

## Agenda Committee on Court Forms

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

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

1. Welcome and approval of November meeting minutes	Randy Dryer
2. 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> Returning to discuss service question – personal service required?	Brent Johnson
3. Subpoena forms Reviewing forms and discussing request from legislator. <ul style="list-style-type: none"> <li>• Subpoena</li> <li>• Notice to persons served with a subpoena</li> <li>• Objection to subpoena</li> <li>• Declaration of compliance with subpoena</li> <li>• Application for subpoena under the Utah Uniform Interstate Depositions and Discovery Act</li> <li>• Notice of deposition and request for subpoena in case pending out of state</li> </ul>	Brent Johnson
4. Custody evaluation settlement conference report Revising the existing form in light of changes to CJA 4-903	Nathanael Player
5. Informal probate with a will forms Revising existing forms to reflect reality of e-filing environment. <ul style="list-style-type: none"> <li>• Request</li> <li>• Statement</li> </ul>	Nathanael Player
6. Petition and stipulation to modify child custody, parent-time and child support <ul style="list-style-type: none"> <li>• Petition and stipulation to modify child custody, parent-time and child support</li> <li>• Request to join Child Support Division</li> <li>• Findings of fact and conclusions of law on petition to modify child custody, parent-time and child support</li> <li>• Order on petition to modify child custody, parent-time and child support</li> <li>• Notice of modification</li> </ul>	Nathanael Player
7. Registering foreign order	Nathanael Player

(Request was approved by the Judicial Council in September) <ul style="list-style-type: none"> <li>• Notice of registration of foreign order</li> <li>• Request for hearing on request to register foreign order</li> <li>• Order on confirmation of foreign order</li> <li>• Notice of confirmation of foreign order</li> </ul>	
8. Adjourn	Randy Dryer

**2020 meetings**

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  
 November 4, 2019  
 12 - 2 pm  
 Judicial Council Room

**MEMBERS:**                      **PRESENT**                      **EXCUSED**

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

Guest:  
 Elizabeth Bevington – Law Library  
 Amber Alleman – Clyde Snow & Sessions

Staff:  
 Brent Johnson - excused  
 Minhvan Brimhall

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

Randy Dryer welcomed the committee members and guests to the meeting. Amber Alleman is a paralegal with Clyde Snow & Sessions. Ms. Alleman recently completed coursework and exam to become a License Paralegal Practitioner. Ms. Alleman has expressed interest in joining this committee as a LPP representative and will sit in on several meetings until she is appointed to the committee.

The Committee considered the minutes from the September 9 meeting. No revision was made to the minutes. Mary Westby moved to approve the full minutes. Judge Lindsley seconded the motion. The motion unanimously passed.

**II. JUVENILE COURT- Petition for authorization to marry and Order on petition for authorization to marry:**

The Petition and Order for authorization for minors to marry have gone through several revisions. The forms will be used statewide and will be the first be presented to county clerk's office before being filed with the court.

With no further revisions or discussion on the forms, Judge Lindsley moved to adopt the Petition as presented to the committee. Nathanael Player seconded the motion. The motion unanimously passed.

With no further revisions or discussion on the forms, Judge Lindsley moved to adopt the Order for authorization to marry, as presented to the committee. Mr. Player seconded the motion. The motion unanimously passed. The forms will not move to the Judicial Council for their review and approval.

**III. OCAP – Choice for facts supporting divorce on grounds of irreconcilable differences:**

The Family Law Forms subcommittee was asked to draft potential language to be used on petitions in which irreconcilable differences is the grounds for the divorce. Clayson Quigley has discussed these options with Wayne Riches. Mr. Riches has no objections to the proposed language. Judge Taylor expressed concern that the language needs to be more open ended to allow for additional information as to the reasons of the irreconcilable differences. Judge Taylor notes that petitioners and respondents are better served when they are afforded the opportunity to fully express their side in divorce matters.

The committee discussed and made additional language recommendations. The committee recommended language in the OCAP interviewing encouraging the user to consult an attorney if they wish to use grounds other than irreconcilable differences:

“If your reason for divorce is not listed above you cannot use this program. Consider talking to an attorney.”

With no further discussions, Mr. Player moved to adopt the language with the recommended changes as discussed in this meeting. Guy Galli seconded the motion. The motion unanimously passed.

Mr. Quigley will discuss the approved language with Mr. Riches.

#### **IV. OCAP – quitclaim deed:**

The question for the committee is whether this form should be produced by OCAP. The document is filed with the county recorder, not the court. Judge Taylor noted that quitclaim deeds are used in real estate law for hundreds of years and does not fall under jurisdiction of family law or under OCAP. Judge Taylor noted that if a judge wants to order a transfer of property, the judge would only need to sign a judgment for the order.

The committee discussed and determined that a quitclaim deed is to be removed from OCAP. With no further discussions, Judge Lindsley moved to remove the form from OCAP. Judge Taylor seconded the motion. The motion was unanimously approved.

Mr. Dryer recommends that OCAP create a form with clarifying instructions requiring a petitioner to obtain an order, and signed by a judge, when requesting a transfer of property or initiating a quitclaim deed. The instructions would also include citation of Utah Code 57-1-14. The committee discussed that this would be a decision made by the OCAP committee.

Following further discussions, Mr. Player moved to recommend to OCAP to include instructions in the OCAP system on how and where to file when a quitclaim deed has been ordered, and the instructions will include a link to the statute. Mr. Ralphs seconded the motion. The motion was unanimously approved.

Mr. Quigley will share this committee's decision to remove the form, as well as the recommendation to include instructions on filing with the county clerk's office with the OCAP team.

#### **V. OCAP – Motion for summary judgment to declare non-parentage and Order on motion:**

The Motion and Order on Motion for summary judgment forms have been reviewed and approved by this committee. The OCAP team has requested changes.

With no further discussions, Mr. Player moved to adopt the Motion for summary judgment as currently presented. Judge Taylor seconded the motion. The motion was unanimously approved.

The committee discussed and made minor language changes to the Order on the motion.

With no further discussion, Mr. Player moved to approve and adopt the changes made to line 8 of Order on Motion for summary judgment in I. Judge Lindsley seconded the motion. The committee unanimously approved the motion.

With no further discussions, Judge Lindsley moved to approve the forms in its entirety with the incorporated recommended amendments. Mr. Player seconded the motion. The motion was unanimously approved by the committee.

**VI. OCAP – Child support worksheets:**

The OCAP child support worksheets are being presented to this committee for approval as they are currently written. They will need to be made available on OCAP as they will be used by LPPs.

Commissioner Minas noted that he does not have any objections or additional recommendations for changes. ORS and the Department of Human Services created the form to match their child support calculator.

With no further discussions, Mary Westby moved to adopt the form as presented. Judge Lindsley seconded the motion. The committee unanimously approved the motion.

**VII. DEFAULT JUDGMENT – Military service order – input from Board of District Court Judges:**

The committee has gone back and forth with the default document packet. Brent Johnson has met with the Board of District Court Judges. The Board does not want to sign a military service order every time, only when someone is in the military, or when their military status is unknown. The committee has already approved previous documents in this packet.

With no further discussions, Mr. Player moved to approved the Order. Judge Lindsley seconded the motion. The Motion was unanimously approved.

**VIII. FORMS COMMITTEE PROCEDURES:**

Mr. Dryer notes that this committee has been operating under a set of procedures that were adopted internally, though have never formally approved those procedures. Mr. Dryer asks for a motion to formally approve and retroactively adopt the procedures by which this committee has been functioning. Judge Taylor moved to approve the procedures of this committee since publication. Cyndie Bayles seconded the motion. The motion was unanimously approved.

Mr. Player asks that the committee members review the priorities outlined for this committee and understand the role and practice model for the function of this committee.

**IX. BILINGUAL SUMMONS FOR PUBLICATION:**

The committee previously discussed and approved for summons to be made available in both English and Spanish. The question has arisen as to whether the Summons for Publication should also be made available in both English and Spanish. The committee discussed that additional cost would be involved to publish in both languages, and whether the English and Spanish text should be on a separate page or side-by-side. As a greater population is bilingual, the committee determined that costs is minimal enough to warrant publication in both language is necessary. The committee also determined that side-by-side text would be preferable.

With no further discussions, Judge Lindsley moved to approve publications of summons side-by-side in English and Spanish. Mr. Player seconded the motion. The committee unanimously approved the motion.

**X. SEXUAL VIOLENCE PROTECTIVE ORDER:**

The Legislature this year created a new category of sexual violence protective orders. The law allows for extension of the protective for up to one year. A hearing is required for an extension request, and must be done prior to the expiration date. The committee questioned whether this means that a filing must be completed prior to the expiration date, or if the approval for extension must be completed prior to the expiration date. Commissioner Minas noted that the forms look good, however, the questions may need to be addressed with the Legislature. The committee also discussed how the respondent must be served with the request to extend. The committee determined that the forms need to be tabled to another meeting to allow Mr. Johnson to provide his input.

This item will be held over to discussion at another meeting.

**XI. ADJOURN:**

With no further items for discussion, the meeting was adjourned without a motion. The meeting adjourned at 1:30pm. The next meeting will be December 9, 2019, from noon to 2 pm in the Judicial Council Room.

## Forms Status Summary

List of forms approved for LPP use: [www.utcourts.gov/forms/lpp/](http://www.utcourts.gov/forms/lpp/)

### 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
Child support worksheets <ul style="list-style-type: none"> <li>• Joint Physical Custody Worksheet and Instructions</li> <li>• Sole Custody Worksheet and Instructions</li> <li>• Split Custody Worksheet and Instructions</li> <li>• Children in the Father's Home Worksheet and Instructions</li> <li>• Children in the Mother's Home Worksheet and Instructions</li> </ul>	November 25, 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
<b>Declaration of financial status</b>	<b>September 9, 2019</b>	<b>Forms Committee</b>
Declaration of inmate filing	November 13, 2017	Forms Committee
Declaration of jurisdiction and grounds for divorce	July 18, 2019	Judicial Council
Default judgment <ul style="list-style-type: none"> <li>• Default certificate</li> <li>• Motion for default judgment</li> <li>• Military service declaration</li> <li>• Military service order</li> </ul>	November 25, 2019	Judicial Council
Domestic relations injunction	April 22, 2019	Judicial Council



<p>Eviction forms used in OCAP</p> <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> <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>	December 18, 2017	Judicial Council
<p>Eviction forms used in OCAP (additional)</p> <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
<p>Fee waiver – district and justice court</p> <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-parentage after genetic testing Order granting motion for summary judgment on non-parentage	January 28, 2019	Judicial Council
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 authorization to marry and Order on petition for authorization to marry (juvenile court)	November 25, 2019	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 register foreign child custody, parent-time, support or income withholding order	September 10, 2019	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> </ul>	May 13, 2019	Forms Committee

• Order		
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	July 18, 2019	Judicial Council
Trial issues – domestic cases		
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

## Pending Forms Committee Consideration

- Sexual violence protective order – Request to extend, order granting request, order denying request
- Subpoena forms
  - Subpoena
  - Notice to persons served with a subpoena
  - Objection to subpoena
  - Declaration of compliance with subpoena
  - Application for subpoena under the Utah Uniform Interstate Depositions and Discovery Act
  - Notice of deposition and request for subpoena in case pending out of state
- Registering foreign order
  - Notice of registration of foreign order
  - Request for hearing on request to register foreign order
  - Order on confirmation of foreign order
  - Notice of confirmation of foreign order
- 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

### **Pending Stylistics Subcommittee Consideration**

- Declaration of other parent's earnings (OCAP)
- Settlement agreement – debt collection and eviction
- Motion to waive fees – appellate and juvenile
- Petition to register administrative support order
- 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**

- Notice to Department of Human Services (OCAP)
- Adult protective orders
- Child protective orders
- 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
- 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.

**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 ► \_\_\_\_\_

## Subpoena Forms

We have received a request to eliminate the requirement that these forms must be served at the same time as the subpoena:

- Notice to persons served with a subpoena
- Objection to subpoena
- Declaration of compliance with subpoena

This request comes from a state representative who was contacted by his local sheriff's office. The sheriff's office identified these challenges with printing the additional required documents that accompany a subpoena:

- Printing costs (including the challenge of having a functional printer in a motor vehicle),
- Difficulty sending the full packet to other officers for more convenient / efficient service, and
- Waste from service that can't be effectuated.

They believe providing a hard copy of these materials is less necessary than it once because of access to mobile devices, internet availability, and increased technological literacy.

The suggestion is to include a notice on the subpoena telling the recipient that the additional materials are available on the court's website at a specific URL. This idea was run past the Board of District Court Judges and the Advisory Committee on Rules of Civil Procedure. Most of the members of those groups agree this sounds like a reasonable concept.

The argument in favor of keeping the requirement is that it provides all the necessary information and forms to the recipient of the subpoena without placing an even greater burden on them.

A requirement to provide additional documents exists in the garnishment and eviction cases. See URCP 64D(g)(3) and Utah Code §78B-6-812.

Nathanael provides this article for consideration.

## Fake court summons used to spread phishing malware

By [Anthony Spadafora](#) a month ago [Computing](#)

Unsuspecting users think they've been subpoenaed when really their system has been infected with malware

The cybersecurity firm [Cofense](#) has discovered a new phishing campaign which targets users via a subpoena-themed email that appears to come from the UK Ministry of Justice with the end goal of infecting their systems with information-stealing malware.

Employees at insurance and retail companies have received these [phishing emails](#) that state that the recipient has been subpoenaed and needs to click on a link within the email to see more details about their case.



The enclosed link uses trusted sources including Google Docs and Microsoft OneDrive for the infection chain. While the [Google Docs](#) link is not malicious, it does contain a redirect chain that eventually leads to a malicious Microsoft Word file filled with macros. Once executed, the macro downloads a sample of the Predator the Thief information stealer malware via PowerShell.

- Hackers launch phishing attack [disguised as DocuSign document](#)
- Phishing is the [top security threat for businesses](#)
- Millions of accounts hit in [huge sextortion email campaign](#)

The initial email also contains a warning that the recipient has 14 days to comply with the subpoena notice which is a [scare tactic](#) designed to trick users into clicking on the link inside the email.

### **Predator the Thief**

Predator the Thief has all the basic capabilities of most information stealers. However, one of the unique things about this malware is the wide range of web browsers it targets which means even those using a less popular web browser could still be affected.

The authors of the malware use a [Telegram](#) channel to distribute their product but it also functions as a customer support channel.

Predator the Thief targets [cryptocurrency wallets](#), browser information, FTP and email credentials. The malware also takes a screenshot of the infected machine and this information is sent back to a Command and Control (C2) server via an HTTP POST.

After the information on the target is gathered and the sample has been sent to the C2, the binary then cleans up parts of the infection and self-terminates. This makes it much harder for the malware to be discovered.

To avoid falling victim to this latest phishing campaign, Cofense recommends disabling [Microsoft macros](#) by default and employing [endpoint protection](#).

- Keep your systems protected with the [best antivirus](#) software

<https://www.techradar.com/uk/news/fake-court-summons-used-to-spread-phishing-malware>

\_\_\_\_\_  
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 #:\_\_\_\_\_)  
☐ 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>Subpoena</b> (Utah Rule of Civil Procedure 30 and 45)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
---	---

The following records and forms must be attached to this Subpoena and served with it.

- Notice to Persons Served with a Subpoena.
- Objection to Subpoena.
- Declaration of Compliance with Subpoena.
- Witness fee.
- Application for Subpoena under the Utah Uniform Interstate Depositions and Discovery Act with attachments (for cases from states in which the Uniform Act applies).
- Notice of Deposition and Request for Subpoena in Case Pending Out of State (for cases from states in which the Uniform Act does not apply).

Serve all of these documents by one of the methods described in Utah Rule of Civil Procedure 4(d).

To:

---

Name and Address

---

Name and Address

1. ☐ You must appear at:

Address (Dirección):

---

Date (Fecha): \_\_\_\_\_ Time (Hora): \_\_\_\_\_ ☐ a.m. ☐ p.m.

Room (Sala): \_\_\_\_\_

To: (Choose all that apply.)

☐ testify at a trial or hearing.

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

**Interpretación.** Si usted no habla ni entiende el Inglés el tribunal le proveeré un intérprete. Contacte a un empleado del tribunal inmediatamente para pedir un intérprete.

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

**Adaptación o Arreglo en Caso de Discapacidad.** Si usted requiere una adaptación o arreglo, que incluye un intérprete de la lengua de signos americana, contacte a un empleado del tribunal inmediatamente para pedir una adaptación.

☐ testify at a deposition.

☐ permit inspection of the following premises:

\_\_\_\_\_ (address)

☐ produce the following documents or tangible things:

---

---

2. ☐ You must copy the documents or electronically stored information listed below. You must mail or deliver the copies to the person at the address at the top of the first page of this Subpoena by: \_\_\_\_\_ (date).

---

---

3. The Notice to Persons Served with a Subpoena must be served with this Subpoena. The notice explains your rights and obligations.
4. ☐ This subpoena is for a deposition and is being served on a corporation, partnership, association or governmental agency. (Utah Rule of Civil Procedure 30). You must designate one or more persons who will be questioned on your behalf .

The questions will be about (describe):

---

---

---

5. ☐ This Subpoena includes the terms of the attached subpoena issued by \_\_\_\_\_ (state).

If you are representing yourself or you checked paragraph 5, only the court clerk may sign this subpoena.

_____	Signature ►
Date	Printed name of:
	Court Clerk <input type="checkbox"/> _____
	Attorney for
	Plaintiff/Petitioner <input type="checkbox"/> _____
	Defendant/Respondent <input type="checkbox"/> _____
	Licensed Paralegal Practitioner for
	Plaintiff/Petitioner <input type="checkbox"/> _____
	Defendant/Respondent <input type="checkbox"/> _____

## Notice to Persons Served with a Subpoena

A subpoena may require you to copy and mail documents, produce documents or tangible things, appear at a hearing, trial, or deposition, or allow inspection of a location.

A subpoena can be issued by the court clerk or by a licensed attorney. You must do what it says or file an objection. If you don't comply, you can be fined or go to jail.

You can find more information about subpoenas and forms you may need at:  
[www.utcourts.gov/resources/forms/subpoena/](http://www.utcourts.gov/resources/forms/subpoena/)

1. If the subpoena requires you to **appear to at a trial, hearing, deposition, or for inspection of a place**, you must appear at the date, time, and place designated in the subpoena. You will be required to either answer questions under oath or allow inspection of a place.

For a deposition or inspection of premises, you can be commanded to appear in only the following counties:

- If you are a resident of Utah:
  - where you reside;
  - where you are employed;
  - where you transact business in person; or
  - where the court orders.
- If you are not a resident of Utah:
  - where you are served with the subpoena; or
  - where the court orders.

2. If the subpoena requires you to **copy documents or electronically stored information**, you must:

- organize the copies as you keep them in the ordinary course of business or organize and label them to correspond with the categories in the subpoena; and
- mail or deliver the copies and the Declaration of Compliance with the Subpoena to the attorney or party requesting the documents. You may need to modify the Declaration to fit your circumstances.

The party who requested the documents must pay the reasonable cost of copying the documents.

3. If the subpoena requires you to **produce documents or tangible things**, you must appear in person with the documents or tangible things so that they may be tested, copied, sampled, or inspected. You must:

- produce the documents or tangible things as you keep them in the ordinary course of business or organize and label them to correspond with the categories in the subpoena; and
- mail or deliver the Declaration of Compliance with the Subpoena to the requesting attorney or party.

The subpoena may require you to produce the documents at the trial, hearing, or deposition or to mail them to the issuing party or attorney.

The subpoena must be served on you at least 14 days before the date designated for compliance.

The party issuing the subpoena must pay the reasonable cost of copying and producing the documents or tangible things.

4. **Witness fee.** If the subpoena requires you to appear, a one-day witness fee must be served with the subpoena. A one-day witness fee is \$18.50 plus mileage. The witness fee for each subsequent day is \$49.00 plus mileage. Mileage is \$1.00 for each 4 miles you have to travel over 50 miles (one direction).

A subpoena issued on behalf of the United States or Utah does not have to include a witness fee and mileage.

5. **Objection to a subpoena.** You may object to all or part of the subpoena if :

- it does not give you a reasonable amount of time to comply.
- it creates an undue burden for you.
- it requires you to disclose privileged or other protected matter and no exception or waiver applies.
- it requires you to disclose a trade secret or other confidential research, development, or commercial information.
- it requires you to disclose an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study that was not made at the request of a party.
- you are a Utah resident and it requires you to appear at a deposition or to produce documents, electronic records or tangible things or to permit inspection of premises in a county:
  - in which you do not reside,
  - are not employed, or
  - do not transact business in person,
 unless the judge orders otherwise.

- you are not a Utah resident and it requires you to appear at a deposition or to produce documents, electronic records or tangible things or to permit inspection of premises in a county other than the county in which you were served, unless the judge orders otherwise.

You must comply with those parts of the subpoena to which you do not object.

6. **How to object.** To object to the subpoena, complete and serve the Objection to Subpoena on the party or attorney issuing the subpoena before the compliance date.

Once you have filed the objection, you do not have to comply with the subpoena unless ordered to do so by the court.

7. **Motion to compel.** If you serve an Objection to Subpoena on the party or attorney issuing the subpoena, they may file a motion asking the court to make you comply with the subpoena. They may also ask for a hearing on the motion.

If you do not agree with the motion, you can file a Memorandum Opposing the Motion. See the court's Motions web page for information and forms: [www.utcourts.gov/howto/filing/motions/](http://www.utcourts.gov/howto/filing/motions/).

It is possible to ask the judge to order conditions for complying with the subpoena. Consider talking to an attorney to go over your options. See the Finding Legal Help web page for information about free and low cost ways to get legal help: [www.utcourts.gov/howto/legalassist/](http://www.utcourts.gov/howto/legalassist/).

8. **Organizations.** If the subpoena orders a corporation, partnership, association or governmental agency that is not a party to the suit to appear at a deposition, they must designate one or more persons to answer questions on their behalf. (Utah Rule of Civil Procedure 30).

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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>Objection to Subpoena</b> (Utah Rule of Civil Procedure (e)(4))</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	--

I have been served with a subpoena in this case, and I object because the subpoena:

1.    ☐ Does not give me a reasonable amount of time to comply (Explain).

\_\_\_\_\_

\_\_\_\_\_

2.    ☐ Creates an undue burden for me (Explain).

\_\_\_\_\_

\_\_\_\_\_

3.    ☐ Requires me to disclose privileged or other protected matter and no exception or waiver applies. (Describe the document or thing. Be specific.)



- 
- 
4.     ☐ Requires me to disclose a trade secret or other confidential research, development, or commercial information. (Describe the document or thing. Be specific.)
- 
- 

5.     ☐ Requires me to disclose an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study that was not made at the request of a party.
- 
- 

6.     ☐ Requires me, a resident of Utah, to:
- ☐ appear at a deposition;
  - ☐ produce documents, electronic records or tangible things; or
  - ☐ permit inspection of a premises
- in a county in which I do not reside, am not employed, and do not transact business in person.

7.     ☐ Requires me, a non-resident of Utah, to:
- ☐ appear at a deposition;
  - ☐ produce documents, electronic records or tangible things; or
  - ☐ permit inspection of a premises

in a county other than the county in which I was served.

8.     ☐ Other.
- 
- 

### **Person subject to subpoena**

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 \_\_\_\_\_

**Attorney or Licensed Paralegal Practitioner of record** (if applicable)

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Printed Name \_\_\_\_\_

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Objection to Subpoena 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

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>Declaration of Compliance with Subpoena</b> (Utah Rule of Civil Procedure 45(f))</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	---

1. I have knowledge of the facts in this declaration.
2. The documents or tangible things copied or produced are a full and complete response to the subpoena.
3. The documents or tangible things are:  
☐ the originals.  
☐ true copies of the originals.
4. The reasonable cost of copying or producing the documents or tangible things is \$\_\_\_\_\_.

**Custodian of the records**

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	_____

**Attorney or Licensed Paralegal Practitioner of record** (if applicable)

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Declaration of Compliance with Subpoena 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

**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  
( \_\_\_\_\_ (state) Bar #: \_\_\_\_\_ )

In the District Court of Utah

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

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

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

v.

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

**Application for Subpoena under the  
Utah Uniform Interstate Depositions  
and Discovery Act**  
(Utah Code 78B-17-101 et seq.)

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

\_\_\_\_\_  
Judge

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

You must attach the following records and forms if they are not already on file with the court.

- Proposed Utah subpoena and all required supporting records and forms.
- The foreign subpoena.
- The names, addresses and telephone numbers of all attorneys of record and of any self-represented party.

1. I request a subpoena from this court incorporating the terms of the foreign Subpoena issued by or on behalf of the court in which the action is pending.

2. This court is permitted to issue a Utah subpoena because I intend to conduct discovery in this judicial district.
3. The underlying case is pending in a court of record in a state that has enacted the Uniform Interstate Depositions and Discovery Act, or provisions substantially similar to the uniform act.
4. The foreign subpoena requires the person named to: (Choose all that apply)  
☐ testify at a deposition.  
☐ permit inspection of the premises specified in the foreign subpoena.  
☐ produce documents or tangible things specified in the foreign subpoena.
5. The foreign subpoena is attached to this application.
6. The names, addresses and telephone numbers of all attorneys of record and of any self-represented party are attached to this application.

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 Application for Subpoena under the Utah Uniform Interstate Depositions and Discovery Act 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

**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  
( \_\_\_\_\_ (state) Bar #: \_\_\_\_\_ )

In the District Court of Utah

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

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

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

v.

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

**Notice of Deposition and Request  
for Subpoena in Case Pending Out  
of State**

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

\_\_\_\_\_  
Judge

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

You must attach the following records and forms if they are not already on file with the court.

- Proposed Utah subpoena and all required supporting records and forms.
- Commission to examine witnesses, letters rogatory, or other proof of authority to conduct depositions (if issued by the state in which the action is pending).

1. The above entitled case is pending in the \_\_\_\_\_ court  
of \_\_\_\_\_ (county and state),  
case number \_\_\_\_\_.

2. I am authorized under the laws of that state to conduct depositions in this case.

3. I have completed and I request that the clerk issue a subpoena for the following people to appear for deposition as indicated.

Name of deponent			
Address of deponent (for service)			
Date of deposition		Time of deposition	
Location of deposition (full address including any suite number)			

Name of deponent			
Address of deponent (for service)			
Date of deposition		Time of deposition	
Location of deposition (full address including any suite number)			

Name of deponent			
Address of deponent (for service)			
Date of deposition		Time of deposition	
Location of deposition (full address including any suite number)			

Name of deponent			
Address of deponent (for service)			
Date of deposition		Time of deposition	
Location of deposition (full address including any suite number)			

4. I ask the clerk to send the subpoena(s) to:

[ ] me at the address above.

[ ] the sheriff or constable of the county to complete service.

[ ] \_\_\_\_\_ (name) to complete service.

\_\_\_\_\_ (address)

\_\_\_\_\_ (city, state, zip)

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 Deposition and Request for Subpoena in Case Pending Out of State 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 Court of Utah

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

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

**Custody Evaluation Settlement  
Conference Report**

(Utah Code of Judicial Administration Rule 4-903)

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. Appointed custody evaluator: \_\_\_\_\_

2. Date of settlement conference: \_\_\_\_\_

3. Minor children

Name of child	Date of birth

4. Mother: \_\_\_\_\_

5. Father: \_\_\_\_\_

6. Other parties evaluated:

Name of person	Relationship to children

Name of person	Relationship to children

7. Guardian ad Litem: \_\_\_\_\_
8. Mother's counsel: \_\_\_\_\_
9. Father's counsel: \_\_\_\_\_

### Conclusions

(Use the criteria specified Code of Judicial Administration Rule 4-903)

#### Old form had this text in the Conclusions section:

- A. Summary of Children's Needs:
- B. Summary of Each Parent's and Stepparent's Ability and Propensity to Provide for Children's Needs: (Include parenting skills, impairments, availability, willingness to facilitate child's relationship with other parent, and the unique manner in which each parent's skills fit the children's needs.)
- C. Rule 4-903 Considerations:
  - 1. Child's preference
  - 2. Benefit of keeping siblings together
  - 3. Relative strength of the child's bond with one or both of the prospective custodians
  - 4. General interest in continuing previously determined custody arrangements where the child is happy and well adjusted
  - 5. Factors relating to the prospective custodians' character or status or their capacity or willingness to functioning as parents, including:
    - i. Moral character and emotional stability
    - ii. Duration and depth of desire for custody
    - iii. Ability to provide personal rather than surrogate care

- iv. Significant impairment of ability to function as a parent through drug abuse, excessive drinking or other causes
- v. Reasons for having relinquished custody in the past
- vi. Religious compatibility with the child
- vii. Kinship, including, in extraordinary circumstances, stepparent status
- viii. Financial condition
- ix. Evidence of abuse of the subject child, another child, or spouse

6. Other factors deemed important by the evaluator, the parties, or the court.

D. Recommendations: At commissioner or judge's discretion, evaluator may issue verbal recommendations concerning the legal or physical custody and parent-time scheduling arrangements.

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 Custody Evaluation Settlement Conference Report 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

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

I am ☐ Applicant

☐ Applicant's attorney (Utah Bar # \_\_\_\_\_)

In the District Court of Utah

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

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

In the Matter of the Estate of

\_\_\_\_\_  
Deceased

**Application for Informal Probate of  
Will and Informal Appointment of  
Personal Representative**

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

\_\_\_\_\_  
Judge

**1. Decedent (person who died)**

The decedent, \_\_\_\_\_ (name),  
died on \_\_\_\_\_ (date) at the age of \_\_\_\_\_. At least five full  
days have passed since the death.

**2. Interest**

I, \_\_\_\_\_ (name of applicant),  
have an interest in this estate because I am (for example, the decedent's spouse, child,  
parent, sibling): \_\_\_\_\_

**3. Filing location**

This is the correct court to file in because the decedent (Choose one.):

☐ lived in this county at the time of death.

☐ lived in \_\_\_\_\_ (county and state), but owned property in this county at the time of death.

4. **Current personal representative**

No personal representative has been appointed by a court in Utah or any other state.

5. **Right to be appointed as personal representative**

The court should appoint me as personal representative because I am 21 years old or older and have priority to serve because (Choose one.):

☐ the will named me as the personal representative.

☐ I am the surviving spouse and the will named me to receive property.

☐ I am the surviving spouse but the will did not name me to receive property.

☐ the will named me to receive property.

☐ I am an heir (someone with the right to inherit property from the decedent if there was no will).

☐ I am a creditor and 45 days have passed since the person died.

☐ I was nominated to serve by someone named above.

☐ Other: \_\_\_\_\_

6. **Persons with a greater or equal right to appointment**

I am qualified to act as personal representative and have priority because (Choose one.):

☐ there is no person with a higher or equal priority for appointment.

☐ each person with a higher or equal priority for appointment has in writing renounced the right to appointment and has nominated me to serve.

My contact information is:

Address	
Email address	
Phone number	

7. **Demand for notice.**

(Any interested person may file a document called a demand for notice that tells the personal representative and the court to send a copy of every document filed with the court to him or her.)

☐ I have not received nor am I aware of any demand for notice of any probate or appointment proceedings concerning the decedent that may have been filed in Utah or elsewhere.

☐ I received or I am aware of a demand for notice concerning the decedent from the following persons:

---

**8. Decedent's survivors**

Decedent is survived by the persons listed below. These persons have the right to notice of this probate case. (Include all biological or adopted children of the decedent, unless an adoption decree terminated their inheritance rights. Add additional pages if necessary.)

Relationship to Decedent	Name	Address	Age (if minor)
Spouse			
Child			
Child			
Child			
Child			
Parent			
Parent			
Sibling			
Sibling			
Heir (inherits property if there was no will)			
Other			

9. **Will**

The decedent made a will dated \_\_\_\_\_.

To the best of my knowledge after a reasonable search, this is the decedent's last will and I do not know of any document that cancels or revokes this will.

~~The original will (Choose one.):~~

~~[ ] is attached.~~

~~[ ] is in the court's possession.~~

A copy of the original will is attached. I understand I must keep the original will.

10. **Time**

I am filing this probate case within the required time period because not more than three years have passed since the person died.

11. **Bond**

(A bond is a cash payment or pledge of property that guarantees the personal representative will fulfill his or her duties. However, the will commonly waives the bond requirement.) (Choose one.)

[ ] Bond is not required. (Utah Code 75-3-603).

[ ] Bond is required because (Choose one.):

[ ] the will requires a bond and the amount of the bond stated in the will is \$\_\_\_\_\_.

**OR**

[ ] an interested party asked for a bond before the appointment of a personal representative.

[ ] a written demand for bond has been filed. (Utah Code 75-3-605).

Character and estimated value of the property of decedent (complete only if bond is required and the bond amount is not specified in the will):

Real property	\$
Personal property	\$
Annual income from real and personal property	\$
<b>Total</b>	<b>\$</b>

**I ask that:**

1. Notice be given as required by law.

2. The will of the decedent, dated \_\_\_\_\_, be informally probated.
3. I, \_\_\_\_\_ (name), be informally appointed personal representative of the estate of the decedent and to act:
- [ ] without bond.
- [ ] with bond in the amount of \$ \_\_\_\_\_.
4. Letters testamentary be issued.

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

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

I am ☐ Applicant

☐ Applicant's attorney (Utah Bar # \_\_\_\_\_)

In the District Court of Utah

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

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

In the Matter of the Estate of

\_\_\_\_\_  
Deceased

**Statement of Informal Probate of  
Will and Appointment of Personal  
Representative**

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

\_\_\_\_\_  
Judge

Based upon the request of \_\_\_\_\_  
(name of applicant), to open informal probate of \_\_\_\_\_'s (name of decedent) last will  
and appoint a personal representative, the court makes the following findings and order.

**Findings**

**1. Application**

The application appears to be complete and includes the applicant's oath or affirmation that the statements are true to the best of the applicant's belief.

2. **Interest**

The applicant is a person with an interest in the estate because they are a spouse, relative, person named in the will, beneficiary, creditor or fiduciary representing an interested person.

3. **Decedent**

The decedent died on \_\_\_\_\_ (date). At least five full days have passed since the death.

4. **Filing location**

This is the correct court to file in because the decedent:

☐ lived in this county at the time of death.

☐ owned property located in this county at the time of death.

5. **Time**

The time for probate is within the required time period because not more than three years have passed since the decedent died.

6. **Will**

The decedent made a will on \_\_\_\_\_ (date). The court has the original will.

7. **Current personal representative**

No personal representative has been appointed by a court in Utah or any other state.

8. **Right to be appointed as personal representative**

The court finds that

\_\_\_\_\_ (name) is at least 21 years old or older and has priority to serve because:

☐ the will named them as the personal representative.

☐ they are the surviving spouse and named in the will to receive property.

☐ they are the surviving spouse but the will did not name them to receive property.

☐ the will named them to receive property.



☐ they are an heir (someone with the right to inherit property from the decedent if there was no will).

☐ they are a creditor and 45 days have passed since the person died.

☐ they were nominated to serve by someone named above.

☐ Other: \_\_\_\_\_

Anyone with equal or higher priority has renounced their right to serve and nominated the applicant.

9. **Bond**

Bond is:

☐ not required.

☐ is required and the bond amount is \$ \_\_\_\_\_.

10. **Notice**

Any notices required by the laws of Utah have been given or waived.

**Order**

The court orders that:

1. The decedent's will, dated \_\_\_\_\_, is admitted to informal probate.
2. \_\_\_\_\_ (name) is appointed the personal representative of the decedent's estate to act  
☐ without bond.  
☐ with bond in the amount of \$ \_\_\_\_\_.
3. The court will issue Letters Testamentary after the personal representative files an Acceptance of Appointment.

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Judge's Printed Name \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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 \_\_\_\_\_

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Petition to Modify Child Custody,  
Parent-time and Child Support**  
(Utah Rule of Civil Procedure 106)

**[ ] and Stipulation**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

I ask the court to modify the child custody, parent-time and child support orders as follows.

**1. Controlling order**

The order controlling child custody, parent-time and child support is:

Title of order: \_\_\_\_\_

Name of Court:		State	
Address of Clerk of Court:		Phone Number of Clerk of Court:	
Case Number:		Case Name	
Date Signed:		Signed by Judge:	

2. **Controlling custody order**

(Required.)

☐ I have attached a copy of the current order.

3. **Jurisdiction (Authority to Modify Order)**

(Note: an order could be registered in another state, but that does not always mean the other state has jurisdiction to modify or change the order.)

The children reside:

Child's name	Where child resides (state or country)	Lived there more than 6 months?
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

The petitioner resides in: \_\_\_\_\_ (state or country).

The respondent resides in: \_\_\_\_\_ (state or country).

The controlling order was issued by (Choose one.):

☐ a Utah court, and  
(Choose all that apply.)

☐ jurisdiction **has never** been transferred to another state.

☐ jurisdiction **has** been transferred to another state.

Name of court: \_\_\_\_\_ Date transferred: \_\_\_\_\_

☐ other (Describe what has happened with the order):

\_\_\_\_\_

**OR**

☐ a non-Utah court, and  
(Choose all that apply.)

☐ jurisdiction **has never** been transferred to Utah.

☐ jurisdiction **has** been transferred to Utah. Date: \_\_\_\_\_.

☐ the order **has** been registered in Utah for enforcement purposes only.

☐ there is substantial evidence in Utah about the children's care,  
protection, training, and personal relationships.

☐ other courts have made a decision about jurisdiction and a copy of that  
order is attached to this petition.

☐ other (Describe what has happened with the order):

\_\_\_\_\_

**4. Relationship to children**

I am the (Choose all that apply.):

☐ person who pays child support.

☐ person who receives child support.

I am

☐ the mother of

☐ the father of

☐ the legal guardian or legal custodian of

☐ a person who has been acting as a parent (Utah Code 30-5a-103) to

the children listed below.

**5. Minor children**

There are \_\_\_\_\_ (number) minor children included in the controlling order.

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

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

**6. Current living arrangement**

The children are currently living (Choose one.):

☐ as stated in the controlling order.

☐ as described below:

Child's name	Address (street, city, state, ZIP)	Name(s) of person(s) who live with child at this address	Relation- ship(s) to child

**7. Minor children's residence** (Utah Code 78B-13-209)

The minor children have lived at the following addresses with the persons listed for the past five years:

(Add additional pages if needed.)

Child's name	Address (street, city, state, ZIP)	Dates child lived at this address	Name(s) of person(s) who lived with child at this address	Relation- ship(s) to child

Child's name	Address (street, city, state, ZIP)	Dates child lived at this address	Name(s) of person(s) who lived with child at this address	Relationship(s) to child

8. **People claiming custody or parent-time** (Utah Code 78B-13-209)

The following people other than petitioner and respondent claim a right to custody or parent-time with the children:

Name of Person	Current Address	Claims
		<input type="checkbox"/> Custody <input type="checkbox"/> Parent-time
		<input type="checkbox"/> Custody <input type="checkbox"/> Parent-time
		<input type="checkbox"/> Custody <input type="checkbox"/> Parent-time

9. **Other cases** (Utah Rule of Civil Procedure 100)

☐ There are no other cases that affect the children or this case.

☐ The following cases might affect the children or this case:

(Include pending or closed, civil or criminal, in this court or in any other court, in this state or in any other state. Each party has a continuing duty to notify the court of any case (past, current, or future) that could affect this case.)

Court (Name, address, and phone number)			
Case number			
Type of case (Choose all that apply.)	<input type="checkbox"/> adoption <input type="checkbox"/> custody <input type="checkbox"/> delinquency <input type="checkbox"/> divorce <input type="checkbox"/> enforcement of an order	<input type="checkbox"/> grandparent visitation <input type="checkbox"/> guardianship <input type="checkbox"/> modification of an order <input type="checkbox"/> parentage	<input type="checkbox"/> protective order <input type="checkbox"/> support <input type="checkbox"/> termination of parental rights <input type="checkbox"/> other: _____

Court (Name, address, and phone number)			
Case number			
Type of case (Choose all that apply.)	<input type="checkbox"/> adoption <input type="checkbox"/> custody <input type="checkbox"/> delinquency <input type="checkbox"/> divorce <input type="checkbox"/> enforcement of an order	<input type="checkbox"/> grandparent visitation <input type="checkbox"/> guardianship <input type="checkbox"/> modification of an order <input type="checkbox"/> parentage	<input type="checkbox"/> protective order <input type="checkbox"/> support <input type="checkbox"/> termination of parental rights <input type="checkbox"/> other: _____

--	--

Court (Name, address, and phone number)			
Case number			
Type of case (Choose all that apply.)	<input type="checkbox"/> adoption <input type="checkbox"/> custody <input type="checkbox"/> delinquency <input type="checkbox"/> divorce <input type="checkbox"/> enforcement of an order	<input type="checkbox"/> grandparent visitation <input type="checkbox"/> guardianship <input type="checkbox"/> modification of an order <input type="checkbox"/> parentage	<input type="checkbox"/> protective order <input type="checkbox"/> support <input type="checkbox"/> termination of parental rights <input type="checkbox"/> other: _____

10. **Pre-filing dispute resolution** (Utah Code 30-3-10.4(1)(c))  
(Choose one.)

- ☐ The other party agrees with the petition.
- ☐ Dispute resolution was not required because this petition seeks to modify a court order that does not provide for joint legal custody or joint physical custody.
- ☐ Both parents have complied in good faith with the dispute resolution process but we did not reach an agreement.
- ☐ The parties have not yet used a dispute resolution process.

11. **Controlling parent-time order**

The parent-time schedule in the controlling order is (Choose one.):

- ☐ according to the attached statutory parent-time schedule.
- ☐ described in the attached controlling Parenting Plan.
- ☐ described as follows in the controlling order (Quote the order exactly.):

---



---



---

**Child Custody**

12. **Change in circumstances** (Utah Code 30-3-10.4)

The following material and substantial change in circumstances occurred since the controlling order was entered:

(Describe in detail the material and substantial changes (important and major changes). Attach additional pages if needed.)

---

---

---

---

---

**13. Proposed custody order**

A joint physical or legal custody arrangement requires a separate Parenting Plan.

A joint physical custody arrangement may result in denial of cash assistance.  
(Employment Support Act, Utah Code 35A-3-101 et seq.)

I ask for the following change in the custody order:

Child's Name	Month and Year of Birth	Order physical custody to	Order legal custody to
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal

☐ Other Custody Arrangement (Describe in detail.):

---

---

---

---

---



## Parent-time

---

### 14. Parent-time schedule

I ask the court to order parent-time as below (Choose one.):

☐ Statutory parent-time schedule:

(Choose all that apply. You can find the Utah Code at [le.utah.gov/xcode/code.html](http://le.utah.gov/xcode/code.html). Print and attach a copy of the statute(s) for the option(s) you choose.)

☐ Children under 5 (Utah Code 30-3-35.5)

☐ Children 5-18 (Utah Code 30-3-35)

☐ Children 5-18 (expanded schedule) (Utah Code 30-3-35.1)

☐ Parent-time described in the filed or attached Parenting Plan.

☐ Other parent-time schedule (Describe in detail.):

---

---

---

---

---

### 15. Parent-time transfers

I ask the court to order transfer (pick-up and drop-off) of the children for parent-time as below (Choose one.):

☐ Order transfer of the children for parent-time described in the filed or attached Parenting Plan.

☐ Order transfer at **beginning** of parent-time with

☐ petitioner

☐ respondent

☐ other adult (Name) \_\_\_\_\_

transferring the children at this address:

---

and transfer at **end** of parent-time with

☐ petitioner

☐ respondent

☐ other adult (Name) \_\_\_\_\_

transferring the children at this address:

☐ Order curbside transfers (The parent/person picking up or dropping off the children does not leave the vehicle and the other parent/person does not leave the residence).

☐ Other transfer arrangements (Describe in detail.):

---

---

---

5. ☐ **Communication between parties**

I ask the court to order communication between the parties as described below  
(Choose as many options as you want.):

☐ In person

☐ Phone

Petitioner's # \_\_\_\_\_ Respondent's # \_\_\_\_\_

☐ Text

Petitioner's # \_\_\_\_\_ Respondent's # \_\_\_\_\_

☐ Email

Petitioner's email address \_\_\_\_\_

Respondent's email address \_\_\_\_\_

☐ Through a third party

Name \_\_\_\_\_ Phone # \_\_\_\_\_

☐ Other method of communication: (Describe in detail.)

---

☐ Communications between the parties must be civil and respectful and limited to parent-time issues only.

☐ The parties must not make negative or harmful remarks about each other in the presence of the minor children, must not allow other people to do so and must remove the minor children if anyone makes negative remarks about the other party.

- ☐ The parties must not discuss this case in the presence of the minor children, must not allow other people to do so and must remove the minor children if anyone discusses the case in the presence of the minor children.
- ☐ The parties must not harm or threaten to harm the other parent or the minor children and must not allow other people to do so and must remove the minor children if anyone harms or threatens harm to the other parent or minor children.

16. ☐ **Travel costs.**

(Check this box and complete this section only if you are asking for a change in travel costs.)

I ask the court to order travel cost payments for parent-time transfers as follows  
(Choose one.):

- ☐ as we agree in the attached Parenting Plan.
- ☐ as proposed in my attached Parenting Plan.
- ☐ each party is responsible for their own travel costs.
- ☐ \_\_\_\_\_% by the Petitioner and \_\_\_\_\_% by the Respondent.  
The parent who initially pays for reimbursable travel expenses will provide receipts to the other parent within 30 days. The parent who receives travel receipts will pay the other parent within 30 days.
- ☐ Other:

---



---

17. ☐ **Relocation of a parent**

(Check this box and complete this section only if you are asking for a change in relocation terms.)

I ask the court to order:

- ☐ If either parent moves more than 149 miles from the other parent, Utah Code 30-3-37 will apply.
- ☐ Neither parent may relocate with the minor children more than \_\_\_\_\_ miles from their current residence without a written agreement signed by the parties or further court order.
- ☐ Other terms about relocating:

---



---

---

---

---

---

18. **Best interest** (Utah Code 30-3-10 and 30-3-10.4)

It is in the best interest of the children to change custody and parent-time because (Explain in detail.):

---

---

---

---

---

**Child Support**

---

19. **Child support – reasons to modify**

I ask that child support be modified because (Choose all that apply.):

- ☐ The order has not been modified within the last three years, and
- there is a difference of 10% or more between the support amount as ordered and the support amount as required under the guidelines; and
  - the difference is not temporary.

- ☐ There are one or more material changes that affect the child support calculation. I used the child support worksheet and there is a difference of 15% or more from the current support order. The difference is not temporary. There is a change (Choose all that apply.):

- ☐ in custody.
- ☐ in the relative wealth or assets of the parties.
- ☐ of 30% or more in the income of a parent.
- ☐ in the employment potential and ability of a parent to earn.
- ☐ in the medical needs of the child.
- ☐ in the legal responsibilities of a parent for the support of others.

(Utah Code 78B-12-210(9))

☐ \_\_\_\_\_ (child's name) is emancipated.

☐ there has been a change:

(At least one must apply, but choose all that do apply.)

☐ in the availability, coverage, or reasonableness of cost of health care insurance of the ☐ payor ☐ payee;

☐ in work-related or education-related child care expenses of the ☐ payor ☐ payee.

20. **Current child support order**

The controlling order directs ☐ petitioner ☐ respondent to pay \$\_\_\_\_\_ each month for child support.

21. **Proposed child support**

I ask the court to modify child support based on the parties' incomes or estimated income based on ability or work history.

a. **Petitioner's Income**

Petitioner's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

This income is from these sources:

\_\_\_\_\_.

☐ The court should consider petitioner's income to be \$\_\_\_\_\_ based on (Choose one.):

☐ minimum wage.

☐ historical earnings.

☐ Petitioner does receive or has received public assistance.

b. **Respondent's income**

Respondent's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

This income is from these sources:

\_\_\_\_\_.

☐ The court should consider respondent's income to be \$\_\_\_\_\_ based on (Choose one.):

☐ minimum wage.

☐ historical earnings.

☐ Respondent does receive or has received public assistance.

**c. Child support worksheets**

Order ☐ petitioner ☐ respondent to pay \$\_\_\_\_\_ per month for child support. The following child support worksheet is filed or attached (Choose one.):

☐ sole physical custody worksheet

☐ joint physical custody worksheet

☐ split custody worksheet

**d. Statement of compliance with child support guidelines**

(Choose one.)

☐ This amount is based on the Uniform Child Support Guidelines (Utah Code 78B-12-2).

☐ This amount is **not** based on the Uniform Child Support Guidelines and I am asking for a different amount because (Choose one.):

☐ the guidelines are unjust.

☐ the guidelines are inappropriate.

☐ the guidelines amount is not in the best interest of the child/ren.

(Utah Code 78B-12-202 and 210.)

Explain your choice:

\_\_\_\_\_  
\_\_\_\_\_.

**e. Effective Date**

Child support should be effective (Choose one.):

☐ the first day of the month following entry of the Order on Petition to Modify.

☐ as of: \_\_\_\_\_ (date).

**f. Method of payment**

Child support should be paid as follows (Choose one.):

- ☐ Mandatory income withholding by the Office of Recovery Services (ORS). Unless ORS gives notice that payments should be sent elsewhere, all child support payments should be made to:

Office of Recovery Services  
PO Box 45011  
Salt Lake City, UT 84145

- ☐ Direct payments to the parent receiving child support by (Choose one.):

☐ Check

☐ Deposit in bank account

☐ Cashier's check or money order

☐ Other: \_\_\_\_\_

I ask for direct payment because (Utah Code 62A-11-404):

---

---

**g. Payment schedule**

Child support payments must be paid by the following due date (Choose one.):

- ☐ One half by the 5th day of each month, and the other half by the 20th day of each month.

☐ Other:

---

---

**h. Delinquent payments**

Child support not paid by the due date is delinquent the next day.

**i. Past-due child support**

The issue of past-due child support may be decided by further judicial or administrative process.

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.

22. ☐ **Child care expenses** (Utah Code 78B-12-214)

(Check this box and complete this section only if you are asking to change payment of child care costs.)

I ask the court to order:

- Both parties share equally all reasonable child care expenses related to the custodial parent's work or occupational training.
- The parent who pays child care expenses must **immediately** provide to the other parent written verification of the cost of the child care expenses and the identity of the child care provider when hired, within 30 calendar days after a change in the provider or the expense, and anytime upon the request of the other parent.
- If the parent who pays child care expenses does not provide written verification of child care, that parent may be denied the right to recover or receive credit for the other parent's one-half share of the child care expense.
- The other parent must begin paying one-half the child care amount on a monthly basis **immediately** after receiving proof from the parent that pays the child care expense.

☐ Other request for child care payment:

---

---

---

### **Other Support**

---

23. ☐ **Health insurance, medical and dental expenses** (Utah Code 78B-12-212)

(Check this box and complete this section only if you are asking for a change in health insurance coverage.)

Our minor children currently have health insurance coverage through:

☐ Petitioner's insurance

☐ Respondent's insurance

☐ Medicaid

☐ CHIP

☐ Other: \_\_\_\_\_

☐ Not covered by insurance



☐ I ask the court to order ☐ petitioner ☐ respondent to maintain health insurance for our minor children. Both parties must share equally:

- the cost of the premium paid by a parent for the children's portion of the insurance. The children's portion of the premium should be calculated by dividing the premium amount by the number of people covered by the policy and multiplying the result by the number of minor children of the parties; and
- all reasonable and necessary uninsured medical and dental expenses incurred for the children and paid by a parent, including deductibles and co-payments.

The parent ordered to maintain insurance must provide written verification of coverage to the other parent or the Office of Recovery Services when the children are first enrolled, on or before January 2nd of each calendar year and upon any change of insurance carrier, premium, or benefits within 30 calendar days after the date that parent knew or should have known of the change.

If the parent ordered to maintain insurance fails to provide written verification of coverage to the other parent or to the Office of Recovery Services, or if the parent incurring medical expenses fails to provide written verification of the cost and payment of the expenses to the other parent **within 30 days of payment**, that parent may be denied the right to receive credit for the expenses or to recover the other parent's share of the expenses.

The parent receiving written verification will reimburse the parent who incurred the medical or dental expenses one-half of the amount **within 30 days after receiving the written verification**.

☐ I ask for this order because (Choose all that apply.):

- ☐ the insurance is available to ☐ petitioner ☐ respondent;
- ☐ the cost of the insurance is reasonable
- ☐ the custodial parent prefers this arrangement.
- ☐ Other reasons:

---

---

---

- ☐ I ask for these additional orders regarding health insurance and medical and dental expenses:

---

---

---

24. ☐ **Claiming children as dependents/exemptions for tax purposes** (Utah Code 78B-12-217)

(Choose one.)

- ☐ \_\_\_\_\_ (name)  
will claim the children as dependents/exemptions for tax purposes.

- ☐ \_\_\_\_\_ (name)  
will claim the children as dependents/exemptions for tax purposes in  
**even years**, and  
\_\_\_\_\_ (name) will  
claim the children as dependents/exemptions for tax purposes in **odd**  
**years**.

- ☐ claiming children as dependents/exemptions for tax purposes will be  
divided as follows:

Child's name	Month and year of birth	Parent who will claim child as dependent / exemption
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

- ☐ Other:

---

---

---

25. ☐ **Attorney fees and costs**

I ask the court to order the other party pay my attorney fees and costs.

26. ☐ **Other**

I ask the court for these additional orders:

---

---

---

I ask for these additional orders because:

---

---

---

27. **Remainder of order unchanged**

The remainder of the order should remain unchanged.

28. **Declaration about child support services** (Utah Code 78B-12-113(2)(b))

(Child support services include establishing, modifying or enforcing child support, or establishing paternity.)

The Office of Recovery Services (Choose one.):

☐ has never provided child support services for any child listed in paragraph 5.

☐ has or is providing child support services for any child listed in paragraph 5.

I will serve on the Attorney General:

- a copy of this petition, and
- the Stipulation to the petition, if any, and
- Request to Join to Child Support Division of the Office of the Attorney General

29. **Documents**

I am filing the following documents along with this Petition to Modify Child Custody, Parent-time and Child Support:

(Check all that apply. Forms can be found at [www.utcourts.gov](http://www.utcourts.gov).)

- ☐ Cover Sheet
- ☐ Summons
- ☐ Non-public Information – Parent Information and Location
- ☐ Non-public Information – Minors
- ☐ Non-public Information – Safeguarded Address (if applicable)
- ☐ Affidavit about Child Support Services
- ☐ Request to Join to Child Support Division of the Office of the Attorney General (if applicable; also serve on the Attorney General)
- ☐ Child Support Obligation Worksheet
- ☐ Parenting plan (Required if joint custody is requested.)

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 \_\_\_\_\_

**Stipulation** (optional)

I am the ☐ petitioner ☐ respondent and the party responding to this Petition to Modify Child Custody, Parent-time and Child Support.

1. I have received and read the petition and its supporting documents.
2. I understand what the petition requests.
3. I understand I have the right to contest the petition by filing an answer, and have the court decide the issues.
4. I waive service of the Summons.
5. I agree this court has the authority to decide this matter and I enter my appearance for that purpose.
6. I agree to the requests in the petition.

7. I agree the court may enter an order of modification consistent with the petition at any time and without further notice.

**Petitioner or 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).

_____	Signature ►	_____
Date	Printed Name	_____

**Attorney or Licensed Paralegal Practitioner of record** (if applicable)

_____	Signature ►	_____
Date	Printed Name	_____

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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 \_\_\_\_\_

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Request to Join to Child Support  
Division of the Office of the Attorney  
General**

(Utah Code 78B-12-113(2)(b)(i))

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

To the Child Support Division of the Office of the Attorney General,

1. Enclosed is \_\_\_\_\_  
(document name) and Stipulation, if any.
2. I ask you to join this action.

## Petitioner or 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).

_____	Signature ►	_____
Date	Printed Name	_____

## Attorney or Licensed Paralegal Practitioner of record (if applicable)

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Request to Join Child Support Division of the Office of the Attorney General 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

In the District Court of Utah

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

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

<p>_____ Petitioner</p> <p>v.</p> <p>_____ Respondent</p>	<p><b>Findings of Fact and Conclusions of Law on Petition to Modify Child Custody, Parent-time and Child Support</b> (Utah Rule of Civil Procedure 106)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	--

The matter before the court is a Petition to Modify Child Custody, Parent-time and Child Support. 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 ☐ was not present  
☐ was represented by \_\_\_\_\_  
☐ was not represented.

**Respondent**

☐ was ☐ was not present  
☐ was represented by \_\_\_\_\_  
☐ was not represented.

**The court finds:**

1. The order controlling child custody, parent-time and child support is:

Title of order:			
Name of Court:		State	
Address of Clerk of Court:		Phone Number of Clerk of Court:	
Case Number:		Case Name	
Date Signed:		Signed by Judge:	

2. There are \_\_\_\_\_ (number) minor children included in the controlling order.

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

3. Utah ☐ does ☐ does not have jurisdiction in this case.
4. A material and substantial change in circumstances ☐ has ☐ has not occurred since the controlling order was entered. The court considered the following factors:

---

---

---

---

### Child custody findings

5. Changing custody and parent-time ☐ is ☐ is not in the best interest of the children. The court considered the following factors:

---

---

---

---

6. The parties ☐ have ☐ have not complied with the pre-filing dispute resolution requirements. (Utah Code 30-3-10.4(1)(c))

### Child support findings

7. ☐ The order has not been modified within the last three years, and
- there is a difference of 10% or more between the support amount as ordered and the support amount as required under the guidelines; and
  - the difference is not temporary.

- ☐ There are one or more material changes that affect the child support calculation. There is a difference of 15% or more from the current support order. The difference is not temporary. There is a change (Choose all that apply.):

☐ in custody.

☐ in the relative wealth or assets of the parties.

☐ of 30% or more in the income of a parent.

☐ in the employment potential and ability of a parent to earn.

☐ in the medical needs of the child.

☐ in the legal responsibilities of a parent for the support of others.

(Utah Code 78B-12-210(9))

☐ \_\_\_\_\_ (child's name) is emancipated.

☐ there has been a change:

(At least one must apply, but choose all that do apply.)

☐ in the availability, coverage, or reasonableness of cost of health care insurance of the ☐ payor ☐ payee;

☐ in work-related or education-related child care expenses of the ☐ payor ☐ payee.

a. Petitioner's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

☐ Petitioner's income is imputed based on:

☐ minimum wage.

☐ historical earnings.

☐ Petitioner does receive or has received public assistance.

b. Respondent's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

☐ Respondent's income is imputed based on:

☐ minimum wage.

☐ historical earnings.

☐ Respondent does receive or has received public assistance.

**The court concludes:**

8. The court ☐ does ☐ does not have jurisdiction.

9. There ☐ are ☐ are not grounds to modify the controlling order.

10. ☐ Other:

---

---

---

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

\_\_\_\_\_  
Signature ► \_\_\_\_\_

Date

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 am serving a copy of this Findings of Fact and Conclusions of Law on Petition to Modify Custody, Parent-time and Child Support 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

In the District Court of Utah

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

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

<p>_____ Petitioner</p> <p>v.</p> <p>_____ Respondent</p>	<p><b>Order on Petition to Modify Child Custody, Parent-time and Child Support</b> (Utah Rule of Civil Procedure 106)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
---	--

The matter before the court is a Petition to Modify Child Custody, Parent-time and Child Support. 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 ☐ was not present

☐ was represented by \_\_\_\_\_

☐ was not represented.

Respondent

☐ was ☐ was not present

☐ was represented by \_\_\_\_\_

☐ was not represented.

**The court orders:**

1. The petition is:

☐ denied.

☐ granted. The controlling order dated \_\_\_\_\_ (date) is modified as follows.

2. ☐ **Child custody**

☐ Custody arrangement:

Child's name	Month and year of birth	Physical custody to	Legal custody to
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint physical	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Joint legal

☐ Other custody arrangement (Describe in detail.):



---

---

---

---

---

3. ☐ **Parent-time** (Choose one.):

☐ Statutory parent-time schedule:

☐ Children 5-18 (Utah Code 30-3-35)

☐ Children under 5 (Utah Code 30-3-35.5)

☐ Children 5-18 (expanded schedule) (Utah Code 30-3-35.1)

☐ Parent-time described in the filed or attached Parenting Plan.

☐ Other parent-time schedule: (Describe in detail.)

---

---

---

---

---

4. ☐ **Parent-time transfers** (Choose one.):

☐ Transfer of the children for parent-time described in the filed or attached Parenting Plan.

☐ Transfer at **beginning** of parent-time with

☐ petitioner

☐ respondent

☐ other adult (Name) \_\_\_\_\_

transferring the children at this address:

\_\_\_\_\_ and transfer at **end** of parent-time with

☐ petitioner

☐ respondent

☐ other adult (Name) \_\_\_\_\_

transferring the children at this address:

☐ Curbside transfers (The parent/person picking up or dropping off the children does not leave the vehicle and the other parent/person does not leave the residence).

☐ Other transfer arrangements (Describe in detail.):

---

---

---

5. ☐ **Communication between parties** (Choose all that apply.):

☐ In person

☐ Phone

Petitioner's # \_\_\_\_\_ Respondent's # \_\_\_\_\_

☐ Text

Petitioner's # \_\_\_\_\_ Respondent's # \_\_\_\_\_

☐ Email

Petitioner's email address \_\_\_\_\_

Respondent's email address \_\_\_\_\_

☐ Through a third party

Name \_\_\_\_\_ Phone # \_\_\_\_\_

☐ Other method of communication: (Describe in detail.)

---

☐ Communications between the parties must be civil and respectful and limited to parent-time issues only.

☐ The parties must not make negative or harmful remarks about each other in the presence of the minor children, must not allow other people to do so and must remove the minor children if anyone makes negative remarks about the other party.

☐ The parties must not discuss this case in the presence of the minor children, must not allow other people to do so and must remove the minor children if anyone discusses the case in the presence of the minor children.

- ☐ The parties must not harm or threaten to harm the other parent or the minor children and must not allow other people to do so and must remove the minor children if anyone harms or threatens harm to the other parent or minor children.

6. ☐ **Child support**

- a. Petitioner's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

☐ Petitioner's income is imputed based on:

☐ minimum wage.

☐ historical earnings.

☐ Petitioner does receive or has received public assistance.

- b. Respondent's total countable gross monthly income for child support purposes is \$\_\_\_\_\_ (Utah Code 78B-12-203).

☐ Respondent's income is imputed based on:

☐ minimum wage.

☐ historical earnings.

☐ Respondent does receive or has received public assistance.

- c. ☐ Petitioner ☐ Respondent must pay \$\_\_\_\_\_ per month for child support. The following child support worksheet is attached (Choose one.):

☐ sole physical custody worksheet

☐ joint physical custody worksheet

☐ split custody worksheet

(Choose one.)

☐ This amount is based on the Uniform Child Support Guidelines (Utah Code 78B-12-2).

☐ This amount deviates from the Uniform Child Support Guidelines. The court finds that a deviated child support amount is in the best interests of the minor children based on:

☐ the standard of living and situation of the parties.

☐ the relative wealth and income of the parties.

- ☐ the obligor's (person who pays support) ability to earn.
- ☐ the ability of the obligee (person who receives support) to earn.
- ☐ the ability of an incapacitated adult child to earn, or other benefits received by the adult child or on the adult child's behalf including Supplemental Security Income.
- ☐ the needs of the obligee, the obligor, and the child.
- ☐ the ages of the parties.
- ☐ the responsibilities of the obligor and the obligee for the support of others.
- ☐ other. (Describe.): \_\_\_\_\_

The reason for the deviated child support amount is:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_.

d. Effective date (Choose one.):

- ☐ The child support will be effective upon entry of this order.

**OR**

- ☐ The child support will be effective as of this date: \_\_\_\_\_.

e. Child support must be paid as follows (Choose one.):

- ☐ Mandatory income withholding by the Office of Recovery Services.  
Unless the Office of Recovery Services gives notice that payments should be sent elsewhere, all child support payments must be made to: Office of Recovery Services, PO Box 45011, Salt Lake City, UT 84145

**OR**

- ☐ Direct payments to the parent receiving child support by:

- ☐ Check

- ☐ Deposit in bank account

- ☐ Cashier's check or money order

- ☐ Other: \_\_\_\_\_

f. Child support payments must be made (Choose one.):

☐ One-half on or before the 5th day of each month, and one-half on or before the 20th day of each month.

**OR**

☐ Other payment arrangement:

---

g. Child support not paid on or before the due date is past due on the day after the due date.

h. Past-due child support will be determined by further judicial or administrative process. Any federal or state tax refund or rebate due to the non-custodial parent will be intercepted by the state of Utah and applied to child support arrearages.

7. ☐ **Child care expenses**

- Both parties share equally all reasonable child care expenses related to the custodial parent's work or occupational training.
- The parent who pays child care expenses must **immediately** provide to the other parent written verification of the cost of the child care expenses and the identity of the child care provider when hired, within 30 calendar days after a change in the provider or the expense, and anytime upon the request of the other parent.
- If the parent who pays child care expenses does not provide written verification of child care, that parent may be denied the right to recover or receive credit for the other parent's one-half share of the child care expense.
- The other parent must begin paying one-half the child care amount on a monthly basis **immediately** after receiving proof from the parent that pays the child care expense.

☐ Other order for child care payment:

---

---

---

8. ☐ **Health insurance, medical and dental expenses**

The minor children currently have health insurance coverage through:

- ☐ [ ] Petitioner's insurance
- ☐ [ ] Respondent's insurance
- ☐ [ ] Medicaid
- ☐ [ ] CHIP
- ☐ [ ] Other: \_\_\_\_\_
- ☐ [ ] Not covered by insurance

☐ [ ] ☐ [ ] Petitioner ☐ [ ] Respondent must maintain health insurance for the minor children if it is available to that parent at a reasonable cost. Both parties must share equally:

- a. the cost of the premium paid by a parent for the children's portion of the insurance. The children's portion of the premium will be calculated by dividing the premium amount by the number of people covered by the policy and multiplying the result by the number of minor children of the parties; and
- b. all reasonable and necessary uninsured medical and dental expenses incurred for the children and paid by a parent, including deductibles and co-payments.

The parent ordered to maintain insurance must provide written verification of coverage to the other parent or the Office of Recovery Services when the children are first enrolled, on or before January 2nd of each calendar year and upon any change of insurance carrier, premium, or benefits within 30 calendar days after the date that parent knew or should have known of the change.

If the parent ordered to maintain insurance fails to provide written verification of coverage to the other parent or to the Office of Recovery Services, or if the parent incurring medical expenses fails to provide written verification of the cost and payment of the expenses to the other parent **within 30 days of payment**, that parent may be denied the right to receive credit for the expenses or to recover the other parent's share of the expenses.

The parent receiving written verification must reimburse the parent who incurred the medical or dental expenses one-half of the amount **within 30 days after receiving the written verification**.

☐ [ ] Other order for health insurance, medical and dental expenses:

---

---

---

9. ☐ **Claiming children as dependents/exemptions for tax purposes** (Utah Code 78B-12-217)

(Choose one.)

☐ \_\_\_\_\_ (name)  
will claim the children as dependents/exemptions for tax purposes.

☐ \_\_\_\_\_ (name)  
will claim the children as dependents/exemptions for tax purposes in  
**even years**, and  
\_\_\_\_\_ (name) will  
claim the children as dependents/exemptions for tax purposes in **odd**  
**years**.

☐ claiming children as dependents/exemptions for tax purposes will be  
divided as follows:

Child's name	Month and year of birth	Parent who will claim child as dependent / exemption
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent
		<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent

☐ Other:

---

---

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

10. ☐ **Attorney fees and costs**

☐ Petitioner ☐ Respondent must pay \$\_\_\_\_\_ in attorney fees  
and \$\_\_\_\_\_ in costs.

11. ☐ **Other orders**

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

12. **Remainder of order unchanged**

The remainder of the controlling order is unchanged.

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

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

Approved as to form.

_____	Signature ►	_____
Date	Petitioner, Attorney or Licensed Paralegal Practitioner	_____
_____	Signature ►	_____
Date	Respondent, Attorney or Licensed Paralegal Practitioner	_____



### Certificate of Service

I certify that I filed with the court and am serving a copy of this Order on Petition to Modify Custody, Parent-time and Child Support 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

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

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 \_\_\_\_\_

	<b>Notice of Modification</b>
Petitioner	Case Number _____
v.	Judge _____
Respondent	Commissioner _____

Use this form only if:

- the original order was issued in another state,
- the order was registered or modified in another state,
- or both.

Send a copy of this form with a certified copy of the Order on Petition to Modify to each of those courts.

To:

Court that entered the original order

(Fill out the box below with information about the original order.)

Case number:		Case name	
Title of order:			
Name of court:		State	
Address of court:			

Any court in which the original order was registered or modified

(Fill out the box below with information about the original order.)

Case number:		Case name	
Title of order:			
Name of court:		State	
Address of court:			

Case number:		Case name	
Title of order:			
Name of court:		State	
Address of court:			

Case number:		Case name	
Title of order:			
Name of court:		State	
Address of court:			

**Notice:** I have attached a certified copy of an order of the Utah District Court which modifies an order entered by or registered in your court.

_____	Signature ►	_____
Date	Printed Name	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Notice of Modification 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.)		
	<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 ☐ Petitioner ☐ Respondent ☐ Person Acting as Parent  
☐ Petitioner's Attorney ☐ Respondent's Attorney ☐ Person Acting as Parent's Attorney  
(Utah Bar #: \_\_\_\_\_)  
☐ Petitioner's Licensed Paralegal Practitioner ☐ Respondent's Licensed Paralegal Practitioner  
☐ Person Acting as Parent's Licensed Paralegal Practitioner (Utah Bar #: \_\_\_\_\_)

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Notice of Registration of Foreign**

☐ **Child Custody or Parent-Time  
Order (UCCJEA)**  
Utah Code 78B-13-305

☐ **Support or Income Withholding  
Order (UIFSA)**  
Utah Code 78B-14-605

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

To: The people named in the Request to Register Foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order:

---

---

---

Notice:

1. The attached order(s) have been registered as a judgment of this court on \_\_\_\_\_ (date).
2. The registered order(s) are enforceable in the same manner as an order issued by this court.
3. You have the right to request a hearing to contest the validity of the order. At that hearing you would have to prove:
  - You were entitled to notice of the proceedings before the issuing court, but proper notice was not given (Utah Code 78B-13-108); or
  - The issuing court did not have jurisdiction or personal jurisdiction over you; or
  - The order has been vacated, stayed, or modified by a court having jurisdiction to do so.

If the order is for child support or income withholding, you could also claim:

- The order was obtained by fraud; or
  - You have already paid the claimed arrears; or
  - The statute of limitation prevents collecting some or all of the past-due support (Utah Code 78B-14-604); or
  - The order the registering party claims to be controlling is not the controlling order; or
  - You have some other defense.
4. If you want a hearing to contest the validity of the order, you must file a Request for Hearing with the court at the above address within 20 days of being served with this notice.
  5. If you do not contest the validity of the registered order, the order will be confirmed. You will not be able to contest anything about the order.
  6. [ ] The registering party claims you owe past-due support (arrears) or consolidated arrears under multiple orders in the amount of \$\_\_\_\_\_. (If none, enter zero.)

7. ☐ The registering party asserts two or more orders are in effect. The orders are attached. You have a right to a hearing to determine which one is the controlling order. The hearing must be requested within 20 days. If you do not request a hearing:
- the orders listed below that are marked as controlling will be confirmed, or
  - the court will determine which orders are controlling and will confirm them.

The confirmed orders would then be enforceable against you.

Title of Order	Date Entered	Entered by (name of court or agency)	Controlling?
			<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/> ^\_(ツ)_/^-
			<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> I don't know
			<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> I don't know
			<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> I don't know

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 Notice of Registration of Foreign Child Custody or Parent-Time Order, or Support or Income Withholding 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 (omit if safeguarded)

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

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

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

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

I am ☐ Petitioner ☐ Respondent ☐ Person Acting as Parent  
☐ Petitioner's Attorney ☐ Respondent's Attorney ☐ Person Acting as Parent's Attorney  
(Utah Bar #: \_\_\_\_\_)  
☐ Petitioner's Licensed Paralegal Practitioner  
☐ Respondent's Licensed Paralegal Practitioner  
☐ Person Acting as Parent's Licensed Paralegal Practitioner (Utah Bar #: \_\_\_\_\_)

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner (named in original foreign order)

v.

\_\_\_\_\_  
Respondent (named in original foreign order)

**Request for Hearing – Request to  
Register Foreign Child Custody or  
Parent-Time Order, or Support or  
Income Withholding Order**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

I request a hearing because I object to the Request to Register Foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order.

Date \_\_\_\_\_ Signature ► \_\_\_\_\_

Printed name \_\_\_\_\_

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Request for Hearing – Request to Register Foreign Child Custody or Parent-Time Order, or Support or Income Withholding 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 (omit if safeguarded)

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

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

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

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner (named in original foreign order)

v.

\_\_\_\_\_  
Respondent (named in original foreign order)

**Order on Confirmation of Foreign  
Child Custody or Parent-Time Order,  
or Support or Income Withholding  
Order**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

The matter before the court is a Request to Confirm a Foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order. 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.

Person Acting as Parent \_\_\_\_\_ (name).

☐ was present    ☐ was not present.

☐ was represented by \_\_\_\_\_ (name).

☐ 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. A Request to Register Foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order was filed on \_\_\_\_\_ (date).
2. The clerk mailed notice of the registration to the people named in the Request on \_\_\_\_\_ (date).
3. This court ☐ did ☐ did not receive a Request for Hearing to contest the validity of the registered order within 20 days.
4. The controlling order was signed on \_\_\_\_\_ (date) by \_\_\_\_\_ (court or agency) of \_\_\_\_\_ (State).
5. ☐ The controlling support or income withholding order is:

Name of order:			
Name of Court:		State	

Address of Clerk of Court:		Phone Number of Clerk of Court:	
Case Number:		Case Name	
Date Signed:		Signed by Judge:	
Payor:	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Monthly Amount	\$

6. ☐ The amount of past-due support (arrears) or consolidated arrears under multiple orders is \$\_\_\_\_\_.
7. ☐ The party objecting to registration has proven:
- ☐ Notice was not given as required by Utah Code 78B-13-108.
  - ☐ The issuing court or agency did not have jurisdiction.
  - ☐ The issuing court or agency did not have personal jurisdiction over the contesting party.
  - ☐ The order has been vacated, stayed, or modified by a court having jurisdiction.
  - ☐ The registered order was obtained by fraud.
  - ☐ Payment of \$\_\_\_\_\_ has been made against the claimed arrears.
  - ☐ The statute of limitation prevents collection of this amount of past-due support: \$\_\_\_\_\_ (Utah Code 78B-14-604).
  - ☐ The alleged controlling order is not the controlling order.
  - ☐ There is this other defense under Utah law. (Explain)

---



---



---

**The court concludes:**

8. The registration ☐ should ☐ should not be confirmed.

**The court orders:**

9. The foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order ☐ is ☐ is not confirmed as a judgment of this court.

10. Enforcement of the order is stayed until: \_\_\_\_\_ (date).

11. ☐ The court further orders:

---

---

---

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

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

Approved as to form.

_____	Signature ►	_____
Date	Petitioner, Attorney or Licensed Paralegal Practitioner	_____
_____	Signature ►	_____
Date	Respondent, Attorney or Licensed Paralegal Practitioner	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Order on Confirmation of Foreign Child Custody or Parent-Time Order, or Support or Income Withholding 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.)		

Signature ►

Date

Printed Name



\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner (named in original foreign order)

V.

\_\_\_\_\_  
Respondent (named in original foreign order)

**Notice of Confirmation of Foreign  
Child Custody or Parent-Time Order,  
or Support or Income Withholding  
Order**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

To: The people named in the Request to Register Foreign Child Custody or Parent-Time Order, or Support or Income Withholding Order

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

Notice:

1. [ ] There was no timely request for a hearing to contest the validity of the registered order. The attached order is confirmed as a judgment of this court as a matter of law.

[ ] There was a hearing to determine the validity of the registered order. The attached order is confirmed as a judgment of this court.

2. The time has passed for you to challenge confirmation of this order. (Utah Code 78B-13-305(6) and 78B-14-608).

Date \_\_\_\_\_

Signature ► \_\_\_\_\_

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

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Notice of Confirmation of Foreign 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 \_\_\_\_\_