

## Agenda Committee on Court Forms

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

September 9, 2019 / 12:00 to 2:00 p.m.  
Judicial Council Room

1. Welcome and approval of August meeting minutes	Randy Dryer
2. Report and Recommendations of Utah Working Group on Regulatory Reform	Randy Dryer
3. Memo from Waine Riches requesting reconsideration of Committee's decision about grounds for divorce appearing in petition	Clayson Quigley
4. Juvenile court forms <ul style="list-style-type: none"> <li>• Declaration of financial status</li> <li>• Order on motion for inquiry into competency (revised)</li> </ul>	Kara Mann Judge Lindsley
5. Notice of personal appearance Already-approved form edited to include LPPs	Nathanael Player
6. Safeguarded address Already-approved form edited to comply with language of CJA 4-202.02(8)	Kara Mann
7. Default judgment <ul style="list-style-type: none"> <li>• Motion for default certificate *</li> <li>• Default certificate</li> <li>• Military service declaration</li> <li>• Military service order *</li> <li>• Motion for default judgment</li> </ul> <p>* Discuss whether we need the Motion for default certificate and the Military service order.</p>	Nathanael Player
8. Sexual violence protective order <ul style="list-style-type: none"> <li>• Request to extend sexual violence protective order</li> <li>• Order granting request to extend sexual violence protective order</li> <li>• Order denying request to extend sexual violence protective order</li> </ul>	Brent Johnson
9. Adjourn	Randy Dryer

### 2019 meeting schedule

October 7  
November 4  
December 9

### 2020 meeting schedule

January 13  
February 10  
March 9

April 13  
May 11  
June 8  
July 13  
August 10

September 14  
October 12 (Columbus  
Day, so Oct 5 or 19?)  
November 9  
December 14

MINUTES  
**Utah Judicial Council**  
**Committee on Court Forms**  
Administrative Office of the Courts  
450 South State Street  
Salt Lake City, UT 84111  
August 12, 2019  
12 - 2 pm  
Judicial Council Room

**MEMBERS:            IN ATTENDANCE:            EXCUSED:**

Randy Dryer, <i>Chair</i>		•
Kim Allard		•
Cyndie Bayles		•
Judge Randy Birch		•
Chris Cope		•
Guy Galli	•	
Judge Elizabeth Lindsley	•	
Kara Mann	•	
Comm. Russell Minas	•	
Nathanael Player	•	
Clayon Quigley	•	
Stewart Ralphs		•
Judge James Taylor	•	
Jessica Van Buren	•	
Mary Westby	•	

Guests:

None

Staff:

Brent Johnson

Minhvan Brimhall – recording  
secretary

**I. WELCOME, ANNOUNCEMENTS AND APPROVAL OF MINUTES:**

Randy Dryer welcomed the committee members to the meeting. Mr. Dryer introduced new member, Clayson Quigley, to the committee.

The Committee considered the minutes from the July 8 meeting. No revision was made to the minutes. Kara Mann moved to approve the full minutes. Jessica Van Buren seconded the motion. The motion unanimously passed.

**II. JUVENILE COURT FORMS:**

- Declaration of financial status:

This form was requested by the Board of Juvenile Court Judges. During the 2019 legislative session, changes were made to the laws about appointment of counsel in juvenile court cases. Judge Lindsley noted that the Board has expressed concerns regarding the structure and wording of several areas of the forms and have made recommended changes to be discussed with this committee. The committee discussed the changes recommended by the Board of Juvenile Court Judges.

Following further discussions, Judge Taylor moved to table the declaration of financial status form for further review. In the interim, Judge Lindsley will meet with the Stylistics Committee to restructure the form in a manner that would meet the needs of juvenile court judges, as well as maintain the stylistic guidelines as set forth by this committee. If the form is completed and reviewed prior to the next meeting, the Stylistics Committee will contact the committee via email for any additional comments or revisions prior to sending to the Judicial Council for review. Mary Westby seconded the motion. The committee voted and the motion was unanimously approved.

- Petition for authorization to marry:  
During the 2019 legislative session changes were made to the statutes regarding a minor's ability to marry. A minor who is 15 may no longer receive permission to marry. Minors who are 16 or 17 must obtain court permission to marry. These changes went into effect May 1, 2019. The committee made recommended language changes.

Following additional discussion and further recommended changes, Commissioner Minas moved to approve the form as discussed by the committee. Judge Lindsley seconded the motion. The motion was unanimously approved by the committee.

- Order on motion for inquiry into competency:  
This will not be posted on the website. Instead, it will be produced by CARE at the judge's direction.

Following further discussion, Ms. Westby moved to approve the language to be used in Juvenile Court. Ms. Mann seconded the motion. The committee unanimously approved the motion.

**III. SETTLEMENT AGREEMENT:**

These items were not discussed at this meeting due to lack of time. They will be addressed at a future meeting.

- Debt Collection
- Eviction

**IV. DEFAULT JUDGMENT:**

These items were not discussed at this meeting due to lack of time. They will be addressed at a future meeting.

- Motion for default certificate
- Default certificate
- Military service declaration
- Military service order
- Motion for default judgment

**V. REVISION TO JUDGE/COMMISSIONER SIGNATURE BLOCK:**

The Board of District Court Judges expressed concerns that certain orders are being signed by both commissioners and judges, and recommend having only one signature. The committee discussed the recommendation made, the Board and did not have any objections to their request.

With no further discussions, Judge Tayler moved to adopt the recommendations made by the Board of District Court Judges. Mr. Quigley seconded the motion. The motion was unanimously approved.

**VI. ACCEPTANCE OF SERVICE:**

Mr. Player stated that new language has been added to the form. The committee did not have any concerns or objections to the additional language.

With no further discussion, Judge Taylor moved to the approve the form. Ms. Westby seconded the motion. The motion was unanimously approved.

**VII. REQUEST TO REGISTER FOREIGN CHILD CUSTODY, PARENT-TIME, SUPPORT OR INCOME WITHHOLDING ORDER:**

The family law subcommittee has reviewed these forms, and the Stylstics Committee has approved of the content without any additional concerns. The forms will be used by Licensed Paralegal Practitioners.

There are currently two versions of the form on the website, one for child support cases, and one for child custody cases. The committee made additional minor language changes to the form.

With no further discussions, Judge Taylor moved to accept the changes as recommended by the committee and approve the form. Mr. Player seconded the motion. The motion was approved by the committee.

**VIII. SEXUAL VIOLENCE PROTECTIVE ORDER:**

This item was not discussed at this meeting due to lack of time. It will be addressed at a future meeting.

**IX. ADJOURN:**

With no further items for discussion, Mr. Player moved to adjourn the meeting. Ms. Mann seconded the motion. The meeting adjourned at 1:53 pm. The next meeting will be September 9, 2019, from noon to 2 pm in the Judicial Council 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
Application for temporary restraining order and Order on application for temporary restraining order	April 22, 2019	Judicial Council
Certificate of service	January 22, 2018	Judicial Council
Certification of readiness for trial	July 18, 2019	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
Declaration of jurisdiction and grounds for divorce	July 18, 2019	Judicial Council
Domestic relations injunction	April 22, 2019	Judicial Council
Eviction forms used in OCAP <ul style="list-style-type: none"> <li>• Three day notice to pay or to vacate</li> <li>• Three day notice to comply with lease or vacate</li> <li>• Three day notice to vacate for criminal nuisance</li> <li>• Three day notice to vacate for nuisance</li> <li>• Three day notice to vacate for assigning or subletting contrary to rental contract</li> <li>• Three day notice to vacate for committing waste on premises</li> <li>• Three day notice to vacate for engaging in unlawful business on or in the premises</li> <li>• Three day notice to vacate for lease violation which cannot be brought into compliance</li> <li>• Three day notice to vacate for committing criminal act on the premises</li> </ul>	December 18, 2017	Judicial Council

<ul style="list-style-type: none"> <li>• Fifteen day notice to vacate</li> <li>• Five day notice to a tenant at will</li> <li>• Complaint</li> <li>• Order of Restitution</li> <li>• Affidavit of Damages</li> <li>• Judgment for Plaintiff for Unlawful Detainer</li> <li>• Judgment for Defendant for Unlawful Detainer</li> <li>• Request for Hearing on Enforcement of Order of Restitution</li> <li>• Tenant Answer and Counterclaim</li> <li>• Motion to Set Amount of Counter Bond</li> <li>• Notice of Possession Bond</li> <li>• Order setting amount of possession bond</li> <li>• Request for Possession Bond hearing</li> <li>• Tenant Counter Bond Property</li> <li>• Order Setting Amount of Counterbond</li> <li>• Motion to Release Possession Bond</li> <li>• Order to Release Possession Bond</li> </ul>		
Eviction forms used in OCAP (additional) <ul style="list-style-type: none"> <li>• Request for occupancy hearing</li> <li>• Notice of occupancy hearing</li> <li>• Ex parte motion for order of restitution</li> </ul>	January 28, 2019	Judicial Council
Exhibit summary	May 21, 2018	Judicial Council
Fee waiver – district and justice court <ul style="list-style-type: none"> <li>• Motion to waive fees and statement supporting motion</li> <li>• Order on motion to waive fees</li> <li>• Order on motion to waive fees (inmates)</li> <li>• Memorandum</li> </ul>	June 24, 2019	Judicial Council
Financial declaration Certificate of service of financial declaration	February 25, 2019	Judicial Council
Income verification and compliance with child support guidelines	July 18, 2019	Judicial Council
Informal probate	July 17, 2017	Forms Committee
Initial disclosures	May 21, 2018	Judicial Council
Judgment information statement	May 21, 2018	Judicial Council
Military parenting plan	January 28, 2019	Judicial Council
Memorandum opposing motion	April 16, 2018	Judicial Council
Motion for alternative service	February 26, 2018	Judicial Council
Motion for genetic testing	December 17, 2018	Judicial Council
Motion for leave to amend	July 18, 2019	Judicial Council
Motion for summary judgment to declare non-	January 28, 2019	Judicial Council

parentage after genetic testing Order granting motion for summary judgment on non-parentage		
Motion for temporary orders (domestic)	December 18, 2017	Judicial Council
Motion for temporary orders due to deployment (domestic)	January 28, 2019	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 decide divorce and reserve other issues (bifurcate divorce)	February 25, 2019	Judicial Council
Motion to declare judgment satisfied	May 21, 2018	Judicial Council
Motion to delay enforcement of judgment and order on motion	June 24, 2019	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 set aside default or judgment	June 24, 2019	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 disclosure requirements in domestic cases	February 25, 2019	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
Notice to defendant of disclosure in unlawful detainer actions	February 25, 2019	Judicial Council
Objection to commissioner's recommendation	December 18, 2017	Judicial Council
Objection to form of order	December 18, 2017	Judicial Council
OCAP clauses – divorce and custody cases	May 20, 2019	Judicial Council
Order on motion for inquiry into competency (juvenile court)	August 12, 2019	Forms Committee
Order on request to excuse respondent from hearing (guardianship)	December 10, 2018	Forms Committee
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
Sexual violence protective order <ul style="list-style-type: none"> <li>• Request</li> <li>• Temporary order</li> <li>• Order</li> </ul>	May 13, 2019	Forms Committee
Statement supporting motion	April 16, 2018	Judicial Council
Stipulated motion	April 16, 2018	Judicial Council
Stipulation of voluntary dismissal	December 17, 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
Trial issues Trial issues – domestic cases	July 18, 2019	Judicial Council
Writ of assistance to remove children	April 22, 2019	Judicial Council
Writ of execution packet	May 21, 2018	Judicial Council
Writ of garnishment packet	May 21, 2018	Judicial Council

### **Pending Judicial Council Consideration**

- Request to register foreign child custody, parent-time, support or income withholding order

### **Pending Forms Committee Consideration**

- Declaration of financial status (juvenile)
- Petition for authorization to marry (juvenile)
- Default judgment (including military service forms)
- Sexual violence protective order – Request to extend, order granting request, order denying request

### **Pending Stylistics Subcommittee Consideration**

- Settlement agreement – debt collection and eviction
- Petition to modify child support, child custody, and parent-time
  - Affidavit about Child Support Services
  - Notice to the Child Support Division of the Attorney General's Office
  - Insurance Premium and Child Care Adjustment Worksheet
  - Consent to Jurisdiction
  - Order
  - Notice of Judgment
  - Notice of Modification
- Fee waiver – appellate
- Fee waiver – juvenile
- Small claims / ODR
- Divorce answer (including affirmative defenses)
- Cover sheets – district, probate, and juvenile court
- Petition for order of adjudication of paternity (not custody or support)
- Adult name change
- Voluntary relinquishment of parental rights

### **Pending Family Law Subcommittee Consideration**

- Adult protective orders
- Child protective orders
- Petition to register administrative support order
- Notice of registration of foreign order
- Order confirming registration of foreign order
- Temporary delegation of parental authority
- Judicial recognition of relationship as marriage packet
- Petition for order establishing fact of birth
- Motion for order to show cause – domestic cases (proposed rule change in the works, so this is on hold)

### **Queue**

- Name change - minors
- Small claims 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 case
- Order assigning court visitor to report on the guardian's and protected person's whereabouts
- Order assigning court visitor to report on an audit of court records
- Motion to intervene in adoption case
- Statement of defendant in support of guilty plea (English and Spanish)
- Defendant's motion to release bail
- Motion to classify record and names as private (eviction)

#### **Other**

- Declaration supporting default judgment for use in all debt collection cases – Judge Lawrence to continue working with debt collection bar.
- Annulment – add to OCAP.

TO: Forms Committee  
FROM: Waine Riches, OCAP  
DATE: July 30, 2019  
RE: Recent Change to Declaration of Jurisdiction and Grounds

This is a request to reconsider the decision made in the last meeting to move the factual grounds from divorce out of the Declaration of Jurisdiction and Grounds and into the Petition.

When I first entered practice in 1983, divorces which were uncontested, or resolved before trial, had a hearing where the party being granted the divorce testified as to Grounds and Jurisdiction. Not a single time did the opposing party attend one of those hearings when I was attorney of record on the case (although there was no reason they couldn't have). The hearings were informal, almost always held in chambers. What this meant was that the inflammatory part of the divorce was not thrown in the face of the other party.

The decision to move the factual grounds for divorce out of the Affidavit of Jurisdiction and Grounds, which is a document prepared and filed late in the divorce process, and to incorporate those facts into the Petition for Divorce, means that the Petitioner is likely to write those facts at a point where the Petitioner is at the most upset and angry. Once the petition is filed and served, what the Petitioner writes cannot be taken back. Each time anyone involved in the case looks at the Petition and talks about the issues, those inflammatory words will be there. Because they are there, and the Respondent doesn't agree, they will be fought over. This is unnecessary. Utah is a notice pleading state. More importantly, having the inflammatory language in the petition is a catalyst for harm.

I strongly ask the forms committee to reconsider and leave the factual statement in the Affidavit of Jurisdiction and Grounds, and keep this document intact and filed at the end of the proceedings with the final documents. Do not incorporate the most inflammatory allegations of the divorce into the Petition where they will be a catalyst for anger and harm, and where they will result in valuable court time being used because the parties decide to fight over what's been said in the Petition.

The other day when I was attending a CLE event, Commissioner Minas was a panelist and said we need to de-escalate and focus on resolving problems. I've been telling anyone who would listen similar things for years and years. I would add, that whatever we can do to remove the war-like process from family law cases must be done. If you agree the court should do anything it can to prevent escalation of conflict situations, this change should be reconsidered.

As a practicing attorney, I have experienced the following during divorce proceedings.

The first divorce I litigated after law school, circa 1983 – 1984, one of the parties made credible threats to murder opposing counsel, spouse, and judge. That party showed up the day of trial wearing a bulky sweater. He saw the deputies scanning everyone with a wand (something they

were only doing because they had been forewarned of the threat), turned around and went to his car. He returned, made it past the deputies, and into the courtroom. He was my client. I realized what was driving his anger, along with his threats and actions, was knowing that the opposing party would put a whole lot of bad about him on the record at trial. I made a motion in limine in chambers, immediately before the trial got underway, managed to keep all allegations of abuse out of the record. As far as I know, that ended threats and harmful actions in this proceeding.

When I was managing the Provo Office of Utah Legal Services, an irate husband walked in one day. He was giving the receptionist problems, so I went out to deal with him. Police arrived quickly because he had told someone he was on the way to kill everyone in the Legal Services office. When he heard the sirens, he fled, but didn't get far. Police found that he had enough guns and ammo with him to get the job done.

Still at Provo, a husband snuck razor blades into the courthouse by putting them under his feet, in his shoes. He went into the bathroom, came out with razors in his hands, confronted the Legal Services attorney, as well as the Petitioner, as they walked off the elevator. He used the razors, there was blood.

Still at Provo, a woman with a protective order was shot and killed in a grocery store parking lot.

When I was managing the Salt Lake Office of Utah Legal Services the threats of assault continued by husbands upset with their wives getting help from us. One of those clients was stabbed to death in the parking lot of the Tooele courthouse immediately after her protective order hearing.

Again if you agree the court should not do anything to escalate conflict situations, this change should be reconsidered.

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In the Juvenile Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

State of Utah, in the interest of

\_\_\_\_\_  
Last name, first name

\_\_\_\_\_  
Date of birth

**Declaration of Financial Status**

(Utah Code 78B-22-202 and 78B-22-203)

\_\_\_\_\_  
Case Number

\_\_\_\_\_  
Judge

1. I am (Choose one.):

☐ The parent or legal guardian of a minor in juvenile court, and

☐ I am requesting a court-appointed attorney for myself in a child welfare case.

☐ I am providing a declaration of financial status as requested by the court.

☐ An adult being charged with a criminal offense in the juvenile court.

I understand the court may require me to reimburse fees for a court-appointed attorney.

2. I say the following (Choose all that apply.):

☐ I can't afford an attorney.

☐ My child has been appointed an attorney and I'm required to fill this out by court order.

3. **Dependents** (Count spouse and children under 18 in your household.)

The following people depend on me for support.

Relationship	Age
Example: Son	12

Relationship	Age

4. **Employment**

☐ I am employed    ☐ full-time    ☐ part-time.  
☐ I am unemployed.

5. **Monthly Income**

(If you know your hourly wage, multiply that amount by the number of hours per week you work. Multiply that number by four to get your monthly income.)  
(For income that changes from month to month, calculate the annual total and divide by 12 months to list a monthly average.)

Source of income	Monthly amount	Source of income	Monthly amount
Work (Including self employment, wages, salaries, commissions, bonuses, tips and overtime)	\$	Veteran's benefits	\$
Rental income	\$	Alimony	\$
Dividends	\$	Public /government assistance (FEP, TANF, SSI, SSDI, welfare, etc.)	\$
Retirement income (Including pensions, 401(k), IRA, etc.)	\$	Financial support from spouse, other household members and non-household members	\$
Worker's compensation	\$	Trust or annuity income	\$
Unemployment	\$	Other (Describe)	\$
Child support	\$	Other (Describe)	\$
Total monthly income			\$

6. **Monthly Expenses**

(Include amounts you pay for yourself and any spouse, children or other dependents in your household.)

Monthly expense	Current Amount	Monthly expense	Current Amount
Rent or mortgage	\$	Child support	\$
Food, clothing and household supplies	\$	Child care	\$
Car payments, fuel, insurance and maintenance	\$	Health care insurance and expenses	\$
Other transportation costs (public transportation, parking, etc.)	\$	Education (children or self)	\$
Utilities (electricity, gas, water, sewer, garbage)	\$	Alimony	\$

Monthly expense	Current Amount	Monthly expense	Current Amount
Phone, internet and paid television (cable, satellite, streaming)	\$	Garnishment or income withholding order	\$
Credit card payments	\$	Other (describe)	\$
Loans and other debt payments	\$	Other (describe)	\$
Total monthly expenses			\$

7. **Financial Assets** (Add additional sheets if needed.)

Asset	Value	Balance Owing
Home	\$	\$
Land	\$	\$
Cars	\$	\$
Other vehicles (OHV, boat, motorcycle, snowmobile, RV)	\$	\$
Bank accounts	\$	\$
Personal property	\$	\$
Other (describe)	\$	\$

8. **Other**

☐ I would like the judge to consider these other circumstances regarding my finances:

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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 \_\_\_\_\_



The court has considered the Motion for Inquiry into Competency and Certificate of Good Faith.

**The court orders:**

**The Department of Human Services must**

1. Conduct an ~~examination~~ **evaluation** into the competency of [CLIENT NAME].  
(Utah Code 78A-6-1302.)
2. Have the minor ~~examined~~ **evaluated** by a forensic evaluator not involved in the minor's current treatment. The forensic evaluator must have experience in juvenile forensic evaluations and juvenile brain development. If it becomes apparent the minor may not be competent due to an intellectual disability or related condition, the forensic evaluator must be experienced in that intellectual disability or related condition.

**The parties must**

3. Provide to the Department of Human Services information and materials relevant to the determination of the minor's competency, including:
  - the motion,
  - the arrest or incident reports about the charged offense,
  - the minor's known delinquency history information,
  - any part of the minor's probation record related to competency,
  - any known prior mental health evaluations and treatment,
  - the records about the minor's education as allowed under 20 U.S.C. §1232g (b)(1)(E)(ii)(I),
  - records of diagnosis or treatment of substance abuse disorders.

All disclosures must be consistent with 42 C.F.R. Part 2, governing the confidentiality of Alcohol and Drug Abuse Patient Records.

This information must be provided within seven days of this order.

**The parents or guardian and minor must**

4. Sign releases required to give information to the forensic evaluator.

**The forensic evaluator must**

5. Conduct an ~~examination~~ **evaluation** to determine whether the minor, **due to** a mental illness ~~is currently suffering from a mental illness~~, intellectual disability or related condition, or developmental immaturity, ~~the minor~~ lacks the ability to ~~impacting the minor's present~~ **understand the nature of the proceedings against them or the potential disposition for the offense charged or consult with counsel**

and participate in the proceedings against them with a reasonable degree of rational understanding.

6. Consider the minor's present ability to:
  - understand the charges or allegations;
  - communicate facts, events, and states of mind;
  - understand the range of possible penalties associated with the allegations;
  - engage in reasoned choice of legal strategies and options;
  - understand the adversarial nature of the proceedings;
  - manifest behavior sufficient to allow the court to proceed;
  - testify relevantly; and
  - any other factor determined to be relevant to the forensic evaluator.
7. Write a report informing the court of the forensic evaluator's opinion concerning the minor's competency. If the forensic evaluator's opinion is that the minor is not competent to proceed, the report must include:
  - the nature of the minor's mental illness, intellectual disability or related condition, or developmental immaturity;
  - the relationship of the minor's mental illness, intellectual disability or related condition, or developmental immaturity to the minor's incompetence;
  - whether there is a substantial likelihood that the minor may attain competency in the foreseeable future;
  - the amount of time estimated for the minor to achieve competency if the minor undergoes competency attainment treatment, including medication;
  - the sources of information used by the forensic evaluator; and
  - the basis for clinical findings and opinions.
8. Provide the initial report to the court, prosecution, defense, and guardian ad litem, if applicable, within 30 days of the receipt of the court order. If the forensic evaluator needs additional time, the court may grant an additional 15 days upon written request by forensic evaluator.
9. All state-run agencies and private agencies under contract with state agencies must allow the evaluator access to the juvenile for purposes of the evaluation. This includes all detention centers operated by Juvenile Justice Services.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

**Check your email.** You will receive information and documents at this email address.

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

In the District Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<p>_____ Plaintiff/Petitioner</p> <p>v.</p> <p>_____ Defendant/Respondent</p>	<p><input type="checkbox"/> <b>Notice of Personal Appearance</b> <b>OR</b> <input type="checkbox"/> <b>Notice of Counsel's or Licensed Paralegal Practitioner's Appearance</b></p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
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1. \_\_\_\_\_ (name of former attorney or licensed paralegal practitioner) has filed a Notice of Withdrawal.

(Choose one.)

2. ☐ I now represent myself.  
OR

3. ☐ I now represent \_\_\_\_\_ (name of client).

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).

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Notice of Personal Appearance or Notice of Counsel's Appearance on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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 safeguarded record.**

**Non-public Information –  
Safeguarded Address**

**Case Number** \_\_\_\_\_

Utah Code of Judicial Administration Rule 4-202.02

**Instructions:**

If your case is one of the types listed below and you want to safeguard your residential address **contact information** (or that of your child) from the other party, write the ~~address(es)~~ **information** on this form and omit the ~~address(es)~~ **information** from the other documents you file in the case.

File this form with the court, but **do not** serve this form on the other party.

Keep the following ~~residential address(es)~~ **contact information** private. Do not provide the ~~address(es)~~ **contact information** to the other party because (Choose all that apply.):

☐ I have a court order or agency order authorizing me to safeguard my ~~address~~ **contact information**.

☐ this proceeding is about:

- a protective order (Utah Code 78B-7-109).
- a stalking injunction (Utah Code 77-3a-101).
- a parentage order (Utah Code 62A-11-304.4).
- a custody order (**UCCJEA**, Utah Code 78B-13-209).
- a support order (**UIFSA**, Utah Code 78B-14-312).

Name			
Residential Address			
City, State, ZIP			
<b>Phone</b>		<b>Email address</b>	
Reason for safeguarding <del>address</del> <b>contact information</b>	<input type="checkbox"/> court or agency order <input type="checkbox"/> protective order <input type="checkbox"/> stalking injunction	<input type="checkbox"/> parentage order <input type="checkbox"/> custody order <input type="checkbox"/> support order	

Name			
Residential Address			
City, State, ZIP			
<b>Phone</b>		<b>Email address</b>	

Reason for safeguarding <del>address</del> contact information	<input type="checkbox"/> court or agency order <input type="checkbox"/> protective order <input type="checkbox"/> stalking injunction	<input type="checkbox"/> parentage order <input type="checkbox"/> custody order <input type="checkbox"/> support order
---	---	--

Name			
Residential Address			
City, State, ZIP			
Phone		Email address	
Reason for safeguarding <del>address</del> contact information	<input type="checkbox"/> court or agency order <input type="checkbox"/> protective order <input type="checkbox"/> stalking injunction	<input type="checkbox"/> parentage order <input type="checkbox"/> custody order <input type="checkbox"/> support order	

Name			
Residential Address			
City, State, ZIP			
Phone		Email address	
Reason for safeguarding <del>address</del> contact information	<input type="checkbox"/> court or agency order <input type="checkbox"/> protective order <input type="checkbox"/> stalking injunction	<input type="checkbox"/> parentage order <input type="checkbox"/> custody order <input type="checkbox"/> support order	

Name			
Residential Address			
City, State, ZIP			
Phone		Email address	
Reason for safeguarding <del>address</del> contact information	<input type="checkbox"/> court or agency order <input type="checkbox"/> protective order <input type="checkbox"/> stalking injunction	<input type="checkbox"/> parentage order <input type="checkbox"/> custody order <input type="checkbox"/> support order	

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).

\_\_\_\_\_ 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 #:\_\_\_\_\_)  
☐ Plaintiff/Petitioner's Licensed Paralegal Practitioner  
☐ Defendant/Respondent's Licensed Paralegal Practitioner (Utah Bar #:\_\_\_\_\_)

In the ☐ District ☐ Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

	<b>Motion for Default Certificate</b> (Utah Rule of Civil Procedure 55)
_____ Plaintiff/Petitioner	_____ Case Number
v.	_____ Judge
_____ Defendant/Respondent	_____ Commissioner (domestic cases)

- The following documents were served:  
☐ Summons and Complaint/Petition  
☐ Counterclaim  
on \_\_\_\_\_ (date). Proof of service or an acceptance of service has been filed or is attached.
- The time to file an Answer has passed, and the  
☐ plaintiff/petitioner



☐ defendant/respondent  
has not answered or otherwise appeared.

3. I ask the clerk of court to enter the default of the  
☐ plaintiff/petitioner  
☐ defendant/respondent  
and issue a Default Certificate.

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).

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Motion for Default Certificate on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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 \_\_\_\_\_

In the [ ] District [ ] Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

**Default Certificate**

(Utah Rule of Civil Procedure 55)

\_\_\_\_\_  
Plaintiff/Petitioner

v.

\_\_\_\_\_  
Defendant/Respondent

\_\_\_\_\_  
Case Number

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner (domestic cases)

1. The following documents were served:  
[ ] Summons and Complaint/Petition  
[ ] Counterclaim  
on \_\_\_\_\_ (date). Proof of service or an acceptance of service has been filed or is attached.
2. The time to file an Answer has passed, and the  
[ ] plaintiff/petitioner  
[ ] defendant/respondent  
has not answered or otherwise appeared.
3. I hereby enter the default of the  
[ ] plaintiff/petitioner  
[ ] defendant/respondent  
and issue this Default Certificate.

\_\_\_\_\_  
Date

Signature ►

\_\_\_\_\_  
Court Clerk

### Certificate of Service

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

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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/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 ☐ Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<p>_____ Plaintiff/Petitioner</p> <p>v.</p> <p>_____ Defendant/Respondent</p>	<p><b>Military Service Declaration</b></p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	---

1. I have asked the clerk of court to issue a Default Certificate showing  
☐ plaintiff/petitioner  
☐ defendant/respondent  
is the defaulting party.
2. The military status of the defaulting party is  
☐ in military service.  
☐ not in military service.  
☐ unknown to me.

3. My statement about the defaulting party's military status is based on the following:

(For example: "John Doe is 88 years old which is too old to be in the military. I've lived with him for the past twenty years. I personally know he has not been in the military during those twenty years. He has worked full-time at ACME Cleaning Services as a janitor in Salt Lake City for the past five years.")

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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 am serving a copy of this Military Service Declaration on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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 \_\_\_\_\_

---

In the ☐ District ☐ Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

	<b>Military Service Order</b>
_____ Plaintiff/Petitioner	_____ Case Number
v.	_____ Judge
_____ Defendant/Respondent	_____ Commissioner (domestic cases)

### The court finds

1. The clerk of the court has entered the default of the:  
☐ plaintiff/petitioner.  
☐ defendant/respondent.
2. Based on the statements made in the Military Service Declaration, the court finds  
☐ the defaulting party is not in military service.  
☐ the defaulting party is in military service.  
☐ the military service status of the defaulting party is unknown.  
☐ the Military Service Declaration is insufficient.

### The court orders

3. ☐ The case may proceed.
4. ☐ The case may proceed once the ☐ plaintiff/petitioner ☐ defendant/respondent files a bond in the amount of \$\_\_\_\_\_.
5. ☐ The default certificate is set aside. The court appoints an attorney to represent the non-appearing party. The action is stayed for 120 days from this date.



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

\_\_\_\_\_  
Date

Signature ►

\_\_\_\_\_  
Judge

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Military Service Order on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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/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 ☐ Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<p>_____ Plaintiff/Petitioner</p> <p>v.</p> <p>_____ Defendant/Respondent</p>	<p><b>Motion for Default Judgment</b> (Utah Rule of Civil Procedure 55)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	--

1. The following documents were served:  
☐ Summons and Complaint/Petition  
☐ Counterclaim  
on \_\_\_\_\_ (date). Proof of service or an acceptance of service has  
been filed or is attached.
2. The time in which to file an Answer has passed, and the  
☐ plaintiff/petitioner

☐ defendant/respondent  
has not answered or otherwise appeared.

3. I am asking that once the default certificate is filed, the court enter judgment as requested in the Complaint/Petition.

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).

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Motion for Default Judgment on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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/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 ☐ Justice Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<p>_____ Plaintiff/Petitioner</p> <p>V.</p> <p>_____ Defendant/Respondent</p>	<p><b>Request to Submit for Decision – Motion for Default Judgment</b></p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	---

1. The clerk of court has issued a Default Certificate showing the default of the  
☐ plaintiff/petitioner.  
☐ defendant/respondent.
2. I request the Motion for Default Judgment be submitted for decision.

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 am serving a copy of this Request to Submit – Motion for Default Judgment on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> 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 <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 <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 (omit if safeguarded)

\_\_\_\_\_  
City, State, Zip (omit if safeguarded)

\_\_\_\_\_  
Phone (omit if safeguarded)

\_\_\_\_\_  
Email (omit if safeguarded)

I am ☐ Petitioner ☐ Petitioner's Attorney (Utah Bar #:\_\_\_\_\_)

In the District Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

\_\_\_\_\_  
Petitioner (person asking for protection)

v.

\_\_\_\_\_  
Respondent

**Request to Extend Sexual Violence  
Protective Order**  
(Utah Code 78B-7-505)

**Hearing Requested**

\_\_\_\_\_  
Case Number

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. I ask the court to extend the sexual violence protective order issued on \_\_\_\_\_ (date), which expires on \_\_\_\_\_ (date).
2. Extending the sexual violence protective order is necessary to protect me or any of the people named in the order because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. I am filing this request before the sexual violence protective order has expired.
4. The sexual violence protective order has not been extended before.
5. I request a hearing.

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 \_\_\_\_\_

### Clerk's Certificate of Service

I certify that I served a copy of this Request to Extend Sexual Violence Protective Order on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
	<input type="checkbox"/> Mail <input type="checkbox"/> E-filed <input type="checkbox"/> Email		

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Clerk's Printed Name \_\_\_\_\_



---

In the District Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<hr/> Petitioner  v.  <hr/> Respondent	<b>Extended Sexual Violence Protective Order</b> (Utah Code 78B-7-505) <hr/> Case Number  <hr/> Judge  <hr/> Commissioner
--	--

A hearing was held on \_\_\_\_\_ (date). Respondent was given notice and an opportunity to be heard at the hearing.

The following people were present at the hearing:

- ☐ Petitioner
- ☐ Petitioner's attorney \_\_\_\_\_ (name).
- ☐ Respondent
- ☐ Respondent's attorney \_\_\_\_\_ (name).

The court reviewed the Request to Extend Sexual Violence Protective Order and (Choose all that apply.):

- ☐ received argument and evidence
- ☐ accepted the stipulation of the parties
- ☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

1. This court entered a sexual violence protective order on \_\_\_\_\_ (date), which expires on \_\_\_\_\_

\_\_\_\_\_ (date).

2. Extending the sexual violence protective order is necessary to protect the petitioner or any of the people named in the order.
3. The request to extend the sexual violence protective order was filed before the sexual violence protective order expired.
4. The sexual violence protective order has not been extended before.

**The court orders:**

The request to extend the sexual violence protective order is granted. Respondent must obey all orders initialed below.

**This extended order expires**

\_\_\_\_\_\*  
(not to exceed 365 days)

Violation of this order is a criminal Class A Misdemeanor, punishable by up to 364 days in jail and a fine.

5. ☐ **Personal conduct**

Respondent may not commit, try to commit, or threaten to commit any form of sexual violence against the petitioner or any person listed below.

Other people protected by this section (Relatives or people who live with petitioner.):

Name	Age	Relationship to petitioner

6. ☐ **No contact order**

Respondent may not contact, phone, text, mail, e-mail, or communicate in any way with the petitioner and the people listed in paragraph 5 of this order either directly or indirectly.

7. ☐ **Stay away order**

☐ a. Stay at least \_\_\_\_\_ (distance) from petitioner.

☐ b. Stay away from petitioner's

☐ home

☐ work

☐ school

☐ place of worship

☐ other:

\_\_\_\_\_

☐ c. Must comply with the following restrictions while at respondent's and petitioner's

Work:

\_\_\_\_\_  
\_\_\_\_\_

School:

\_\_\_\_\_  
\_\_\_\_\_

Place of worship:

\_\_\_\_\_  
\_\_\_\_\_

☐ d. Stay away from the people listed in paragraph 5 at their home, work, school, and place of worship and the following other places:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ e. Must comply with the following restrictions while at the work, school, and place of worship that respondent and the people in paragraph 5 have in common:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ f. Other (specify):

---

---

---

8. ☐ **No weapons**

☐ The court finds there is clear and convincing evidence that respondent's use or possession of a firearm poses a serious threat of harm to the petitioner and the people listed in paragraph 5. Respondent cannot possess, have, or buy a firearm.

☐ The court finds that respondent's use or possession of a weapon poses a serious threat of harm to petitioner and the people listed in paragraph 5. Respondent cannot possess, have, or buy any of these weapons:

---

Respondent may be subject to state or federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.

Respondent was afforded both notice and opportunity to be heard in the hearing that gave rise to this order. Pursuant to the Violence Against Women Act of 1994, P.L. 103-322, 108 Stat. 1796, 18 U.S.C. Sec. 2265, this order is valid in all the United States, the District of Columbia, tribal lands, and United States territories. This order complies with the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act.

— The court completes this section —

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

<hr/>	Signature ►	<hr/>
Date	Commissioner	<hr/>
<hr/>	Signature ►	<hr/>
Date	Judge	<hr/>

**— Respondent completes this section —**

By signing here, respondent approves the form, and accepts service of this Extended Sexual Violence Protective Order and waives the right to be personally served.

Respondent's Address

---

Respondent's Signature   ► \_\_\_\_\_



---

In the District Court of Utah

\_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

<hr/> Petitioner  v.  <hr/> Respondent	<b>Extended Sexual Violence Protective Order</b> (Utah Code 78B-7-505) <hr/> Case Number  <hr/> Judge  <hr/> Commissioner
--	--

A hearing was held on \_\_\_\_\_ (date). Respondent was given notice and an opportunity to be heard at the hearing.

The following people were present at the hearing:

- ☐ Petitioner
- ☐ Petitioner's attorney \_\_\_\_\_ (name).
- ☐ Respondent
- ☐ Respondent's attorney \_\_\_\_\_ (name).

The court reviewed the Request to Extend Sexual Violence Protective Order and (Choose all that apply.):

- ☐ received argument and evidence
- ☐ accepted the stipulation of the parties
- ☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

1. This court entered a sexual violence protective order on \_\_\_\_\_ (date), which expires on \_\_\_\_\_

\_\_\_\_\_ (date).

2. (Choose all that apply.):

- ☐ Extending the sexual violence protective order is not necessary to protect the petitioner or any of the people named in the order.
- ☐ The request to extend was filed after the sexual violence protective order expired.
- ☐ The sexual violence protective order has already been extended.

**The court orders:**

The request to extend the sexual violence protective order is denied.

**— The court completes this section —**

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

_____	Signature ►	_____
Date	Commissioner	_____
_____	Signature ►	_____
Date	Judge	_____

**— Respondent completes this section —**

By signing here, respondent approves the form, and accepts service of this Extended Sexual Violence Protective Order and waives the right to be personally served.

Respondent's Address

\_\_\_\_\_

Respondent's Signature ► \_\_\_\_\_