the child is not residing with is required to pay to whoever the child is residing with the amount of support set out above for that</p>

	<p>parent and described as “the base child support amount.” The parent shall automatically begin paying this base support amount without the need to modify this child support order.</p> <p>«PN2:abc». The sole physical custody worksheet was used in calculating the base child support award. The base child support award shall be reduced by 50% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 25 of any 30 consecutive days. The base child support award shall be reduced by 25% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 12 of any 30 consecutive days. Normal parent-time and holiday parent-time with the custodial parent shall not be considered an interruption of the consecutive day requirement for the non-custodial parent. If the dependent child is a recipient of cash assistance from the state of Utah through the T.A.N.F. or F.E.P. programs, any agreement by the parties for reduction of child support during extended parent-time shall be approved by the Office of Recovery Services.</p>
<p>Child Support Sole Custody Finding Rewrite</p>	<p>«PN2:abc». The sole custody worksheet was used to calculate child support.</p> <ul style="list-style-type: none"> ● «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. ● «res_name_possessive» base child support amount is \$«res_child_support_base» per month. <p>If physical custody of a child changes from what the court orders:</p> <ul style="list-style-type: none"> ● The parent owing support must pay the support amount to whomever has physical custody of the child.

	<ul style="list-style-type: none"> • 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 78B-12-108). <p>«PN2:abc». The sole physical custody worksheet was used to calculate base child support.</p> <p>Child Support Reduction for Extended Parent-Time</p> <p>a. If a child lives with the non-custodial parent by court order or written agreement of the parties for:</p> <ul style="list-style-type: none"> • 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 78B-12-216(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 78B-12-216(1)(b)). <p>The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.</p> <p>b. 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.</p>
Child Support Sole Custody Decree	<p>«PN2:abc». The sole custody worksheet was used in calculating the child support in this matter. «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. «res_name_possessive» base child support amount is \$«res_child_support_base» per month. If the physical living arrangements of a child changes from what is ordered (not including temporary changes for parent-time or visitation), then pursuant to Utah Code</p>

	<p>78B-12-108 a parent whom the child is not residing with is required to pay to whoever the child is residing with the amount of support set out above for that parent and described as “the base child support amount.” The parent shall automatically begin paying this base support amount without the need to modify this child support order.</p> <p>«PN2:abc». The sole physical custody worksheet was used in calculating the base child support award. The base child support award shall be reduced by 50% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 25 of any 30 consecutive days. The base child support award shall be reduced by 25% for each minor child for time periods during which such minor child is with the non-custodial parent by court order or written agreement signed by the parties for at least 12 of any 30 consecutive days. Normal parent-time and holiday parent-time with the custodial parent shall not be considered an interruption of the consecutive day requirement for the non-custodial parent. If the dependent child is a recipient of cash assistance from the state of Utah through the T.A.N.F. or F.E.P. programs, any agreement by the parties for reduction of child support during extended parent-time shall be approved by the Office of Recovery Services.</p>
<p>Child Support Sole Custody Decree Rewrite</p>	<p>«PN2:abc». The sole custody worksheet was used to calculate child support.</p> <ul style="list-style-type: none"> ● «pet_name_possessive» base child support amount is \$«pet_child_support_base» per month. ● «res_name_possessive» base child support amount is \$«res_child_support_base» per month. <p>If physical custody of a child changes from what the court orders:</p>

	<ul style="list-style-type: none"> • 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 78B-12-108). <p>«PN2:abc». The sole physical custody worksheet was used to calculate base child support.</p> <p>Child Support Reduction for Extended Parent-Time</p> <p>a. If a child lives with the non-custodial parent by court order or written agreement of the parties for:</p> <ul style="list-style-type: none"> • 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 78B-12-216(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 78B-12-216(1)(b)). <p>The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.</p> <p>b. 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.</p>
Child Support Direct deposit Option	<p>«PN2:abc». «res_name» shall provide the information necessary for «pet_name» to set up direct deposit through «pet_name_possessive» employer. Upon receipt of the information, «pet_name» shall have</p>

Pet	<p>«pet_name_possessive» employer establish direct deposit to an account of «res_name_possessive» choice. One half of the child support is due on or before the 5th of each month, and one half is due on or before the 20th of each month.</p>
<p>Child Support Direct deposit Option</p> <p>Pet Rewrite</p>	<p>«PN2:abc». «res_name» will give «pet_name» the information needed to set up direct deposit through «pet_name_possessive» employer. Once «pet_name» has the information, «pet_name_pronoun» will have «pet_pronoun_possessive» employer set up direct deposit to an account of «res_name_possessive» choice. One half of the child support is due by the 5th of each month, and the other half is due by the 20th of each month.</p>
<p>Child Support Direct deposit Option</p> <p>Finding</p>	<p>«PN2:abc». «res_name» shall provide the information necessary for «pet_name» to set up direct deposit through «pet_name_possessive» employer. Upon receipt of the information, «pet_name» shall have «pet_name_possessive» employer establish direct deposit to an account of «res_name_possessive» choice. One half of the child support is due on or before the 5th of each month, and one half is due on or before the 20th of each month.</p>
<p>Child Support Direct deposit Option</p> <p>Finding Rewrite</p>	<p>«PN2:abc». «res_name» will give «pet_name» the information needed to set up direct deposit through «pet_name_possessive» employer. Once «pet_name» has the information, «pet_name_pronoun» will have «pet_pronoun_possessive» employer set up direct deposit to an account of «res_name_possessive» choice. One half of the child support is due by the 5th of each month, and the other half is due by the 20th of each month.</p>
<p>Child Support Direct deposit Option</p> <p>Decree</p>	<p>«PN2:abc». «res_name» shall provide the information necessary for «pet_name» to set up direct deposit through «pet_name_possessive» employer. Upon receipt of the information, «pet_name» shall have «pet_name_possessive» employer establish direct deposit to an account of</p>

	<p>«res_name_possessive» choice. One half of the child support is due on or before the 5th of each month, and one half is due on or before the 20th of each month.</p>
<p>Child Support Direct deposit Option Decree Rewrite</p>	<p>«PN2:abc». «res_name» will give «pet_name» the information needed to set up direct deposit through «pet_name_possessive» employer. Once «pet_name» has the information, «pet_name_pronoun» will have «pet_pronoun_possessive» employer set up direct deposit to an account of «res_name_possessive» choice. One half of the child support is due by the 5th of each month, and the other half is due by the 20th of each month.</p>
<p>Child Support Mandatory Withholding Option Pet</p>	<p>«PN2:abc». The person entitled to receive child support shall be entitled to mandatory income withholding relief pursuant to Utah Code 62A-11 parts 4 and 5, and any Federal and State tax refunds or rebates due the non-custodial parent may be intercepted by the State of Utah and applied to existing child support arrearages. This income withholding procedure shall apply to existing and future payers. All withheld income shall be submitted to the Office of Recovery Services until such time as the non-custodial parent no longer owes child support to the person entitled to receive child support. All child support payments shall be made to the Office of Recovery Services, P.O. Box 45011, Salt Lake City, UT 84145-011, unless the Office of Recovery Services gives notice that payments should be sent elsewhere. Should mandatory income withholding be implemented by the Office of Recovery Services, child support shall be due on the first day of each month and delinquent on the first day of the following month.</p>
<p>Child Support Mandatory Withholding Option</p>	<p>«PN2:abc». The person ordered to receive child support can request mandatory income withholding (Utah Code 62A-11 parts 4 and 5). If support is past due, the State of Utah may take federal or state tax refunds or rebates and apply the amounts to the child support owed.</p>

<p>Pet Rewrite</p>	<p>Withheld income will be sent to the Office of Recovery Services (ORS) until all past-due support is paid. Child support payments will be sent to:</p> <p style="padding-left: 40px;">Office of Recovery Services PO Box 45011 Salt Lake City, Utah 84145-0011</p> <p>unless ORS gives notice that payments should be sent elsewhere.</p> <p>If ORS begins mandatory income withholding, child support is due on the first day of each month and will be past due on the first day of the next month.</p>
<p>Child Support Mandatory Withholding Option Finding</p>	<p>«PN2:abc». The person entitled to receive child support shall be entitled to mandatory income withholding relief pursuant to Utah Code 62A-11 parts 4 and 5, and any Federal and State tax refunds or rebates due the non-custodial parent may be intercepted by the State of Utah and applied to existing child support arrearages. This income withholding procedure shall apply to existing and future payors. All withheld income shall be submitted to the Office of Recovery Services until such time as the non-custodial parent no longer owes child support to the person entitled to receive child support. All child support payments shall be made to the Office of Recovery Services, P.O. Box 45011, Salt Lake City, UT 84145-011, unless the Office of Recovery Services gives notice that payments should be sent elsewhere. Should mandatory income withholding be implemented by the Office of Recovery Services, child support shall be due on the first day of each month and delinquent on the first day of the following month.</p>
<p>Child Support Mandatory Withholding Option Finding Rewrite</p>	<p>«PN2:abc».</p> <p>The person ordered to receive child support can request mandatory income withholding (Utah Code 62A-11 parts 4 and 5). If support is past due, the State of Utah may take federal or state tax refunds or rebates and apply the amounts to the child support owed.</p> <p>Withheld income will be sent to the Office of Recovery Services (ORS)</p>

	<p>until all past-due support is paid. Child support payments will be sent to:</p> <p style="text-align: center;">Office of Recovery Services PO Box 45011 Salt Lake City, Utah 84145-0011</p> <p>unless ORS gives notice that payments should be sent elsewhere. If ORS begins mandatory income withholding, child support is due on the first day of each month and will be past due on the first day of the next month.</p>
<p>Child Support Mandatory Withholding Option Decree</p>	<p>«PN2:abc». The person entitled to receive child support shall be entitled to mandatory income withholding relief pursuant to Utah Code 62A-11 parts 4 and 5, and any Federal and State tax refunds or rebates due the non-custodial parent may be intercepted by the State of Utah and applied to existing child support arrearages. This income withholding procedure shall apply to existing and future payors. All withheld income shall be submitted to the Office of Recovery Services until such time as the non-custodial parent no longer owes child support to the person entitled to receive child support. All child support payments shall be made to the Office of Recovery Services, P.O. Box 45011, Salt Lake City, UT 84145-011, unless the Office of Recovery Services gives notice that payments is sent elsewhere. Should mandatory income withholding be implemented by the Office of Recovery Services, child support shall be due on the first day of each month and delinquent on the first day of the following month.</p>
<p>Child Support Mandatory Withholding Option Decree Rewrite</p>	<p>«PN2:abc».</p> <p>The person ordered to receive child support can request mandatory income withholding (Utah Code 62A-11 parts 4 and 5). If support is past due, the State of Utah may take federal or state tax refunds or rebates and apply the amounts to the child support owed.</p> <p>Withheld income will be sent to the Office of Recovery Services (ORS) until all past-due support is paid. Child support payments will be sent to:</p>

	<p>Office of Recovery Services PO Box 45011 Salt Lake City, Utah 84145-0011</p> <p>unless ORS gives notice that payments should be sent elsewhere. If ORS begins mandatory income withholding, child support is due on the first day of each month and will be past due on the first day of the next month.</p>
ORS fee Pet Defined	«PN2:abc». Any Office of Recovery Service fee shall be paid by «pet_name». If «res_name» is the ORS applicant and the fee is withheld by ORS from payments to «res_name», «pet_name» shall reimburse «res_name» for the fee.
ORS fee Pet Rewrite Defined	«PN2:abc». «pet_name» will pay any ORS fees. If «res_name» is the ORS applicant and the fees are withheld from payments to «res_name», «pet_name» will reimburse «res_name».
ORS fee Finding Defined	«PN2:abc». Any Office of Recovery Service fee shall be paid by «pet_name». If «res_name» is the ORS applicant and the fee is withheld by ORS from payments to «res_name», «pet_name» shall reimburse «res_name» for the fee.
ORS fee Finding Rewrite Defined	«PN2:abc». «pet_name» will pay any ORS fees. If «res_name» is the ORS applicant and the fees are withheld from payments to «res_name», «pet_name» will reimburse «res_name».
ORS fee Decree Defined	«PN2:abc». Any Office of Recovery Service fee shall be paid by «pet_name». If «res_name» is the ORS applicant and the fee is withheld by ORS from payments to «res_name», «pet_name» shall reimburse «res_name» for the fee.
ORS fee Decree Rewrite Defined	«PN2:abc». «pet_name» will pay any ORS fees. If «res_name» is the ORS applicant and the fees are withheld from payments to «res_name», «pet_name» will reimburse «res_name».

ORS fee Finding Split	«PN2:abc». « pet_name » and « res_name_temp » shall each pay one-half of any Office of Recovery Service fee. If the fee is withheld by ORS from payments to the applicant party, the other party shall reimburse the ORS applicant party for one-half of the fee.
ORS fee Finding Revised Split	«PN2:abc». « pet_name » and « res_name_temp » will each pay half of any ORS fee. If a fee is withheld from payments to « res_name_temp », « pet_name » will reimburse « res_name_temp » for half the fee. If a fee is withheld from payments to « pet_name », « res_name_temp » will reimburse « pet_name » for half the fee.
ORS fee Finding Split	«PN2:abc». « pet_name » and « res_name_temp » shall each pay one-half of any Office of Recovery Service fee. If the fee is withheld by ORS from payments to the applicant party, the other party shall reimburse the ORS applicant party for one-half of the fee.
ORS fee Finding Revised Split	«PN2:abc». « pet_name » and « res_name_temp » will each pay one-half of any Office of Recovery Service fee. If the fee is withheld by ORS from payments to the applicant party, the other party will reimburse the ORS applicant party for one-half of the fee.
ORS fee Decree Split	«PN2:abc». « pet_name » and « res_name_temp » shall each pay one-half of any Office of Recovery Service fee. If the fee is withheld by ORS from payments to the applicant party, the other party shall reimburse the ORS applicant party for one-half of the fee.
ORS fee Decree Revised Split	«PN2:abc». « pet_name » and « res_name_temp » will each pay half of any ORS fee. If a fee is withheld from payments to « res_name_temp », « pet_name » will reimburse « res_name_temp » for half the fee. If a fee is withheld from payments to « pet_name », « res_name_temp » will reimburse « pet_name » for half the fee.

ORS fee Finding Reserved for Trial	«PN2:abc». Designation of who will be responsible for payment of the Office of Recovery Service fee is reserved for trial.
ORS fee Finding Rewrite Reserved for Trial	«PN2:abc». The issue of who will be responsible for payment of the Office of Recovery Service fee is reserved for trial.
ORS fee Decree Reserved for Trial	«PN2:abc». Designation of who will be responsible for payment of the Office of Recovery Service fee is reserved for trial.
ORS fee Decree Rewrite Reserved for Trial	«PN2:abc». The issue of who will be responsible for payment of the Office of Recovery Service fee is reserved for trial.
Arrearage Process Pet	«PN2:abc». The issue of child support arrearages may be determined by further judicial or administrative process.
Arrearage Process Pet Rewrite	«PN2:abc». The issue of past-due child support may be decided by further judicial or administrative process.
Arrearage Process Finding	«PN2:abc». The issue of child support arrearages may be determined by further judicial or administrative process.
Arrearage Process Finding Rewrite	«PN2:abc». The issue of past-due child support may be decided by further judicial or administrative process.
Arrearage Process Decree	«PN2:abc». The issue of child support arrearages may be determined by further judicial or administrative process.
Arrearage Process Decree Rewrite	«PN2:abc». The issue of past-due child support may be decided by further judicial or administrative process.

Notification of Income Change Finding	«PN2:abc». Each of the parties is under mutual obligation to notify the other within thirty (30) days of any change in monthly income.
Notification of Income Change Finding Rewrite	«PN2:abc». The parties must notify each other within 30 days of any change in their income.
Notification of Income Change Finding	«PN2:abc». Each of the parties is under mutual obligation to notify the other within thirty (30) days of any change in monthly income.
Notification of Income Change Finding Rewrite	«PN2:abc». The parties must notify each other within 30 days of any change in their income.
Notification of Income Change Decree Rewrite	Each of the parties is under mutual obligation to notify the other within thirty (30) days of any change in monthly income.
Notification of Income Change Decree Rewrite	«PN2:abc». The parties must notify each other within 30 days of any change in their income.
Notification of Income Change Custom Finding	«PN2:abc». Each party has a duty to notify the other of any change in income as follows: «change_in_income_provision_c

<p>Notification of Income Change Custom Finding Rewrite</p>	<p>«PN2:abc». The parties must notify each other of any change in their income as follows:</p> <p style="text-align: center;">«change_in_income_provision_custom»</p>
<p>Notification of Income Change Custom Decree</p>	<p>Each party has a duty to notify the other of any change in income as follows:</p> <p style="text-align: center;">«change_in_income_provision_custom»</p>
<p>Notification of Income Change Custom Decree Rewrite</p>	<p>«PN2:abc». The parties must notify each other of any change in their income as follows:</p> <p style="text-align: center;">«change_in_income_provision_custom»</p>
<p>Child Support Modification Pet</p>	<p>«PN2:abc». Under Utah Code 78B-12-210(8), the parties have a right to adjust this child support order by motion after three years from the date of its entry if: (1) upon review 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, calculated using the appropriate child support worksheet, (2) the difference is not of a temporary nature, and (3) the amount previously ordered does not deviate from the child support guidelines. Under Utah Code 62A-11-306.2, if the children receive TANF funds at the time an adjustment is sought, the Office of Recovery Services shall review the order, and if appropriate, move the court to adjust the amount.</p> <p>«PN2:abc». Under Utah Code 78B-12-210(7) and (9), the parties have a right to modify this child support order at any time by petition if there has been a substantial change in circumstances because of: (1) material changes in custody; (2) material changes in the relative wealth or assets of the parties; (3)</p>

	<p>material changes of 30% or more in the income of a parent; (4) material changes in the employment potential and ability of a parent to earn; (5) material changes in the medical needs of the child; or (6) material changes in the legal responsibilities of either parent for the support of others. The change in (1) through (6) must result in a 15% or more difference between the amount previously ordered and the new amount of child support, calculated using the appropriate child support worksheet, and the difference must not be of a temporary nature. In a proceeding to modify an existing award, consideration of natural or adoptive children other than those in common to both parties may be applied to mitigate an increase in the child support award, but may not be applied to justify a decrease in the award.</p>
<p>Child Support Modification Pet Rewrite</p>	<p>«PN2:abc». The parties can ask to change this child support order by motion after three years from the date of its entry if:</p> <ul style="list-style-type: none"> ● 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. <p>(Utah Code 78B-12-210(8)).</p> <p>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).</p> <p>«PN2:abc». 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:</p> <ul style="list-style-type: none"> ● custody; ● the relative wealth or assets of the parties;

	<ul style="list-style-type: none"> ● 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. <p>(Utah Code 78B-12-210(7) and (9)).</p> <p>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.</p> <p>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 78B-12-210(7)).</p> <p>Utah Code language:</p> <p>(7) In a proceeding to adjust or modify an existing award, consideration of natural or adoptive children born after entry of the order and who are not in common to both parties may be applied to mitigate an increase in the award but may not be applied:</p> <p>(a) for the benefit of the obligee if the credit would increase the support obligation of the obligor from the most recent order; or</p> <p>(b) for the benefit of the obligor if the amount of support received by the obligee would be decreased from the most recent order.</p>
<p>Child Support Modification Finding</p>	<p>«PN2:abc». Under Utah Code 78B-12-210(8), the parties have a right to adjust this child support order by motion after three years from the date of its entry if: (1) upon review 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, calculated using the appropriate child support worksheet, (2) the difference is not of a temporary nature, and (3) the amount previously ordered does not deviate from the child support guidelines. Under</p>

	<p>Utah Code 62A-11-306.2, if the children receive TANF funds at the time an adjustment is sought, the Office of Recovery Services shall review the order, and if appropriate, move the court to adjust the amount.</p> <p>«PN2:abc». Under Utah Code 78B-12-210(7) and (9), the parties have a right to modify this child support order at any time by petition if there has been a substantial change in circumstances because of: (1) material changes in custody; (2) material changes in the relative wealth or assets of the parties; (3) material changes of 30% or more in the income of a parent; (4) material changes in the employment potential and ability of a parent to earn; (5) material changes in the medical needs of the child; or (6) material changes in the legal responsibilities of either parent for the support of others. The change in (1) through (6) must result in a 15% or more difference between the amount previously ordered and the new amount of child support, calculated using the appropriate child support worksheet, and the difference must not be of a temporary nature. In a proceeding to modify an existing award, consideration of natural or adoptive children other than those in common to both parties may be applied to mitigate an increase in the child support award, but may not be applied to justify a decrease in the award.</p>
<p>Child Support Modification</p> <p>Finding Rewrite</p>	<p>Depends on what we decide above.</p>
<p>Child Support Modification</p> <p>Decree</p>	<p>«PN2:abc». Under Utah Code 78B-12-210(8), the parties have a right to adjust this child support order by motion after three years from the date of its entry if: (1) upon review 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, calculated using the appropriate child support worksheet, (2) the difference is not of a temporary nature, and (3) the amount previously</p>

	<p>ordered does not deviate from the child support guidelines. Under Utah Code 62A-11-306.2, if the children receive TANF funds at the time an adjustment is sought, the Office of Recovery Services shall review the order, and if appropriate, move the court to adjust the amount.</p> <p>«PN2:abc». Under Utah Code 78B-12-210(7) and (9), the parties have a right to modify this child support order at any time by petition if there has been a substantial change in circumstances because of: (1) material changes in custody; (2) material changes in the relative wealth or assets of the parties; (3) material changes of 30% or more in the income of a parent; (4) material changes in the employment potential and ability of a parent to earn; (5) material changes in the medical needs of the child; or (6) material changes in the legal responsibilities of either parent for the support of others. The change in (1) through (6) must result in a 15% or more difference between the amount previously ordered and the new amount of child support, calculated using the appropriate child support worksheet, and the difference must not be of a temporary nature. In a proceeding to modify an existing award, consideration of natural or adoptive children other than those in common to both parties may be applied to mitigate an increase in the child support award, but may not be applied to justify a decrease in the award.</p>
<p>Child Support Modification</p> <p>Decree Rewrite</p>	<p>Depends on what we decide above.</p>
<p>Child Support Add'l Provision</p> <p>Pet</p>	<p>«PN2:abc». The parties shall adhere to the following for child related support or expenses:</p>

Child Support Add'l Provision Pet Rewrite	«PN2:abc». The parties will do the following for child related support or expenses:
Child Support Add'l Provision Finding	«PN2:abc». The parties shall adhere to the following for child related support or expenses:
Child Support Add'l Provision Finding Rewrite	«PN2:abc». The parties will do the following for child related support or expenses:
Child Support Add'l Provision Decree	«PN2:abc». The parties shall adhere to the following for child related support or expenses:
Child Support Add'l Provision Decree Rewrite	«PN2:abc». The parties will do the following for child related support or expenses:

<p>Railroad Retirement Money Intro Sample</p>	<p>RAILROAD RETIREMENT MONEY «PN1». «pet_name» earned retirement benefits as a railroad employee. These benefits are subject to division at the time of divorce under the Railroad Retirement Act (45 U.S.C. 231, et seq.). «pet_name» is awarded all rights to receive any retirement benefits which «pet_name» earned as a railroad employee and which «res_name» might otherwise be eligible to receive under Railroad Retirement Act (45 U.S.C. 231, et seq.).</p>
<p>Railroad Retirement Money Intro Rewrite</p>	<p>Railroad Retirement Money (45 U.S.C. 231, et seq.) «PN1». «pet_name» earned retirement benefits as a railroad employee. These benefits are subject to division at the time of divorce. «pet_name» is awarded all rights to receive any retirement benefits which «pet_pronoun» earned as a railroad employee. This includes any benefits which «res_name» might otherwise be eligible to receive under Railroad Retirement Act.</p>
<p>Retirement Money Board Sample</p>	<p>«PN1». «res_name» earned retirement benefits as a railroad employee. These benefits are subject to division at the time of divorce under the Railroad Retirement Act (45 U.S.C. 231, et seq.). «pet_name» should be awarded, and the Railroad Retirement Board should be directed to pay, an interest in the portion of «res_name_possessive» benefits under the Railroad Retirement Act (45 U.S.C. 231, et seq.) which may be divided as provided by section 14 of that Act (45 U.S.C. 231m). «pet_name_possessive» share shall be computed by multiplying the divisible portion of «res_name_possessive» monthly benefit by a fraction the numerator of which is the number of years «res_name» worked for a railroad employer during the period of the marriage from «mar_date» to the date of entry of the final DECREE OF DIVORCE, and the denominator of which shall be «res_name_possessive» total number of years employed by a railroad employer at retirement, and then dividing the product by two.</p> <p>a. «res_name» should be ordered to provide «pet_name» with «res_name_possessive» Social Security Number within ten days of the</p>

	<p>entry of the final DECREE OF DIVORCE. As soon as «pet_name» receives «res_name_possessive» Social Security Number, «pet_name» shall send a certified copy of the final DECREE OF DIVORCE containing the date of entry, along with the Social Security Number of «res_name» and the current address of both parties to:</p> <p style="text-align: center;">Deputy General Counsel U.S. Railroad Retirement Board 844 North Rush Street Chicago, IL 60611-2092 Email: LAW@rrb.gov Fax: (312) 751-7102 Phone: (312) 751-4948</p> <p>b. Deductions from «res_name_possessive» annuity pursuant to the final DECREE OF DIVORCE should begin the first month in which «res_name» is entitled to benefits from the Board (20 CFR 295.5(a)), or the month the Bureau of Law receives the DECREE OF DIVORCE (20 CFR 295.5(c)), whichever is later.</p>
<p>Retirement Money Board Rewrite</p>	<p>«PN1». «res_name» earned retirement benefits as a railroad employee. These benefits will be divided following the Railroad Retirement Act. (45 U.S.C. 231, et seq.)</p> <p>«pet_name» is awarded, and the Railroad Retirement Board is directed to pay, an interest in the portion of «res_name_possessive» benefits under the Railroad Retirement Act. (45 U.S.C. §§ 231-231v) which may be divided as provided by section 14 of that Act (45 U.S.C. § 231m).</p> <p>«pet_name_possessive» share shall be computed by multiplying the divisible portion of «res_name_possessive» monthly benefit by a fraction, the numerator of which is the number of months «res_name» worked for a railroad employer during the period of the marriage from «mar_date» to the date of entry of the final divorce decree, and the denominator of which shall be «res_name_possessive» total number of months employed by a railroad employer at retirement, and then dividing the product by two.</p>

The above language comes directly from this website:

<https://www.rrb.gov/Resources/LegalInformation/PartitionofRRA/SummaryofRRBRequirementsforaPartitionOrder>

- a. «**res_name**» is ordered to provide «**pet_name**» with «**res_pronoun_possessive**» social security number within ten days of the entry of the divorce decree. As soon as «**pet_name**» receives «**res_name_possessive**» social security number, «**pet_pronoun**» must send a certified copy of the divorce decree, «**res_name_possessive**» social security number, and the current address of both parties to:

Deputy General Counsel
U.S. Railroad Retirement Board
844 North Rush Street
Chicago, IL 60611-1275

Email: LAW@rrb.gov
Fax: (312) 751-7102
Phone: (312) 751-4948

- b. Deductions from «**res_name_possessive**» annuity pursuant to the final divorce decree should begin the first month in which «**res_name**» is entitled to benefits from the Board, or the month the Office of General Counsel receives the divorce decree, whichever is later. (20 CFR 295.5),

<p>Retirement Military</p>	<p>MILITARY RETIREMENT MONEY «PN1». «pet_name» is entitled to receive or is currently receiving member's military retirement pay. «pet_name» is awarded «pet_his_her» entire military retirement pay.</p>
<p>Rewrite</p>	<p>Military Retirement «PN1». «pet_name» is entitled to receive or is currently receiving member's military retirement pay. «pet_name» is awarded «pet_his_her» entire military retirement pay.</p>
<p>Retirement Military No Division</p>	<p>«PN1». «res_name» is entitled to receive or is currently receiving member's military retirement pay. «res_name» is awarded «res_his_her» entire military retirement pay.</p>
<p>Retirement Military No Division Rewrite</p>	<p>«PN1». «res_name» is entitled to receive or is currently receiving member's military retirement pay. «res_name» is awarded «res_his_her» entire military retirement pay.</p>
<p>Retirement Military Division</p>	<p>Petitioner Member serving in Armed Services Respondent Spouse Divide by Dollar Retired No Cost of Living</p> <p>«PN1». «pet_name» is a military member under the Uniformed Services Former Spouse Protection Act (USFSPA), 10 U.S.C. 1408 and entitled to receive or is currently receiving member's military retired pay.</p> <p>«res_name» is entitled to receive a portion of «pet_name_possessive» military retired pay. «res_name» is «pet_name_possessive» former spouse for purposes of division of the member's military retired pay under USFSPA. This Court has jurisdiction over both the parties in accordance with the laws of the State of Utah and 10 U.S.C. 1408(c)(4), in that:</p> <p>«retirement_military_authority_to_divide_pet»</p> <p>«pet_name_possessive» rights under the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. 501 et Seq. have been satisfied.</p> <p>a. «res_name» should be awarded \$«retirement_military_spouse_res_amount» of «pet_name_possessive» military retired pay.</p>

- b. «pet_name» shall provide «res_name» with a copy of any amended retired pay statement that «pet_name» receives from a military finance center. «pet_name» must mail the copy not later than five days after «pet_name» receives the amended statement.
- c. «pet_name» shall notify «res_name» by the most expeditious means available of receipt of orders and reporting date for «pet_name_possessive» recall to active duty in the Armed forces of the United States if such a recall occurs.
- d. The rights created and the obligations imposed by this Order shall terminate upon the death of either party. The monthly payments in this Order shall be made to «res_name» regardless of «res_name_possessive» marital status and shall not end at «res_name_possessive» remarriage.
- e. «res_name» shall make timely application for direct payment of «res_name_possessive» share of military retired pay, in accordance with 10 U.S.C. 1408 and Title 32, Code of Federal Regulations, Part 63.
- f. If «pet_name» retires from military service and then subsequently also qualifies for a civilian retirement plan that allows «pet_name» to combine «pet_name_possessive» military and civilian service in order to receive a larger civilian pension, any such election by «pet_name» shall not effect «res_name_possessive» right to a monthly sum equal to «res_name_possessive» portion of the military retired pay as provided for in this order.
- g. Should «pet_name» waive any portion of «pet_name_possessive» net disposable military retired pay in order to receive disability pay, or if «pet_name» takes any action which would defeat, reduce or limit «res_name_possessive» collection of «res_name_possessive» portion of the military retired pay due to «res_name» under this order, «pet_name» shall indemnify and pay directly to «res_name» the difference between the amount awarded pursuant to the order and any reduced amount that «res_name» subsequently receives as a result of «pet_name_possessive» election to receive disability pay.
- h. In any month the finance center does not pay «res_name_possessive» share directly to «res_name», or if the monthly payment to «res_name» does not equal the full award which «res_name» is entitled to for the month in question under the terms of this order, or if «pet_name» has taken action to reduce, eliminate, or decrease «res_name_possessive» share in breach of this order, then «pet_name» shall pay to «res_name» the difference between the amount of the direct payment from the finance center, if any, and the amount that «res_name» is entitled to under this order.

	<p>i. «res_name» is the irrevocable beneficiary of the Survivor Benefit Plan (SBP) through «pet_name_possessive» military retirement. «pet_name» shall execute the required paperwork to make or extend the election of «res_name» as beneficiary and shall do nothing to reduce or eliminate the benefit to «res_name». «pet_name» shall elect the “former spouse only” option and shall select the full amount of «pet_name_possessive» retired pay as the base amount. Such election shall be made either within sixty (60) days of the date of the entry of this order or at the time of «pet_name_possessive» Retirement, whichever is allowed earlier by law. A copy of the election shall be provided to «res_name». If «pet_name» fails to make the election, an amount equal to the present value of the SBP coverage for «res_name», shall, at the death of «pet_name», become an obligation of «pet_name_possessive» estate. In addition, «res_name» shall be entitled to any remedies for breach as are available to «res_name» in a court of law.</p> <p>j. The parties shall each notify the applicable military finance center of changes in factual circumstances, and modifications or amendments to this order, and the results of other legal proceedings, which may affect the rights created and the obligations imposed by this Order. The notice shall be mailed to the military finance center by certified mail not later than 5 days after the occurrence of the event which may affect the terms of this order.</p> <p>k. This Court retains jurisdiction to supervise, enforce, and modify the payment of «pet_name_possessive» military retired pay to «res_name» as provided for herein and to amend this order as may be necessary to ensure it qualifies and continues to qualify as a “court order” within the meaning of 10 U.S.C. 1408.</p> <p>Immediately upon the entry of the Decree of Divorce in this matter, or as soon after as is practicable, «pet_name» is ordered to prepare the appropriate Order for the Division of Military Retired Pay and submit it to the Defense Finance and Accounting Service (dfas), P.O. Box 998002, Cleveland, OH 44199-8002 along with Defense Department Form 2293. (DD Form 2293 can be downloaded from www.dfas.mil)</p> <p>«END IF»</p>
<p>Retirement Military Division</p> <p>Rewrite</p>	<p>Petitioner Member serving in Armed Services Respondent Spouse Divide by Dollar Retired No Cost of Living</p>

«PN1». «pet_name» is a military member and entitled to receive or is currently receiving member's military retired pay. (Uniformed Services Former Spouse Protection Act (USFSPA), 10 U.S.C. 1408).

«res_name» is entitled to receive a portion of «pet_name_possessive» military retired pay. «res_name» is «pet_name_possessive» former spouse for purposes of division of the member's military retired pay under USFSPA. This court has jurisdiction over both the parties because:

«retirement_military_authority_to_divide_pet».

«pet_name_possessive» rights under the Servicemembers' Civil Relief Act ((SCRA), 50 U.S.C. 3901 et seq.) have been satisfied.

- a. «res_name» should be awarded
\$«retirement_military_spouse_res_amount» of
«pet_name_possessive» military retired pay.
- b. «pet_name» must give «res_name» a copy of any amended retired pay statement that «pet_pronoun» receives from a military finance center. «pet_name» must mail the copy no more than five days after «pet_pronoun» receives the amended statement.
- c. If «pet_name» is recalled to active duty, «pet_pronoun» must notify «res_name» immediately. The notice must include information about the orders and reporting date.
- d. When a party dies, the rights created and the obligations imposed by this order end.
- e. The monthly payments in this order will be made to «res_name» regardless of «res_pronoun_possessive» marital status and do not end if «res_pronoun» remarries.
- e. «res_name» will apply for direct payment of
«res_pronoun_possessive» share of military retired pay in a timely manner. (10 U.S.C. 1408 and 32 C.F.R. 63).
- f. If «pet_name» retires from military service and later also qualifies for a civilian retirement plan that allows «pet_pronoun» to combine «pet_pronoun_possessive» military and civilian service in order to receive a larger civilian pension, combining the pensions will not affect «res_name_possessive» right to a monthly sum equal to

«res_pronoun_possessive» portion of the military retired pay as provided in this order.

- g. «pet_name» will indemnify «res_name» and pay them the difference between the amount awarded and any reduced amount that «res_name» subsequently receives if «pet_name»
- waives any portion of «pet_pronoun_possessive» net disposable military retired pay in order to receive disability pay, or if
 - «pet_pronoun» takes any action which would defeat, reduce or limit «res_name_possessive» collection of «res_name_possessive» portion of the military retired pay owed to «res_name» under this order.
- h. «pet_name» will pay «res_name» the difference between the amount of the direct payment from the finance center and the amount that «res_name» is entitled to under this order if:
- the finance center does not pay «res_name_possessive» share directly to «res_pronoun», or
 - the monthly payment to «res_name» does not equal the full award which «res_pronoun» is entitled to in a given month under the terms of this order, or
 - «pet_name» has taken action to reduce, eliminate, or decrease «res_name_possessive» share in violation of this order,
- i. «res_name» is the irrevocable beneficiary of the Survivor Benefit Plan (SBP) through «pet_name_possessive» military retirement.
- «pet_name» will complete the paperwork needed to make or extend the election of «res_name» as beneficiary.
 - «pet_name» will do nothing to reduce or eliminate «res_name_possessive» benefit.
 - «pet_name» will choose the “former spouse only” option and will choose the full amount of «pet_pronoun_possessive» retired pay as the base amount.
 - The election will be made either within 60 days of the date of the entry of this order, or when «pet_name_possessive» retires, whichever is allowed earlier by law. A copy of the election will be given to «res_name».
 - If «pet_name» does not make the election, an amount equal to the present value of the SBP coverage for «res_name» will become an obligation of «pet_name_possessive» estate when «pet_pronoun» dies. «res_name» will also be entitled to any legal remedies for violating this order.

	<p>j. Each party will notify the military finance center if there are changes in factual circumstances, modifications or amendments to this order, or the results of other legal proceedings that may affect the rights created and the obligations imposed by this order. The notice will be mailed to the military finance center by certified mail no later than 5 days after the occurrence of any of the events listed above.</p> <p>k. This court retains jurisdiction to supervise, enforce, and modify the payment of «pet_name_possessive» military retired pay to «res_name». The court may also amend this order as needed to ensure it qualifies and continues to qualify as a “court order” within the meaning of 10 U.S.C. 1408.</p> <p>Once the divorce decree is entered, «pet_name» must immediately prepare the appropriate Order for the Division of Military Retired Pay and submit it to the Defense Finance and Accounting Service P.O. Box 998002, Cleveland, OH 44199-8002 along with Defense Department Form 2293 (Application for Former Spouse Payments from Retired Pay). (DD Form 2293 can be downloaded from www.dfas.mil)</p> <p>«END IF»</p>
Retirement Military Division	<p>Respondent Member serving in Reserve Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>«PN1». «res_name» is a military member under the Uniformed Services Former Spouse Protection Act (USFSPA), 10 U.S.C. 1408 and entitled to receive or is currently receiving member's military retired pay.</p> <p>«pet_name» is entitled to receive a portion of «res_name_possessive» military retired pay. «pet_name» is «res_name_possessive» former spouse for purposes of division of the member's military retired pay under USFSPA. This Court has jurisdiction over both the parties in accordance with the laws of the State of Utah and 10 U.S.C. 1408(c)(4), in that:</p> <p>«retirement_military_authority_to_divide_res»</p> <p>«res_name_possessive» rights under the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. 501 et Seq. have been satisfied.</p> <p>a. «pet_name» should be awarded a percentage of «res_name_possessive» disposable military retired pay, to be computed by multiplying «rmspp_pet_percent» times a fraction, the numerator of which is</p>

	<p>«retirement_military_res_resrv_points_mar» months of marriage during «res_name_possessive» creditable military service, divided by «res_name_possessive» total number of months of creditable military service.</p> <p>b. «pet_name» shall receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p> <p>c. «res_name» shall provide «pet_name» with a copy of any amended retired pay statement that «res_name» receives from a military finance center. «res_name» must mail the copy not later than five days after «res_name» receives the amended statement.</p> <p>d. «res_name» shall notify «pet_name» by the most expeditious means available of receipt of orders and reporting date for «res_name_possessive» recall to active duty in the Armed forces of the United States if such a recall occurs.</p> <p>e. The rights created and the obligations imposed by this Order shall terminate upon the death of either party. The monthly payments in this Order shall be made to «pet_name» regardless of «pet_name_possessive» marital status and shall not end at «pet_name_possessive» remarriage.</p> <p>f. «pet_name» shall make timely application for direct payment of «pet_name_possessive» share of military retired pay, in accordance with 10 U.S.C. 1408 and Title 32, Code of Federal Regulations, Part 63.</p> <p>g. If «res_name» retires from military service and then subsequently also qualifies for a civilian retirement plan that allows «res_name» to combine «res_name_possessive» military and civilian service in order to receive a larger civilian pension, any such election by «res_name» shall not effect «pet_name_possessive» right to a monthly sum equal to «pet_name_possessive» portion of the military retired pay as provided for in this order.</p> <p>h. Should «res_name» waive any portion of «res_name_possessive» net disposable military retired pay in order to receive disability pay, or if «res_name» takes any action which would defeat, reduce or limit «pet_name_possessive» collection of «pet_name_possessive» portion of the military retired pay due to «pet_name» under this order, «res_name» shall indemnify and pay directly to «pet_name» the difference between the amount awarded pursuant to the order and any reduced amount that «pet_name» subsequently receives as a result of «res_name_possessive» election to receive disability pay.</p> <p>i. In any month the finance center does not pay «pet_name_possessive» share directly to «pet_name», or if the monthly payment to «pet_name» does not equal the full award which «pet_name» is entitled to for the month in question under the terms of this order, or if «res_name» has taken action to</p>
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reduce, eliminate, or decrease «**pet_name_possessive**» share in breach of this order, then «**res_name**» shall pay to «**pet_name**» the difference between the amount of the direct payment from the finance center, if any, and the amount that «**pet_name**» is entitled to under this order.

- j. If «**res_name**» does not retire from active duty when «**res_name**» first becomes eligible, «**res_name**» shall nonetheless begin paying to «**pet_name**» on a monthly basis, not later than the last day of each month, an amount equal to «**rmspp_pet_percent**» of the monthly military retired pay which «**pet_name**» would have been entitled to receive if «**res_name**» had retired as soon as eligible beginning with the date that «**res_name**» was eligible to retire. This monthly amount shall be increased each time «**res_name**» receives any cost-of-living adjustment to «**res_name_possessive**» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «**res_name_possessive**» pay. If and when «**res_name**» does retire, «**pet_name**» shall be entitled to receive, and may at «**pet_name_possessive**» option begin receiving, all of «**pet_name_possessive**» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.
- k. «**pet_name**» is the irrevocable beneficiary of the Survivor Benefit Plan (SBP) through «**res_name_possessive**» military retirement. «**res_name**» shall execute the required paperwork to make or extend the election of «**pet_name**» as beneficiary and shall do nothing to reduce or eliminate the benefit to «**pet_name**». «**res_name**» shall elect the “former spouse only” option and shall select the full amount of «**res_name_possessive**» retired pay as the base amount. Such election shall be made either within sixty (60) days of the date of the entry of this order or at the time of «**res_name_possessive**» Retirement, whichever is allowed earlier by law. A copy of the election shall be provided to «**pet_name**». If «**res_name**» fails to make the election, an amount equal to the present value of the SBP coverage for «**pet_name**», shall, at the death of «**res_name**», become an obligation of «**res_name_possessive**» estate. In addition, «**pet_name**» shall be entitled to any remedies for breach as are available to «**pet_name**» in a court of law.
- l. The parties shall each notify the applicable military finance center of changes in factual circumstances, and modifications or amendments to this order, and the results of other legal proceedings, which may affect the rights created and the obligations imposed by this Order. The notice shall be mailed to the military finance center by certified mail not later than 5 days

	<p>after the occurrence of the event which may affect the terms of this order.</p> <p>m. This Court retains jurisdiction to supervise, enforce, and modify the payment of «res_name_possessive» military retired pay to «pet_name» as provided for herein and to amend this order as may be necessary to ensure it qualifies and continues to qualify as a “court order” within the meaning of 10 U.S.C. 1408.</p> <p>Immediately upon the entry of the Decree of Divorce in this matter, or as soon after as is practicable, «res_name» is ordered to prepare the appropriate Order for the Division of Military Retired Pay and submit it to the Defense Finance and Accounting Service (dfas), P.O. Box 998002, Cleveland, OH 44199-8002 along with Defense Department Form 2293. (DD Form 2293 can be downloaded from www.dfas.mil)</p>
<p>Retirement Military Division Rewrite</p>	<p>Respondent Member serving in Reserve Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>«PN1». «res_name» is a military member and entitled to receive or is currently receiving member's military retired pay. (Uniformed Services Former Spouse Protection Act (USFSPA), 10 U.S.C. 1408).</p> <p>«pet_name» is entitled to receive a portion of «res_name_possessive» military retired pay. «pet_name» is «res_name_possessive» former spouse for purposes of division of the member's military retired pay under USFSPA. This court has jurisdiction over both the parties because: «retirement_military_authority_to_divide_res».</p> <p>«res_name_possessive» rights under the Servicemembers' Civil Relief Act ((SCRA), 50 U.S.C. 3901 et seq.) have been satisfied.</p> <p>a. «pet_name» should be awarded a percentage of «res_name_possessive» disposable military retired pay.</p> <p>This amount is calculated as follows:</p> <ol style="list-style-type: none"> 1. Start with the monthly amount of disposable military retired pay. 2. Divide the number of months of marriage during «res_name_possessive» creditable military service by the total number of months of «res_name_possessive» creditable military service. 3. Multiply «rmspp_pet_percent» by the amount in #1. Then, multiply that by the amount in #2 to get the amount awarded to «pet_name» . <p>b. «pet_name» will receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p>

- c. «res_name» must provide «pet_name» a copy of any amended retired pay statement that «res_pronoun» receives from a military finance center. «res_name» must provide a copy no more than five days after «res_pronoun» receives the amended statement.
- d. If «res_name» is recalled to active duty, «res_pronoun» must notify «pet_name» immediately. The notice must include information about the orders and reporting date.
- e. When a party dies, the orders about military retirement end.
- f. The monthly payments in this order will be made to «pet_name» regardless of «pet_pronoun_possessive» marital status and do not end if «pet_pronoun» remarries.
- g. «pet_name» will apply for direct payment of «pet_name_possessive» share of military retired pay in a timely manner. (10 U.S.C. 1408 and 32 C.F.R. 63).
- h. If «res_name» retires from military service and later also qualifies for a civilian retirement plan that allows «res_pronoun» to combine «res_pronoun_possessive» military and civilian service in order to receive a larger civilian pension, combining the pensions will not affect «pet_name_possessive» right to a monthly sum equal to «pet_pronoun_possessive» portion of the military retired pay as provided in this order.
- i. «res_name» will indemnify and pay«pet_name» the difference between the amount awarded and any reduced amount that «pet_name» subsequently receives if:
- «res_name» waives any portion of «res_pronoun_possessive» net disposable military retired pay in order to receive disability pay, or if
 - «res_pronoun» takes any action which would defeat, reduce or limit «pet_name_possessive» collection of «pet_name_possessive» portion of the military retired pay due to «pet_name» under this order.
- j. «res_name» will pay «pet_name» the difference between the amount of the direct payment from the finance center and the amount that «pet_name» is entitled to under this order if:
- the finance center does not pay «pet_name_possessive» share directly to «pet_pronoun», or

	<ul style="list-style-type: none"> ● the monthly payment to «pet_name» does not equal the full award which «pet_pronoun» is entitled to in a given month under the terms of this order, or ● «res_name» has taken action to reduce, eliminate, or decrease «pet_name_possessive» share in violation of this order. <p>k. If «res_name» does not retire from active duty when «res_pronoun» first becomes eligible, «res_name» will still pay «pet_name» an amount equal to «rmspp_pet_percent» of the monthly military retired pay which «pet_name» would have been entitled to receive if «res_name» had retired as soon as eligible beginning with the date that «res_name» was eligible to retire.</p> <ul style="list-style-type: none"> ● The payments will be made monthly, by the last day of each month. ● The monthly amount will be increased each time «res_name» receives any cost-of-living adjustment to «res_pronoun_possessive» active duty pay, reserve pay or retired pay. The increase will be the same percentage increase in «res_name_possessive» pay. ● When «res_name» retires, «pet_name» will be entitled to receive, and may at «pet_name_possessive» option begin receiving, all of «pet_pronoun» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order. <p>i. «pet_name» is the irrevocable beneficiary of the Survivor Benefit Plan (SBP) through «res_name_possessive» military retirement.</p> <ul style="list-style-type: none"> ● «res_name» will complete the paperwork needed to make or extend the election of «pet_name» as beneficiary. ● «res_name» will do nothing to reduce or eliminate «pet_name_possessive» benefit. ● «res_name» will choose the “former spouse only” option and will choose the full amount of «res_name_possessive» retired pay as the base amount. ● «res_name» will make the election either within 60 days of the date of the entry of this order, or when «res_name» retires, whichever is allowed earlier by law. A copy of the election will be given to «pet_name». ● If «res_name» does not make the election, an amount equal to the present value of the SBP coverage for «pet_name», will become an obligation of «res_name_possessive» estate when «res_pronoun» dies. «pet_name» will also be entitled to any legal remedies for breach.
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	<p>m. Each party will notify the military finance center if there are changes in factual circumstances, modifications or amendments to this order, or the results of other legal proceedings which may affect the rights created and the obligations imposed by this order. The notice will be mailed to the military finance center by certified mail no later than 5 days after the occurrence of any of the events listed above.</p> <p>n. This court retains jurisdiction to supervise, enforce, and modify the payment of «res_name_possessive» military retired pay to «pet_name». The court may also amend this order as needed to ensure it qualifies and continues to qualify as a “court order” within the meaning of 10 U.S.C. 1408.</p> <p>Once the divorce decree is entered, «res_name» must immediately prepare the appropriate Order for the Division of Military Retired Pay and submit it to the Defense Finance and Accounting Service P.O. Box 998002, Cleveland, OH 44199-8002 along with Defense Department Form 2293 (Application for Former Spouse Payments from Retired Pay). (DD Form 2293 can be downloaded from www.dfas.mil)</p>
	<p>Petitioner Member serving in Reserve Respondent Spouse Divide by Dollar Amount Retired No Cost of Living a. «res_name» should be awarded \$«retirement_military_spouse_res_amount» of «pet_name_possessive» military retired pay.</p>
Rewrite	No change.
	<p>Petitioner Member serving in Active Armed Services Respondent Spouse Divide by Dollar Amount Retired No Cost of Living a. «res_name» should be awarded \$«retirement_military_spouse_res_amount» of «pet_name_possessive» military retired pay.</p>
Rewrite	No change.
	<p>Petitioner Member serving in Armed Services Respondent Spouse Divide by Percent Retired Yes Cost of Living a. «res_name» should be awarded «rmsrp_res_percent» percent of «pet_name_possessive» military retired pay. b. «res_name» shall receive the same percentage of all cost-of-living adjustments that «pet_name» receives.</p>

	<p>j. If «pet_name» does not retire from active duty when «pet_name» first becomes eligible, «pet_name» shall nonetheless begin paying to «res_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmsrp_res_percent» of the monthly military retired pay which «res_name» would have been entitled to receive if «pet_name» had retired as soon as eligible beginning with the date that «pet_name» was eligible to retire. This monthly amount shall be increased each time «pet_name» receives any cost-of-living adjustment to «pet_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «pet_name_possessive» pay. If and when «pet_name» does retire, «res_name» shall be entitled to receive, and may at «res_name_possessive» option begin receiving, all of «res_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
<p>Rewrite</p>	<p>Petitioner Member serving in Armed Services Respondent Spouse Divide by Percent Retired Yes Cost of Living</p> <p>See above</p>
	<p>Petitioner Member serving in Reserve Respondent Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>a. «res_name» should be awarded «rmsrp_res_percent» percent of «pet_name_possessive» military retired pay.</p> <p>b. «res_name» shall receive the same percentage of all cost-of-living adjustments that «pet_name» receives.</p> <p>j. If «pet_name» does not retire from active duty when «pet_name» first becomes eligible, «pet_name» shall nonetheless begin paying to «res_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmsrp_res_percent» of the monthly military retired pay which «res_name» would have been entitled to receive if «pet_name» had retired as soon as eligible beginning with the date that «pet_name» was eligible to retire. This monthly amount shall be increased each time «pet_name» receives any cost-of-living adjustment to</p>

	<p>«pet_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «pet_name_possessive» pay. If and when «pet_name» does retire, «res_name» shall be entitled to receive, and may at «res_name_possessive» option begin receiving, all of «res_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
<p>Rewrite</p>	<p>Petitioner Member serving in Reserve Respondent Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>a. «res_name» should be awarded «rmsrp_res_percent» percent of «pet_name_possessive» military retired pay.</p> <p>b. «res_name» will receive the same percentage of all cost-of-living adjustments that «pet_name» receives.</p> <p>c. If «pet_name» does not retire from active duty when «pet_name_pronoun» first becomes eligible, «pet_name» will begin paying monthly military retired pay to «res_name» on the date that «pet_name_pronoun» was eligible to retire.</p> <p>The amount will be equal to «rmsrp_res_percent» of the monthly military retired pay «res_name» would have been entitled to receive if «pet_name» had retired as soon as eligible. Payments will be made to «res_name» each month, no later than the last day of the month.</p> <p>This monthly amount will be increased each time «pet_name» receives any cost-of-living adjustment to «pet_name_possessive» active duty pay, reserve pay or retired pay. «res_name» will receive «rmsrp_res_percent» of the increase.</p> <p>When «pet_name» retires, «res_name» will be entitled to receive «res_name_possessive» share of monthly military retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
	<p>Petitioner Member serving in active Armed Services Respondent Spouse Divide by Percentage Not Retired Yes Cost of Living</p>

	<p>a. «res_name» should be awarded a percentage of «pet_name_possessive» disposable military retired pay, to be computed by multiplying «rmsrp_res_percent» times a fraction, the numerator of which is «retirement_military_pet_active_points_mar» months of marriage during «pet_name_possessive» creditable military service, divided by «pet_name_possessive» total number of months of creditable military service.</p> <p>b. «res_name» shall receive the same percentage of all cost-of-living adjustments that «pet_name» receives.</p> <p>j. If «pet_name» does not retire from active duty when «pet_name» first becomes eligible, «pet_name» shall nonetheless begin paying to «res_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmsrp_res_percent» of the monthly military retired pay which «res_name» would have been entitled to receive if «pet_name» had retired as soon as eligible beginning with the date that «pet_name» was eligible to retire. This monthly amount shall be increased each time «pet_name» receives any cost-of-living adjustment to «pet_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «pet_name_possessive» pay. If and when «pet_name» does retire, «res_name» shall be entitled to receive, and may at «res_name_possessive» option begin receiving, all of «res_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
Rewrite	<p>Petitioner Member serving in active Armed Services Respondent Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <ul style="list-style-type: none"> • See above
	<p>Petitioner Member serving in Reserves Respondent Spouse Divide by Percent Not Retired Yes Cost of Living</p> <p>a. «res_name» should be awarded a percentage of «pet_name_possessive» disposable military retired pay, to be computed by multiplying «rmsrp_res_percent» times a fraction, the numerator of which is «retirement_military_pet_resrv_points_mar» months of marriage during «pet_name_possessive» creditable military service, divided by «pet_name_possessive» total number of months of creditable military service.</p>

	<p>b. «res_name» shall receive the same percentage of all cost-of-living adjustments that «pet_name» receives.</p> <p>j. If «pet_name» does not retire from active duty when «pet_name» first becomes eligible, «pet_name» shall nonetheless begin paying to «res_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmsrp_res_percent» of the monthly military retired pay which «res_name» would have been entitled to receive if «pet_name» had retired as soon as eligible beginning with the date that «pet_name» was eligible to retire. This monthly amount shall be increased each time «pet_name» receives any cost-of-living adjustment to «pet_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «pet_name_possessive» pay. If and when «pet_name» does retire, «res_name» shall be entitled to receive, and may at «res_name_possessive» option begin receiving, all of «res_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
Rewrite	<p>Petitioner Member serving in Reserves Respondent Spouse Divide by Percent Not Retired Yes Cost of Living</p> <ul style="list-style-type: none"> • See above.
	<p>Respondent Member serving in Reserves Petitioner Spouse Divide by Dollar Retired No Cost of Living</p> <p>a. «pet_name» should be awarded \$«retirement_military_spouse_pet_amount» of «res_name_possessive» military retired pay.</p>
Rewrite	No change.
	<p>Respondent Member serving in Active Armed Forces Petitioner Spouse Divide by Dollar Retired No Cost of Living</p> <p>a. «pet_name» should be awarded \$«retirement_military_spouse_pet_amount» of «res_name_possessive» military retired pay.</p>
Rewrite	No change.
	<p>Respondent Member serving in Reserves Petitioner Spouse</p>

	<p>Divide by Percentage Retired Yes Cost of Living</p> <p>a. «pet_name» should be awarded «rmspp_pet_percent» percent of «res_name_possessive» military retired pay.</p> <p>b. «pet_name» shall receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p> <p>j. If «res_name» does not retire from active duty when «res_name» first becomes eligible, «res_name» shall nonetheless begin paying to «pet_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmspp_pet_percent» of the monthly military retired pay which «pet_name» would have been entitled to receive if «res_name» had retired as soon as eligible beginning with the date that «res_name» was eligible to retire. This monthly amount shall be increased each time «res_name» receives any cost-of-living adjustment to «res_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «res_name_possessive» pay. If and when «res_name» does retire, «pet_name» shall be entitled to receive, and may at «pet_name_possessive» option begin receiving, all of «pet_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
<p>Rewrite</p>	<p>Respondent Member serving in Reserves Petitioner Spouse Divide by Percentage Retired Yes Cost of Living</p> <ul style="list-style-type: none"> • See above.
	<p>Respondent Member serving in Armed Forces Petitioner Spouse Divide by Percentage Retired Yes Cost of Living</p> <p>a. «pet_name» should be awarded «rmspp_pet_percent» percent of «res_name_possessive» military retired pay.</p> <p>b. «pet_name» shall receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p> <p>j. If «res_name» does not retire from active duty when «res_name» first becomes eligible, «res_name» shall nonetheless begin paying to «pet_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmspp_pet_percent» of the monthly military retired pay which «pet_name» would have been entitled to receive if «res_name» had retired as soon as eligible</p>

	<p>beginning with the date that «res_name» was eligible to retire. This monthly amount shall be increased each time «res_name» receives any cost-of-living adjustment to «res_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «res_name_possessive» pay. If and when «res_name» does retire, «pet_name» shall be entitled to receive, and may at «pet_name_possessive» option begin receiving, all of «pet_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
Rewrite	<p>Respondent Member serving in Armed Forces Petitioner Spouse Divide by Percentage Retired Yes Cost of Living</p> <ul style="list-style-type: none"> • See above
	<p>Respondent Member serving in Armed Forces Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>a. «pet_name» should be awarded a percentage of «res_name_possessive» disposable military retired pay, to be computed by multiplying «rmspp_pet_percent» times a fraction, the numerator of which is «retirement_military_res_active_points_mar» months of marriage during «res_name_possessive» creditable military service, divided by «res_name_possessive» total number of months of creditable military service.</p> <p>b. «pet_name» shall receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p> <p>j. If «res_name» does not retire from active duty when «res_name» first becomes eligible, «res_name» shall nonetheless begin paying to «pet_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmspp_pet_percent» of the monthly military retired pay which «pet_name» would have been entitled to receive if «res_name» had retired as soon as eligible beginning with the date that «res_name» was eligible to retire. This monthly amount shall be increased each time «res_name» receives any cost-of-living adjustment to «res_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in</p>

	<p>«res_name_possessive» pay. If and when «res_name» does retire, «pet_name» shall be entitled to receive, and may at «pet_name_possessive» option begin receiving, all of «pet_name_possessive» monthly share of retired pay by direct payment from the applicable military finance center as provided for in this order.</p>
Rewrite	<p>Respondent Member serving in Armed Forces Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <ul style="list-style-type: none"> ● See above
	<p>Respondent Member serving in Reserve Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living</p> <p>a. «pet_name» should be awarded a percentage of «res_name_possessive» disposable military retired pay, to be computed by multiplying «rmspp_pet_percent» times a fraction, the numerator of which is «retirement_military_res_resrv_points_mar» months of marriage during «res_name_possessive» creditable military service, divided by «res_name_possessive» total number of months of creditable military service.</p> <p>b. «pet_name» shall receive the same percentage of all cost-of-living adjustments that «res_name» receives.</p> <p>j. If «res_name» does not retire from active duty when «res_name» first becomes eligible, «res_name» shall nonetheless begin paying to «pet_name» on a monthly basis, not later than the last day of each month, an amount equal to «rmspp_pet_percent» of the monthly military retired pay which «pet_name» would have been entitled to receive if «res_name» had retired as soon as eligible beginning with the date that «res_name» was eligible to retire. This monthly amount shall be increased each time «res_name» receives any cost-of-living adjustment to «res_name_possessive» active duty pay, reserve pay or retired pay. The increase shall be the same percentage increase in «res_name_possessive» pay. If and when «res_name» does retire, «pet_name» shall be entitled to receive, and may at «pet_name_possessive» option begin receiving, all of «pet_name_possessive» monthly share of retired pay by direct</p>

	payment from the applicable military finance center as provided for in this order.
Rewrite	Respondent Member serving in Reserve Petitioner Spouse Divide by Percentage Not Retired Yes Cost of Living <ul style="list-style-type: none">• See above.

This is a private record

Name

Address

City, State, Zip

Phone

Email

I am Petitioner Respondent
 Petitioner's Attorney Respondent's Attorney (Utah Bar #: _____)
 Petitioner's Licensed Paralegal Practitioner
 Respondent's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Petitioner</p> <p>v.</p> <p>_____ Respondent</p>	<p>Motion to Grant Divorce and Reserve Other Issues (Bifurcate Divorce)</p> <p>Or (question about which title is preferred)</p> <p>Motion to Bifurcate Divorce (Utah Rule of Civil Procedure 42)</p> <p><input type="checkbox"/> Hearing Requested</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
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1. I am the petitioner respondent.

- 2. I ask the court to grant the divorce and reserve other issues.
- 3. I ask the following unresolved issues be reserved:

all issues

Or, these specific issues

Children

- child custody
- child support
- child care
- health insurance, medical and dental expenses for the children
- tax exemptions for the children

Financial

- alimony
- financial accounts
- payment of bills and debts
- pension or military retirement pay division
- life insurance

Property

- real estate division
- personal property division
- motor vehicles

Other

- name change
- attorney fees
- other _____
- other _____

- 4. This would be more convenient for the parties because:

5. This will not prejudice (harm) the other party because:

6. I request a hearing.
 I do not request a hearing.

7. I have attached the following documents in support of this motion:

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date
Signature ► _____
Printed Name _____

Notice to responding party

You have a limited amount of time to respond to this motion. In most cases, you must file a written response with the court and provide a copy to the other party:

- within 14 days of this motion being filed, if the motion will be decided by a judge, or
- at least 14 days before the hearing, if the motion will be decided by a commissioner.

In some situations a statute or court order may specify a different deadline.

If you do not respond to this motion or attend the hearing, the person who filed the motion may get what they requested.

See the court's Motions page for more information about the motions process, deadlines and forms:

www.utcourts.gov/howto/filing/motions

Finding help

The court's Finding Legal Help web page (www.utcourts.gov/howto/legalassist/) provides information about the ways you can get legal help, including the Self-Help Center, reduced-fee attorneys, limited legal help and free legal clinics.

Aviso para el demandado (o acusado)

Su tiempo para responder a esta moción es limitado. En la mayoría de casos deberá presentar una respuesta escrita con el tribunal y darle una copia de la misma a la otra parte:

- dentro de 14 días del día que se presenta la moción, si la misma será resuelta por un juez, o
- por lo menos 14 días antes de la audiencia, si la misma será resuelta por un comisionado.

En algunos casos debido a un estatuto o a una orden de un juez la fecha límite podrá ser distinta.

Si usted no responde a esta moción ni se presenta a la audiencia, la persona que presentó la moción podría recibir lo que pidió.

Vea la página del tribunal sobre Mociones para encontrar más información sobre el proceso de las mociones, las fechas límites y los formularios:

www.utcourts.gov/howto/filing/motions

Cómo encontrar ayuda legal

La página de la internet del tribunal Cómo encontrar ayuda legal

(www.utcourts.gov/howto/legalassist/) tiene información sobre algunas maneras de encontrar ayuda legal, incluyendo el Centro de Ayuda de los Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.

Certificate of Service

I certify that I filed with the court and served a copy of this Motion to Bifurcate Divorce on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Signature ► _____
 Date Printed Name _____

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff/Petitioner

v.

Defendant/Respondent

**Order on Motion to Grant Divorce
and Reserve Other Issues (Bifurcate
Divorce)**

or

**Order on Motion to Bifurcate
Divorce**

Case Number

Judge

Commissioner

The matter before the court is petitioner's respondent's Motion to Bifurcate Divorce.

This matter is being resolved by (Choose all that apply.):

- The default of petitioner respondent.
- The stipulation of the parties.
- The pleadings and other papers of the parties.
- A hearing held on _____ (date).

Petitioner

- was was not present.
- was represented by _____.
- was not represented.

Respondent

- was was not present.
- was represented by _____.

was not represented.

Having considered the documents filed with the court, the evidence and the arguments, and now being fully informed,

The court finds:

1. Bifurcating the divorce would be more convenient for the parties
2. Bifurcating the divorce will not prejudice the parties

The court orders:

3. The Motion to Bifurcate Divorce is

denied.

granted and the divorce case is bifurcated.

The parties will be granted a divorce based on the Affidavit of Jurisdiction and Grounds signed by petitioner respondent.

4. The following unresolved issues are reserved:

all issues

Children

child custody

child support

child care

health insurance, medical and dental expenses for the children

tax exemptions for the children

Financial

alimony

financial accounts

payment of bills and debts

pension or military retirement pay division

life insurance

Property

real estate division

personal property division

motor vehicles

Other

name change

attorney fees

other _____

other _____

Date
Signature ► _____
Commissioner _____

Date
Signature ► _____
Judge _____

Approved as to form.

Date
Signature ► _____
Plaintiff/Petitioner, Attorney or Licensed
Paralegal Practitioner _____

Date
Signature ► _____
Defendant/Respondent, Attorney or Licensed
Paralegal Practitioner _____

Certificate of Service

I certify that I filed with the court and served a copy of this Order on Motion to Bifurcate Divorce on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

 Date

Signature ► _____
 Printed Name _____

This is a private record.

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff/Petitioner Defendant/Respondent
 Plaintiff/Petitioner's Attorney Defendant/Respondent's Attorney (Utah Bar #: _____)
 Plaintiff/Petitioner's Licensed Paralegal Practitioner
 Defendant/Respondent's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

	Motion for Genetic Testing (Utah Code 78B-15-501 et seq.)
_____ Petitioner	_____ Case Number
v.	_____ Judge
_____ Respondent	_____ Commissioner (domestic cases)

1. I am the petitioner respondent in this divorce custody other _____ (describe) case.

2. I ask the court to order petitioner, respondent and the following minor children to participate in genetic testing to determine paternity.

Child's name (first, middle and last)	Month and year of birth

3. I ask for this testing because I believe petitioner respondent

is the biological parent of the children named above.

is not the biological parent of the children named above.

4. I believe this because:

(Describe:

- why the sexual contact between petitioner and respondent make paternity probable, or
- how there was no sexual contact, or
- why the sexual contact did not result in conception.)

5. The costs for the genetic testing should be paid by

petitioner.

respondent.

6. I will choose a lab accredited by one of the following to conduct the test:

- the American Association of Blood Banks, or a successor to its functions;
- the American Society for Histocompatibility and Immunogenetics, or a successor to its functions; or
- an accrediting body designated by the federal Secretary of Health and Human Services.

[NP will try to find a better source of information]

I will arrange the time and date for samples to be collection from the parties and the minor children.

7. Other:

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Motion for Genetic Testing on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Signature ► _____
 Date _____
 Printed Name _____

Name

Address

City, State, Zip

Phone

Email

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Plaintiff/Petitioner V. _____ Defendant/Respondent</p>	<p>Order on Motion for Genetic Testing</p> <p>_____ Case Number _____ Judge _____ Commissioner (domestic cases)</p>
---	--

The matter before the court is a Motion for Genetic Testing. This matter is being resolved by: (Choose all that apply.)

- The default of Petitioner Respondent.
- The stipulation of the parties.
- The pleadings and other papers of the parties.
- A hearing held on _____ (date), notice of which was served on all parties.

Petitioner

- was present was not present.
- was represented by _____ (name).
- was not represented.

Respondent

was present was not present.

was represented by _____ (name).

was not represented.

The court finds:

The information provided in the motion is sufficient to order genetic testing.

The information provided in the motion is not sufficient to order genetic testing.

OR

There is reason to believe petitioner respondent

is the biological parent of the following children.

is not the biological parent of the following children.

Child's name (first, middle and last)	Month and year of birth

Having considered the documents filed with the court, the evidence and the arguments, and now being fully informed,

The court orders:

1. The Motion for Genetic Testing is granted denied.

2. Petitioner and respondent and the following children must participate in genetic testing.

Child's name (first, middle and last)	Month and year of birth

3. The cost of testing will be paid by petitioner respondent.

4. Other:

Date

Signature ► _____
Commissioner

Date

Signature ► _____
Judge

Approved as to form.

Date

Signature ► _____
Plaintiff/Petitioner or Attorney

Date

Signature ► _____
Defendant/Respondent or Attorney

Certificate of Service

I certify that I filed with the court and served a copy of this Order on Motion for Genetic Testing on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

 Date

Signature ► _____
 Printed Name _____

This is a private record.

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff/Petitioner Defendant/Respondent
 Plaintiff/Petitioner's Attorney Defendant/Respondent's Attorney (Utah Bar #: _____)
 Plaintiff/Petitioner's Licensed Paralegal Practitioner
 Defendant/Respondent's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Petitioner</p> <p>v.</p> <p>_____ Respondent</p>	<p>Motion for</p> <p><input type="checkbox"/> Summary Judgment</p> <p><input type="checkbox"/> Partial Summary Judgment</p> <p>on Paternity (Utah Rule of Civil Procedure 56, Utah Code 78B-15-101 et seq., 78B-15-501 et seq., and 78B-15-617)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
---	---

1. I am the petitioner respondent in this divorce custody other _____ (describe) case.

2. I ask the court for summary judgment on the issue of paternity for the children listed below.
3. Based on the results of genetic testing, the facts of paternity are no longer in dispute. Petitioner Respondent is not the biological parent of the children named below.

Child's name (first, middle and last)	Month and year of birth

4. I have attached a copy of the genetic testing results.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Motion for Summary Judgment – Paternity on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Signature ► _____
 Date _____
 Printed Name _____

Name

Address

City, State, Zip

Phone

Email

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Plaintiff/Petitioner</p> <p>v.</p> <p>_____ Defendant/Respondent</p>	<p>Order on Motion for Full or Partial Summary Judgment on Paternity</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	--

The matter before the court is a Motion for Full or Partial Summary Judgment on Paternity. This matter is being resolved by: (Choose all that apply.)

- The default of Petitioner Respondent.
- The stipulation of the parties.
- The pleadings and other papers of the parties.
- A hearing held on _____ (date), notice of which was served on all parties.

Petitioner

was present was not present.

was represented by _____ (name).

was not represented.

Respondent

was present was not present.

was represented by _____ (name).

was not represented.

The court finds:

1. Petitioner, respondent, and the following children participated in genetic testing.

Child's name (first, middle and last)	Month and year of birth

2. The genetic testing results show petitioner respondent is not the biological parent of the following children.

Child's name (first, middle and last)	Month and year of birth

3. The genetic testing results show petitioner respondent is the biological parent of the following children.

Child's name (first, middle and last)	Month and year of birth

Having considered the documents filed with the court, the evidence and the arguments, and now being fully informed,

The court orders:

4. The Motion for Full or Partial Summary Judgment on Paternity is:
 granted denied as to the children listed in paragraph 2 above.
 granted denied as to the children listed in paragraph 3 above.

5. The part of this divorce custody other
_____ (describe) case related to issues for the following children is dismissed with prejudice.

Child's name (first, middle and last)	Month and year of birth

6. The cost of testing will be paid by petitioner respondent.

7. Other:

Date Signature ► _____
Commissioner _____

Date Signature ► _____
Judge _____

Approved as to form.

Date Signature ► _____
Plaintiff/Petitioner, Attorney or Licensed
Paralegal Practitioner _____

Date Signature ► _____
Defendant/Respondent, Attorney or Licensed
Paralegal Practitioner _____

Certificate of Service

I certify that I filed with the court and served a copy of this Order on Motion for Genetic Testing on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Signature ► _____
 Date Printed Name _____

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff/Petitioner Defendant/Respondent
 Plaintiff/Petitioner's Attorney Defendant/Respondent's Attorney (Utah Bar #: _____)

In the District Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Plaintiff/Petitioner</p> <p>v.</p> <p>_____ Defendant/Respondent</p>	<p>Stipulation of Dismissal (Utah Rule of Civil Procedure 41)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	---

1. The plaintiff/petitioner and defendant/respondent stipulate (agree) to dismissing _____ (name of petition, complaint, counterclaim or other claim) filed by plaintiff/petitioner defendant/respondent on _____ (date).
2. I understand that court fees will not be refunded.
3. This stipulation is signed by all parties who have appeared.

4. This dismissal is without prejudice, which means I may have the option to file a new petition, complaint, counterclaim or other claim. (Utah Rule of Civil Procedure 41(a)(1)(B)).

Plaintiff/Petitioner

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____
Printed Name _____

Defendant/Respondent

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____
Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Notice of Voluntary Dismissal on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

 Date

 Signature ►

 Printed Name

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff Plaintiff's Attorney (Utah Bar #: _____)
 Plaintiff's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

<p>_____ Plaintiff</p> <p>v.</p> <p>_____ Defendant</p>	<p>Notice of Disclosure Requirements in Unlawful Detainer Actions (Utah Rule of Civil Procedure 26.3)</p> <p>_____ Case Number</p> <p>_____ Judge</p>
---	--

To:

Defendant Name or Name of Joined Party

1. If you ask for a hearing to give evidence to the court to determine who should occupy the property until this case is decided, you must give to the plaintiff ("disclose") the following documents:
 - Any document not yet disclosed to the plaintiff that you will offer as evidence at the hearing.
 - The name and, if known, the contact information of any witnesses you will call at the hearing. You must include a summary of what you expect the witnesses to say.

2. If the plaintiff asks for a hearing to give evidence to the court to determine who should occupy the property until this case is decided, you must give to the plaintiff the documents listed above at least 2 days before hearing.
3. You must serve the documents and information listed above by the method most likely to be promptly received.
4. If you do not disclose all assets and income in the Financial Declaration and attachments, you may be subject to sanctions. (Utah Rule of Civil Procedure 37). Sanctions may include awarding assets to the other party, requiring you to pay the other party's attorney's fees, or other sanctions decided by the court.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____
Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Notice of Disclosure Requirements in Unlawful Detainer Actions on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

 Date

Signature ► _____
 Printed Name _____

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff Defendant
 Plaintiff's Attorney Defendant's Attorney (Utah Bar #: _____)
 Plaintiff's Licensed Paralegal Practitioner
 Defendant's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff

v.

Defendant

Request for Occupancy Hearing
(Utah Code 78B-6-810)

Case Number

Judge

1. I am the plaintiff defendant.
2. I ask for a hearing to determine who has the right to occupy to the property the defendant now lives in.
3. I ask the hearing be held within ten business days after the defendant's answer is filed.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ▶

Printed Name

Certificate of Service

I certify that I filed with the court and served a copy of this Motion on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

_____ Signature ► _____
 Date _____
 Printed Name _____

Name

Address

City, State, Zip

Phone

Email

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

_____ Plaintiff v. _____ Defendant	Notice of Occupancy Hearing Aviso de Audiencia _____ Case Number _____ Judge
--	---

To:

Petitioner Name

Respondent Name

The court has scheduled a hearing at the following location, date, and time to determine who has the right to occupy the property where the defendant now lives.

El tribunal ha programado una audiencia **xxxxxxx** en la fecha y hora que sigue.

Courthouse Address (Dirección del tribunal):

Date (Fecha): _____ Time (Hora): _____ [] a.m. [] p.m.

Room (Sala): _____

Judge (Juez): _____

Attendance

You must attend. If you do not attend, you might be held in contempt of court and the relief requested might be granted. You have the right to be represented by a lawyer.

Evidence

Bring with you any evidence that you want the court to consider.

Interpretation

If you do not speak or understand English, the court will provide an interpreter. Contact court staff immediately to ask for an interpreter.

ADA Accommodation

If you need an accommodation, including an ASL interpreter, contact court staff immediately to ask for an accommodation.

Finding help

The court's Finding Legal Help web page (www.utcourts.gov/howto/legalassist/) provides information about the ways you can get legal help, including the Self-Help Center, reduced-fee attorneys, limited legal help and free legal clinics.

Asistencia

Presentarse es obligatorio. Si usted no llegara a presentarse, se lo podría encontrar en desacato de las órdenes del juez y la reparación solicitada podría ser otorgada. Usted tiene el derecho de que lo represente un abogado.

Pruebas

Traiga con usted cualquier prueba que quiera que el tribunal tome en cuenta.

Interpretación

Si usted no habla ni entiende el Inglés contacte al Representante de Servicios Judiciales por lo menos 3 días antes de la audiencia y le proveerán un intérprete.

Atención en caso de incapacidades

Si usted tiene una incapacidad por la cual requiere atención especial, favor de contactar al Representante de los Servicios Judiciales por lo menos 3 días antes de la audiencia.

Finding help

Si usted tiene una incapacidad por la cual requiere atención especial, favor de contactar al Representante de los Servicios Judiciales por lo menos 3 días antes de la audiencia.

A <language> version of this document is available on the court's website:
www.utcourts.gov

(in as many of the languages as we provide)

_____ Signature ► _____
Date Printed Name _____

Certificate of Service

I certify that I filed with the court and served a copy of this Notice of Occupancy Hearing on the following people.

Person's Name	Method of Service	Served at this Address	Served on this Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
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 Date

Signature ► _____
 Printed Name _____

Name

Address

City, State, Zip

Phone

Email

I am Plaintiff Defendant
 Plaintiff's Attorney Defendant's Attorney (Utah Bar #: _____)
 Plaintiff's Licensed Paralegal Practitioner
 Defendant's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff

v.

Defendant

Ex Parte Motion for Order of Restitution

(Utah Code 78B-6-811 and 812)

Case Number

Judge

1. I filed an eviction case about the property located at (address):

2. The defendant was served with the Summons and Complaint, and proof of service has been filed with the court.
3. the defendant has not filed an answer within the time allowed, and they have not moved out of the property.
4. The Clerk of Court has issued a default certificate.

5. I ask for an Order of Restitution removing the defendant from the property.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____