

Agenda Committee on Court Forms

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

June 8, 2020 / 12:00 to 2:00 p.m.
Virtual Meeting

1. Welcome and approval of May meeting minutes	Randy Dryer
2. OCAP update	Clayson Quigley
<p>3. Cohabitant abuse (HB 403, effective July 1)</p> <ul style="list-style-type: none"> • Request for protective order • Temporary protective order • Order extending temporary protective order • Protective order • Modified temporary protective order • Modified protective order <p>Proposed changes highlighted in yellow. These are legislative changes made in response to HB 403 (https://le.utah.gov/~2020/bills/static/HB0403.html). Please do not review the entire form – just the proposed changes.</p> <p>Later we will review the wholesale changes to this group of forms, but we must have the legislative changes ready by July 1.</p>	Nathanael Player
<p>4. Criminal protective orders</p> <ul style="list-style-type: none"> • Pretrial criminal protective order • Sentencing criminal protective order • Continuous protective order <p>These forms are required by HB 403.</p>	Brent Johnson
<p>5. Permanent criminal stalking injunction</p> <p>This form is required by HB 403.</p>	Brent Johnson
<p>6. Subpoenas</p> <p>The committee discussed these forms at the December 2019 meeting and voted to ask the Judicial Council about the policy question. The Policy & Planning Committee decided that all supporting documents should continue to be served with the subpoena. The forms are now ready for the committee's consideration.</p> <ul style="list-style-type: none"> • 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 	Nathanael Player

out of state	
<p>7. Juvenile court declaration of financial status</p> <p>The Board of Juvenile Judges approved a condensed two-page version of this form.</p> <p>The Forms Committee previously decided to have this form translated in a bilingual format. Because of the tight formatting, this form cannot have a side-by-side translation. A parallel translation (English followed by Spanish) will make this form 5-6 pages long.</p> <p>A proposal has been made to have two separate forms: one in English, the other in Spanish. Another proposal has been made to have an English form, and a second English and Spanish form, in the parallel translation format, for Spanish speakers.</p>	Kara Mann Judge Lindsley
<p>8. Petition to modify divorce decree</p> <ul style="list-style-type: none"> • Petition and stipulation to modify divorce decree • Findings of fact and conclusions of law on petition to modify divorce decree • Order on petition to modify divorce decree 	Nathanael Player
9. Adjourn	Randy Dryer

Meeting Dates

July 13
August 10

September 14
October 5 or 19

November 9
December 14

MINUTES
Utah Judicial Council
Committee on Court Forms
 Administrative Office of the Courts

WebEx Video Conferencing
 May 11, 2020
 12 - 2 pm

MEMBERS: PRESENT EXCUSED

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

Guest:
None

Staff:
Brent Johnson
Minhvan Brimhall

I. WELCOME AND APPROVAL OF MINUTES:

Mr. Dryer welcomed the committee members to the meeting. The Committee considered the minutes from the April 11 meeting. No revision was made to the minutes. Judge Taylor moved to approve the full minutes. Ms. Alleman seconded the motion. The motion unanimously passed.

II. UPDATE ON THE REAPPOINTMENT TO NEW TERMS OF COMMITTEE MEMBERS:

The committee previously discussed staggering the terms of committee members. The Judicial Council has approved of reappointment of those terms for committee members. Judge James Taylor and Mary Westby will continue to serve for two more years, Randy Dryer and Guy Galli to serve three more years, and Judge Elizabeth Lindsley and Stewart Ralphs to serve four more years.

III. COVID UPDATE:

OCAP recently rolled out new parentage interview utilizing forms from the committee. They have also modified divorce interviews due to the success with the parentage interviews. The forms have not changed, only the layout of the interviews. The OCAP has turned their attention to items from this year's changes from the legislative session, mainly protective orders, and items ready to be released tomorrow, pending decisions made from today's meeting.

Kim Allard's contract terminated April 30 and she is no longer part of the OCAP team. Waine Riches has terminated his contract and will be leaving the end of June. The OCAP team is currently looking for a new developer. OCAP changes may be delayed while the team works through the process of hiring a new developer.

Mr. Quigley notes that there is no longer an OCAP policy board but there is a working group that includes representation from the law library. The group is currently discussing the need to revamp their own version of the policy board internally. The board was created before the Forms Committee, however, the committee drives the work of OCAP. Mr. Quigley will be providing the Forms Committee regular updates from the OCAP group and using the forms to model their process. OCAP is not looking to reconstitute the policy board.

IV. ORDER TO SHOW CAUSE (HB 196, EFFECTIVE MAY 12) :

- Motion and declaration for order to show cause:
- Order to show cause :
- Order to show cause – 5th district:
- Order on order to show cause:
- Request for contempt hearing:

The proposed order to show cause forms have been modified to reflect legislative changes to related to HB 196. The current form has not been approved for use by the Judicial Council. Once

the forms are approved by the Judicial Council they can be used by LPPs. HB196 allows a person to receive assistance from an attorney. The assistance comes with a 40% collection charge for attorney fees on child support or alimony debt.

The committee discussed changes made to title of other order to show cause forms and whether those forms should be changed to match the current form. The committee determined that was not needed at this time. The committee recommended adding “fee” in between contingency and arrangement in paragraph 13. The committee discussed additional minor language and structural modification to all forms within this suite for consistency within the forms.

With no further discussions, Mr. Ralphs moved to adopt all forms within this suite as discussed and modified. Mr. Player seconded the motion. The committee unanimously voted to approve the motion.

V. EVICTION (HB 462, EFFECTIVE MAY 12):

- 3 day notice to pay or vacate:
HB 462 changed three **calendar** days to three **business** days. The committee unanimously voted to approve the motion.
- Order of restitution :
HB 462 authorizes landlords to request more money from tenants within 6 months of the date restitution has been ordered. The form is updated to reflect that language, and changes calendar days to business days.

With no further discussions, Mr. Player moved to adopt all forms within this suite as discussed and modified. Commissioner Minas seconded the motion. The committee unanimously voted to approve the motion.

VI. SUPPLEMENTAL PROCEEDINGS (HB 319, EFFECTIVE MAY 1):

- Motion for finding of contempt/bench warrant:
- Bench warrant :

When a person owes money and did not participate in supplemental proceedings bail money would go towards paying down the debt. HB 319 removes that option.

The committee reviewed and recommended updating the form to reflect the current language of the bill. With no further discussions, Mr. Player moved to adopt all forms within this suite as discussed and modified. Kara Mann seconded the motion. The committee unanimously voted to approve the motion.

VII. CIVIL STALKING INJUNCTION (HB 403, EFFECTIVE JULY 1):

- Request for civil stalking injunction:

- Ex parte civil stalking injunction :
- Civil stalking injunction:

Mr. Player noted that the Family Law Forms subcommittee is in the process of revamping all the civil stalking injunction forms. What is before the committee now are “band aid” changes to comply with changes made by HB 403. The changes to these forms are effective on July 1.

With no further discussions, Mr. Player moved to adopt all forms within this suite as discussed and modified. Mr. Ralphs seconded the motion. The committee unanimously voted to approve the motion.

VIII. CHILD PROTECTIVE ORDER (HB 403, EFFECTIVE JULY 1):

- Verified petition for child protective order
- Ex parte child protective order
- Child protective order

The proposed forms reflect minor changes to the child protective order forms due to changes in HB 403. The committee discussed and made additional minor language changes to the forms.

With no further discussions, Judge Lindsley moved to adopt all forms within this suite as discussed and modified. Mr. Ralphs seconded the motion. The committee unanimously voted to approve the motion.

IX. DATING VIOLENCE PROTECTIVE ORDER (HB 403, EFFECTIVE JULY 1):

- Request for dating violence protective order
- Temporary dating violence protective order
- Dating violence protective order

Mr. Player noted that HB 403 did not require too many substantive changes to the dating violence protective order forms..

With no further discussions, Mr. Player moved to adopt all forms within this suite as discussed and modified. Mr. Ralphs seconded the motion. The committee unanimously voted to approve the motion.

X. SEXUAL VIOLENCE PROTECTIVE ORDER (HB 403, EFFECTIVE JULY 1):

- Sexual violence protective order

- Request to extend sexual violence protective order
- Order extending sexual violence protective order

The proposed forms reflect “band aid” modifications to the sexual violence protective order forms.

With no further discussions, Mr. Ralphs moved to adopt all forms within this suite as discussed and modified. Mr. Player seconded the motion. The committee unanimously voted to approve the motion.

XI. COHABITANT ABUSE PROTECTIVE ORDER (HB 403, EFFECTIVE JULY 1):

- Petition for protective order:
- Temporary protective order:
- Protective order:
- Request for hearing on protective order:
- Order denying temporary protective order
- Order extending temporary protective order
- Order dismissing request for protective order
- Order to wireless provider
- Service assistance form

No action was taken as the committee ran out of time. This item will be carried over to a future meeting.

XII. ADJOURN:

With no further items for discussion, the meeting adjourned without a motion. The meeting adjourned at 2:05 pm. The next meeting will be June 8, 2020, from noon to 2 pm via WebEx video conferencing.

Forms Status Summary

List of forms approved for LPP use: 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
Certification of readiness for trial – probate case	February 10, 2020	Forms Committee
Child support worksheets <ul style="list-style-type: none"> • Joint Physical Custody Worksheet and Instructions • Sole Custody Worksheet and Instructions • Split Custody Worksheet and Instructions • Children in the Father's Home Worksheet and Instructions • Children in the Mother's Home Worksheet and Instructions 	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
Declaration of financial status	September 9, 2019	Forms Committee
Declaration of inmate filing	November 13, 2017	Forms Committee
Declaration of jurisdiction and grounds for divorce	July 18, 2019	Judicial Council
Declaration of other parent's earnings	January 27, 2020	Judicial Council
Default judgment <ul style="list-style-type: none"> • Default certificate • Motion for default judgment 	November 25, 2019 January 27, 2020	Judicial Council

Form Name	Approved Date	Approved By
<ul style="list-style-type: none"> • Military service declaration • Military service order • Notice of Judgment 	(notice of judgment)	
Domestic relations injunction	April 22, 2019	Judicial Council
Eviction forms used in OCAP <ul style="list-style-type: none"> • Three day notice to pay or to vacate • Three day notice to comply with lease or vacate • Three day notice to vacate for criminal nuisance • Three day notice to vacate for nuisance • Three day notice to vacate for assigning or subletting contrary to rental contract • Three day notice to vacate for committing waste on premises • Three day notice to vacate for engaging in unlawful business on or in the premises • Three day notice to vacate for lease violation which cannot be brought into compliance • Three day notice to vacate for committing criminal act on the premises • Fifteen day notice to vacate • Five day notice to a tenant at will • Complaint for Unlawful Detainer (Eviction) • Order of Restitution • Affidavit of Damages • Judgment for Plaintiff for Unlawful Detainer • Judgment for Defendant for Unlawful Detainer • Request for Hearing on Enforcement of Order of Restitution • Tenant Answer and Counterclaim • Motion to Set Amount of Counter Bond • Notice of Possession Bond • Order setting amount of possession bond • Request for Possession Bond hearing • Tenant Counter Bond Property • Order Setting Amount of Counterbond • Motion to Release Possession Bond • Order to Release Possession Bond 	December 18, 2017	Judicial Council
Eviction forms used in OCAP (additional) <ul style="list-style-type: none"> • Request for occupancy hearing • Notice of occupancy hearing • Ex parte motion for order of restitution 	January 28, 2019	Judicial Council
Exhibit summary	May 21, 2018	Judicial Council

Form Name	Approved Date	Approved By
Fee waiver – district and justice court <ul style="list-style-type: none"> • Motion to waive fees and statement supporting motion • Order on motion to waive fees • Order on motion to waive fees (inmates) • Memorandum 	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 adjust child support <ul style="list-style-type: none"> • Motion or stipulated motion to modify child support • Order on motion to modify child support 	January 27, 2020	Judicial Council
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	February 25, 2019	Judicial Council

Form Name	Approved Date	Approved By
(bifurcate divorce)		
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
Objection to minor guardianship or conservatorship	February 10, 2020	Forms Committee
OCAP clauses – divorce and custody cases	May 20, 2019	Judicial Council
OCAP clauses – temporary separation	February 24, 2020	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
Order to show cause – domestic cases <ul style="list-style-type: none"> • Motion for order to show cause 	May 18, 2020	Judicial Council

Form Name	Approved Date	Approved By
<ul style="list-style-type: none"> • Order to show cause • Order to show cause – 5th district • Order on order to show cause • Request for contempt hearing 		
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
Petition to modify child support <ul style="list-style-type: none"> • Petition and stipulation to modify child support • Findings of fact and conclusions of law on petition to modify child support • Order on petition to modify child support 	January 27, 2020	Judicial Council
Petition to modify child support, child custody, and parent-time <ul style="list-style-type: none"> • Petition and stipulation to modify child support, child custody, and parent-time • Findings of fact and conclusions of law on petition to modify child support, child custody, and parent-time • Order on petition to modify child support, child custody, and parent-time • Notice of modification 	December 16, 2019 January 27, 2020 (notice of modification)	Judicial Council
Petition to modify parent-time <ul style="list-style-type: none"> • Petition and stipulation to modify parent-time • Findings of fact and conclusions of law on petition to modify parent-time • Order on petition to modify parent-time 	April 27, 2020	Judicial Council
Proof of service	February 26, 2018	Judicial Council
Reply memorandum supporting motion	April 16, 2018	Judicial Council
Registering foreign order <ul style="list-style-type: none"> • Request to register foreign child custody, parent-time, support or income withholding 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 	September 10, 2019 (request) January 27, 2020 (all other forms)	Judicial Council
Request to join the Office of Recovery Services	April 27, 2020	Judicial Council
Request to submit – probate case	February 10, 2020	Forms Committee
Request to submit (motion)	April 16, 2018	Judicial Council

Form Name	Approved Date	Approved By
Request to submit (motion) – juvenile court	August 13, 2018	Forms Committee
Satisfaction of Judgment <ul style="list-style-type: none"> • Acknowledgement of satisfaction of judgment • Debtor's motion to declare the judgment satisfied • Findings of fact, conclusions of law and order on debtor's motion to declare judgment satisfied • Certificate of satisfaction of judgment 	May 21, 2018	Judicial Council
Sexual violence protective order <ul style="list-style-type: none"> • Request • Temporary order • Order 	May 13, 2019	Forms Committee
Sexual violence protective order <ul style="list-style-type: none"> • Request to extend sexual violence protective order • Order granting request to extend sexual violence protective order • Order denying request to extend sexual violence protective order 	December 9, 2019	Forms Committee
Small Claims <ul style="list-style-type: none"> • Small claims complaint • Small claims summons and notice of trial • Small claims counter complaint and notice to plaintiff • Small claims judgment • Small claims notice of appeal 	April 27, 2020	Judicial Council
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
Ten day summons	April 27, 2020	Judicial Council
Trial issues Trial issues – domestic cases	July 18, 2019	Judicial Council
Writ of assistance to remove children	April 22, 2019	Judicial Council

Form Name	Approved Date	Approved By
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

- 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
- Settlement agreement – debt collection (representatives from LPP and ODR committees invited to meeting)
- Settlement agreement – eviction

Pending Stylistics Subcommittee Consideration

- Cohabitant protective orders
- Civil stalking injunctions
- Cover sheets – district, probate, and juvenile court
- Minor name change
- Motion to waive fees – appellate and juvenile
- Petition to register administrative support order
- Divorce answer (including affirmative defenses)
- Petition for order of adjudication of paternity (not custody or support)
- Adult name change
- Voluntary relinquishment of parental rights

Pending Family Law Subcommittee Consideration

- Judicial recognition of relationship as marriage packet
- Child protective orders
- Dating violence protective orders
- Sexual violence protective orders

- Temporary delegation of parental authority
- Petition for order establishing fact of birth
- Annulment

Queue

- 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.

Request for Protective Order

(Utah Code 78B-7-601 et seq.)

Case Number: _____ District: _____

County: _____ State: Utah

Judge: _____

Commissioner: _____

1 Petitioner (person asking for protection):

First Middle Last

Address and phone # (to keep private, leave blank):

Street

City --- State --- Zip

Phone #'s: _____

What is your date of birth?: _____

Name and phone number of Petitioner's attorney (if any): _____

If you are under 16 years old, have you ever been married or emancipated by a court? ☐ Yes ☐ No

2 Respondent (person you need to be protected from):

First Middle Last

Other Names Used _____

Relationship to Petitioner: _____

Address (street): _____

City --- State --- Zip

Respondent's Employer (Name and address): _____

This is a private record.

Other people protected by this order

(relatives or people who live with you):

Name	Age	Relationship to Petitioner
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_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Describe Respondent

* Required. If you do not know, write unknown.

Sex*	Race*	Date of Birth*	Ht.	Wt.
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_____	_____	_____	_____	_____
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Eyes	Hair	Full Social Security # (if known)
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_____	_____	_____
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Distinguishing features (like tattoos, scars, limp, etc.)

Driver's license issued by (State): _____ Expires: _____

Other places to find Respondent (work, relatives, friend, hangouts, etc. – include city/state/zip on each address, if possible)	Location Type (work, relatives, friend, hangouts, etc)	Best times to find at this address	Phone number
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Describe Respondent's vehicle(s):

Make	Model	Color	License Plates
_____	_____	_____	_____
_____	_____	_____	_____

Has the Respondent used weapons or been violent in the past? ☐ Yes ☐ No If yes, describe here: _____

Is the Respondent on probation or parole? ☐ Yes ☐ No If yes, list the name of the probation/parole agency, the officer, and the telephone number here: _____

3 What is your relationship to the Respondent? (Check all that apply)

- ☐ a. We are married now.
- ☐ b. We used to be married.
Date of Divorce: _____
- ☐ c. We live together as a couple.
- ☐ d. We used to live together as a couple.
- ☐ e. We are or used to be in a consensual sexual relationship.
- ☐ f. We live or used to live in the same home
- ☐ g. ~~We are related by blood or marriage within the second degree of consanguinity (Specify relationship):~~
We are related by blood, marriage or adoption as a child, parent, aunt, uncle, niece, nephew, grandparent, grandchild, or sibling. (Specify the relationship):

(Question for the committee: SB 197 has an internally inconsistent definition. Aunt, uncle, niece and nephew are third degree relations)

35 (6) "Consanguinity" means a relationship by blood to the first or second degree.

36 including an individual's parent, grandparent, sibling, child, aunt, uncle, niece, or nephew.

- ☐ h. We are expecting a child now.
List Due Date: _____
- ☐ i. We have or had a child or children together.
List below:

Child's Name	Month and Year of Birth Birth date (mm/dd/yy)	Address

4 Describe the most recent abuse (if any):

- a. When did it happen? (Date): _____
- b. Where did it happen? _____
Street City State
- c. Did the police come? ☐ Yes ☐ No
- d. If the police came answer these questions:
What police department came? _____
Was anyone arrested? ☐ Yes ☐ No
If yes, who was arrested? _____
What is the case number? _____
Did anyone get a ticket? ☐ Yes ☐ No

If yes, who got the ticket? _____

e. Describe the abuse or domestic violence: _____

☐ Check here if you need more space and attach a separate sheet of paper to this form

f. What did the other person do or say to make you afraid? _____

g. Did the other person use or threaten to use a gun or other weapon? ☐ Yes ☐ No (If yes, describe any weapons the Respondent owns and how they were used against you): _____

h. Were any children present when this happened? ☐ Yes ☐ No (If "yes," who?) _____

i. Who else was there? _____

j. Was anyone hurt? _____

k. Other facts: _____

5 Describe past abuse (if any):

a. When did it happen? (Date): _____

b. Where did it happen? _____

Street

City

State

c. Did the police come? ☐ Yes ☐ No

d. If the police came answer these questions:

What police department came? _____

Was anyone arrested? ☐ Yes ☐ No

If yes, who was arrested? _____

What is the case number? _____

Did anyone get a ticket? ☐ Yes ☐ No

If yes, who got the ticket? _____

e. Describe the past abuse or domestic violence: _____

☐ Check here if you need more space and attach a separate sheet of paper to this form

6 Describe why you think there is a substantial likelihood that the Respondent will commit domestic

~~violence or abuse~~

NEW LANGUAGE:

Fear of imminent physical harm

☐ Other than what I describe above, I fear there is a **substantial likelihood** of imminent physical harm by respondent against me.

☐ Other than what I describe above, I am **afraid there is a strong chance of immediate** physical harm against me by the respondent because:

[question for committee members: do you prefer the first or second option.]

(Describe in detail.)

☐ Check here if you need more space and attach additional pages to this form.

7 Other Court Cases

- a. Are you or the Respondent on probation now for domestic violence? ☐ Yes ☐ No (If Yes, who? _____)
- b. Have you or the Respondent ever been involved in any other court case involving either of you or your children? ☐ Yes ☐ No (If yes, list ALL court cases below):

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Order of protection <input type="checkbox"/> Civil litigation	<input type="checkbox"/> Juvenile court proceeding <input type="checkbox"/> Criminal case	
Person involved	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Did the judge make an order?	<input type="checkbox"/> Yes <input type="checkbox"/> No

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Order of protection <input type="checkbox"/> Civil litigation	<input type="checkbox"/> Juvenile court proceeding <input type="checkbox"/> Criminal case	
Person involved	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Did the judge make an order?	<input type="checkbox"/> Yes <input type="checkbox"/> No

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Order of protection <input type="checkbox"/> Civil litigation	<input type="checkbox"/> Juvenile court proceeding <input type="checkbox"/> Criminal case	
Person involved	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Did the judge make an order?	<input type="checkbox"/> Yes <input type="checkbox"/> No

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Order of protection <input type="checkbox"/> Civil litigation	<input type="checkbox"/> Juvenile court proceeding <input type="checkbox"/> Criminal case	
Person involved	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Did the judge make an order?	<input type="checkbox"/> Yes <input type="checkbox"/> No

- c. Fill out below if any child listed on the first page of this form is involved in any other court case, like adoption, juvenile, or custody, or has been investigated by the Division of Child and Family Services.

Type of Case	County and State	Court or DCFS case number (if you know it)

Please, Judge, I am asking you to:

- ☒ Order the Respondent to go to a court hearing
☒ Make temporary (ex parte) orders, and
☒ After the hearing, make permanent the protective orders I have checked below:

Request for Protective Orders

I ask the court for the following orders.

(Choose all that apply.)

- 8 ☐ **Personal Conduct** Order the Respondent not to commit, try to commit or threaten to commit any form of violence against me or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.
- 9 ☐ **No Contact** Order the Respondent not to contact, phone, mail, e-mail, or communicate with me and the people listed on the first page of this form in any way, either directly or indirectly except as allowed by the parent-time provisions of the temporary protective order.
- 10 ☐ **Contact for Mediation** Order that the Respondent may contact me **only** during mediation sessions for our divorce or custody case that are scheduled with a Court Qualified Mediator.
- 11 ☐ **Stay Away** Order the Respondent to stay away from:
- ☐ a. Stay at least _____ (distance) from me.
- ☐ b. Stay away from my
- Home: _____ (address)
- Work : _____ (address)
- The respondent ☐ does ☐ does not work at the same place as me.
- School: _____ (address)
- The respondent ☐ does ☐ does not go to the same school as me.

Place of worship: _____ (address)

The respondent ☐ does ☐ does not attend the same place of worship as me.

If you work, go to the same school, or attend the same place of worship as the respondent, the court cannot order the Respondent to stay away from those places. Give information the court should consider about potential or necessary interactions with the Respondent in those settings.

☐ c. Stay away from the people listed on the first page of this form at their:

Home: _____ (address)

Work : _____ (address)

The respondent ☐ does ☐ does not work at the same place as the people listed on the first page of this form.

School: _____ (address)

The respondent ☐ does ☐ does not go to the same school as the people listed on the first page of this form.

Place of worship: _____ (address)

The respondent ☐ does ☐ does not attend the same place of worship as the people listed on the first page of this form.

☐ d. Other (*specify*): _____

12 ☐ **No Guns or Weapons** – Order the Respondent not to use, possess, have, or buy a gun or firearm or any of these weapons: _____

13 ☐ **Property Control** – Order that only I can use, control and possess the following:

☐ a. Home at (*address*): _____

☐ b. Car, truck or other essential personal belongings (*describe*): _____

Orders 14-21 can last up to 150 days after the hearing. If you want them to last longer, explain why on a separate sheet of paper and attach it to this form.

14 ☐ **Property Control** Order the Respondent

☐ Not to interfere with or change my phone, utility or other services.

☐ To maintain existing wireless phone contracts or accounts.

15 ☐

Transfer Wireless Phone Number(s) Order the Respondent and the wireless service provider to transfer my current wireless phone number(s) to a new account of my choice.

- The Respondent is the account holder for the following wireless phone number(s):

- The number(s) are assigned to phones that are primarily used by me, or by people who will live with me while the protective order is in effect.
- I will have full financial responsibility for each wireless phone number, beginning on the day of transfer. This includes monthly service costs and costs for any mobile device associated with the wireless phone number(s).
- A wireless service provider may apply standard requirements for account establishment to me when transferring financial responsibility.

16 ☐

Child Custody & Parent-time Orders

Give temporary custody of these minor children I have with the respondent to

☐ me

☐ _____ (name of person other than the Respondent):

Give the Respondent parent-time as follows: _____

If you asked for a No Contact Order above, who can communicate only parent-time information to the Respondent? (Name): _____

17 ☐

No Alcohol or Drugs Order the Respondent not to use alcohol or illegal drugs before or during visitation.

18 ☐

Supervised Visitation Provide the Respondent with supervised parent-time as follows: (list name and phone number of supervising agency or person): _____

19 ☐

Travel Restrictions Order the Respondent not to take the children listed above out of the state of Utah.

20 ☐

Child Support, Spousal Support and other Expenses -- Order the Respondent to:

- ☐ a. Pay \$ _____ / month in child support according to Utah Child Support Guidelines.
- ☐ b. Pay \$ _____ / month in spousal support.
- ☐ c. Pay child support by withholding from the Respondent's earnings. (Utah Code 62A-11, Parts 4 and 5 62A-11-4 and 62A-11-5)
- ☐ d. Pay 50% of the minor children's childcare expenses.
- ☐ e. Pay 50% of the minor children's medical expenses, including premiums, deductibles and co-payments.

☐ f. Pay \$ _____ for the minor children's medical expenses related to the abuse and \$ _____ for my medical expenses related to the abuse.

21 ☐ **Other Assistance Needed** (*List below any other orders needed to protect you and other protected people listed on page 1 of this form*): _____

I also ask for these Orders to Agencies:

22 ☐ **Law Enforcement to Assist** Order a law enforcement officer from: _____ to enforce the orders checked below:
☐ a. Help me gain and keep control of home, car or other personal belongings.
☐ b. Help me obtain custody of the children.
☐ c. Help the ☐ Respondent or ☐ me remove essential personal belongings from the home.

23 ☐ **Investigate Possible Child Abuse** Refer this matter to the Division of Child and Family Services for review and possible investigation of child abuse.

24 ☐ **Guardian for your children** Appoint an attorney to speak for the best interests of the children in this case.

The Petitioner must read and sign below:

I swear that:

- I am the Petitioner and I have read this Request for Protective Order.
- **I understand it is a serious crime to lie to get a Protective Order.** If I lie, I can be charged with a felony, punishable by up to 5 years in prison.
- I believe I have the right to the protective orders I have asked for in this Request.
- I am not using this Request to harass the Respondent or to abuse the judicial process.

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 _____

Temporary Protective Order

Ex Parte Order

(Utah Code 78B-7-603)

Case Number: _____ District: _____

County: _____ State: Utah

Judge: _____

Commissioner: _____

Petitioner (protected person):

First Name Middle Last

Address and phone # (to keep private, leave blank):

Street

City --- State --- Zip

Phone #

Petitioner's date of birth: _____

Petitioner's attorney (if any): _____ Phone # _____

Other people protected by this order

Name Age Relationship to
Petitioner

City --- State --- Zip

City --- State --- Zip

City --- State --- Zip

City --- State --- Zip

Respondent

(person Petitioner is protected from):

First Name Middle Last

Other Names Used

Relationship to Petitioner:

Address (street):

City --- State --- Zip

Describe Respondent

Sex Race Date of Birth Ht. Wt.

Eyes Hair Social Security #
(only the last 4 numbers)

Distinguishing features (like scars, tattoos, limp, etc.)

Driver's license issued by (State): _____ Expires: _____

Warning! ☐ Weapon involved (Box to be initialed by Court, if applicable)

Findings: The Court finds there is reason to believe: it has jurisdiction over the parties and this case, the Respondent and Petitioner are cohabitants, the Respondent will be served notice of his/her opportunity to be heard at the scheduled hearing, and the Respondent has abused or committed domestic violence against Petitioner, or that there is a substantial likelihood that Respondent immediately threatens Petitioner's physical safety.

☐ The petitioner is an intimate partner of the respondent.

The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 USC Sec. 921 (a) (32).

☐ The party to be protected is the child of an intimate partner of the respondent.

The Court orders the Respondent to obey all orders initialed on this form and to not abuse, or threaten to abuse, anyone protected by this order.

☐ **You must not have any contact with the Petitioner.**

<p>(The court fills out this section)</p> <p>This order lasts until the hearing on:</p> <p>_____</p> <p><i>Month – Day – Year</i></p> <p>Or later, if the Court extends time for service.</p>

Warnings to the Respondent:

- This is a court order. No one except the court can change it. You can tell your side when you go to court. If you do not obey this order, you can be arrested, fined, and face other charges.
- This order is valid in all U.S. states and territories, the District of Columbia, and tribal lands. If you go to another U.S. state, territory or tribal land to violate this order, a federal judge can send you to prison.
- **No guns or firearms!** (See item 5.)

Violence Against Women Act of 1994, 18 U.S.C. Sect 2265, 2262, 18 U.S.C. Sect 922(g)(8)

To: (Respondent's name): _____

Go to the court hearing on the date listed below. If you do not go to the hearing, the judge can make orders without hearing your side.

Date: _____ **Time:** _____ ☐ a.m. ☐ p.m. **Judicial Officer:** _____

Address: _____ **Room:** _____

Obey all orders initialed by the judge.

Violation of orders 1–6 below is a criminal Class A Misdemeanor, punishable by up to one year in jail and a fine. A second or subsequent violation can result in more severe penalties.

Respondent must obey all orders marked below.

Criminal orders (you can be arrested for violating these)

If you (respondent) violate orders 1-6 it is a criminal Class A Misdemeanor, punishable by up to 364 days in jail and a fine. A second or subsequent violation can result in more severe penalties.

- 1 ☐ **Personal Conduct Order** Do not commit, try to commit or threaten to commit any form of violence against the Petitioner or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.
- 2 ☐ **No Contact Order** Do not contact, phone, mail, e-mail, or communicate in any way with the Petitioner and the people listed on the first page of this order either directly or indirectly except as allowed by the parent-time provisions of this order.
- 3 ☐ **Contact for Mediation** You are allowed to have contact with the Petitioner **only** during court mediation sessions for your divorce or custody case that are scheduled with a Court Qualified Mediator.
- 4 ☐ **Stay Away Order**
- ☐ a. Stay at least _____ (distance) from the Petitioner.
- ☐ b. Stay away from Petitioner's
- Home: _____ (address)
- Work : _____ (address)
- School: _____ (address)
- Place of worship: _____ (address)
- ☐ c. Must comply with the following restrictions while at Respondent's and Petitioner's
- Work : _____ (address)
- _____
- _____
- School: _____ (address)
- _____
- _____
- Place of worship: _____ (address)
- _____
- _____
- ☐ d. Stay away from the people listed on the first page of this form at their:
- Home: _____ (address)
- Work : _____ (address)
- The respondent ☐ does ☐ does not work at the same place as the people listed on the first page of this form.
- School: _____ (address)

The respondent [] does [] does not go to the same school as the people listed on the first page of this form.

Place of worship: _____ (address)

The respondent [] does [] does not attend the same place of worship as the people listed on the first page of this form.

- [] e. Must comply with the following restrictions while at Respondent's and the people listed on the first page of this form's:

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

- [] f. Other (specify): _____

- 5 [] **No Guns or Other Weapons** The Court finds that your use or possession of a weapon poses a serious threat of harm to the Petitioner. You cannot possess, have, or buy a gun or firearm or any of these weapons: _____

***Warning!** If a final protective order is issued against you after the hearing, you will then become subject to the federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.*

- 6 [] **Property Orders** Until the hearing, only the Petitioner can use, control and possess the following property and things, but cannot dispose of this property without court approval:

- [] a. Home at (address):

- [] b. Car, truck or other property (describe):

If you violate orders 7 – 14, you will be in contempt of court and may be punished.

Civil orders (you can be held in contempt of court for violating these)

If you (respondent) violate orders 7-14, you will be in contempt of court and may be punished with jail time and fines.

7 [] Property Orders

[] You cannot interfere with or change Petitioner's phone, utility or other services.

[] You must maintain Petitioner's existing wireless phone contracts or accounts.

8 [] Transfer Wireless Phone Number(s)

You must transfer the Petitioner's current wireless phone number(s) to a new account of their choice.

The court will issue a separate order to the wireless service provider to transfer Petitioner's wireless phone number(s) to a new account.

9 [] Proof of Income You and Petitioner must bring the following proof of income to the hearing: pay stubs or employer statements for this year, and complete tax returns for the most recent year.

10 [] Child Custody & Parent-time Orders

[] The Petitioner (the person asking for protection)

[] _____ (name)

will have temporary custody of the minor children of the parties listed below. The person with custody may give a copy of this order to the principal or director of the child's school or daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help (such as an order to show cause for contempt): _____

[] You will have parent-time as follows: _____

If there is a "No Contact" order, you can communicate with the Petitioner or the person with custody only about parent-time matters through: _____

11 [] No Parent Time No parent time is allowed until the scheduled hearing.

12 [] No Alcohol or Illegal Drugs Do not use alcohol or illegal drugs before or during visitation.

13 [] No Travel with Children Do not take the children listed above out of the state of Utah.

14 [] Other Orders (List below): _____

Orders to Agencies

15 [] Law Enforcement to Assist A law enforcement officer from: _____ will enforce the orders checked below:

- ☐ a. Help the Petitioner gain and keep control over home, car or other personal belongings.
- ☐ b. Help the Petitioner obtain custody of the children.
- ☐ c. Help the ☐ Respondent or ☐ Petitioner remove essential personal belongings from the home.

"Essential personal belongings" means daily use items, such as clothing, medications, jewelry, toiletries, financial or personal records solely in one person's name, or items needed to work at a job or go to school.

Warning to the Respondent: Do not go to the home or other protected places without the officer. Law enforcement can evict you or keep you away from protected places, if needed.

16 ☐ Investigate Possible Child Abuse

This matter will be referred to the Division of Child and Family Services for review and possible investigation of child abuse.

17 ☐ Guardian for your children

The court appoints an attorney to speak for the best interests of the children in this case.

Notice to the Petitioner: The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent. (Utah Code 78B-7-105(6)(c)).

Date: _____ Time: _____ ☐ a.m. ☐ p.m. _____
Judge (printed name) _____

Interpretation. If you do not speak or understand English, contact the court at least 3 days before the hearing, and an interpreter will be provided.

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

Disability Accommodation. If you have a disability requiring accommodation, including an ASL interpreter, contact the court at least 3 days before the hearing.

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

Attendance

You must attend. If you do not attend, you might be held in contempt of court and the relief requested might be

Asistencia

Presentarse es obligatorio. Si usted no llegara a presentarse, se lo podría encontrar en desacato de las órdenes del

<p>granted. You have the right to be represented by a lawyer.</p> <p>Evidence Bring with you any evidence that you want the court to consider.</p> <p>Interpretation If you do not speak or understand English, the court will provide an interpreter. Contact court staff immediately to ask for an interpreter.</p> <p>ADA Accommodation If you need an accommodation, including an ASL interpreter, contact court staff immediately to ask for an accommodation.</p> <p>Finding help The court's Finding Legal Help web page (www.utcourts.gov/howto/legalassist/) provides information about the ways you can get legal help, including the Self-Help Center, reduced-fee attorneys, limited legal help and free legal clinics.</p>	<p>juez y la reparación solicitada podría ser otorgada. Usted tiene el derecho de que lo represente un abogado.</p> <p>Pruebas Traiga con usted cualquier prueba que quiera que el tribunal tome en cuenta.</p> <p>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.</p> <p>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.</p> <p>Cómo encontrar ayuda legal La página de la internet del tribunal Cómo encontrar ayuda legal (www.utcourts.gov/howto/legalassist/index-sp.html/) tiene información sobre algunas maneras de encontrar ayuda legal, incluyendo el Centro de Ayuda de los Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.</p>
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**Order Extending Temporary
Protective Order**

Case Number _____ District ____
County _____ State: Utah
Judge _____
Commissioner _____

Petitioner

First	Middle	Last

Name

Age

Relationship to
Respondent
Petitioner

Respondent

First	Middle	Last

Other people protected by this order

- (1) ☐ A hearing on the Request for Protective Order was held on _____ (date).

Petitioner

☐ was ☐ was not present and ☐ was ☐ was not represented by counsel.

Respondent

☐ was ☐ was not present and ☐ was ☐ was not represented by counsel.

- (2) The Temporary Protective Order previously entered is extended because:

- ☐ The respondent has not yet been served.
☐ The following good cause has been shown.

- (3) The Temporary Protective Order lasts until the hearing scheduled at the above court at the following date and time. You should appear and bring with you all relevant evidence and witnesses. You may be represented by a lawyer. **If you fail to appear, an order may be entered against you.**

Date _____ Time _____ : _____ ☐ a.m. ☐ p.m.

Room _____ Judicial Officer _____

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

(4) The court also orders that:

NOTICE TO PETITIONER: The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent.

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	_____

By signing I accept service of this Order Extending Temporary Protective Order.

_____	Signature ►	_____
Date		Respondent

Protective Order

(Utah Code 78B-7-603)

Case Number: _____ District: _____

County: _____ State: Utah

Judge: _____

Commissioner: _____

Petitioner (protected person):

First Name Middle Last

Address and phone # (to keep private, leave blank):

Street

City --- State --- Zip

Phone #

Petitioner's date of birth: _____

Petitioner's attorney (if any): _____ Phone # _____

Other people protected by this order

Name	Age	Relationship to Petitioner
------	-----	-------------------------------

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Respondent

(person Petitioner is protected from):

First Name Middle Last

Other Names Used

Relationship to Petitioner: _____

Address (street): _____

City --- State --- Zip

Describe Respondent

Sex	Race	Date of Birth	Ht.	Wt.
-----	------	---------------	-----	-----

_____	_____	_____	_____	_____
Eyes	Hair	Social Security #		
		(only the last 4 numbers)		

Distinguishing features (like scars, tattoos, limp, etc.)

Driver's license issued by (State): _____ Expires: _____

Phone Number: _____

Warning! ☐ Weapon involved (Box to be initialed by Court, if applicable)

There was a hearing on (date): _____. The Respondent was given notice and an opportunity to be heard in the hearing that gave rise to this order. The following people were present at the hearing:

☐ Petitioner ☐ Petitioner's attorney (name): _____

☐ Respondent ☐ Respondent's attorney (name): _____

☐ Other (name) _____

The Court reviewed the *Request for Protective Order* and ☐ received argument and evidence, ☐ accepted the stipulation of the parties, ☐ entered the default of the Respondent for failure to appear,

finds that domestic violence or abuse has occurred or there is substantial likelihood of abuse or domestic violence by the Respondent, [] finds that a minor child witnessed the abuse or domestic violence, and makes the orders initialed below.

☐ The petitioner is an intimate partner of the respondent.

The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 USC Sec. 921 (a)(32).

☐ The party to be protected is the child of an intimate partner to the respondent.

☐ Mutual Protective Order.

~~Petitioner is also the Respondent or Defendant to a Protective Order, Child Protective Order, or Ex Parte Child Protective Order.~~

~~☐ There is abuse or domestic violence by the Respondent that was not in self defense.~~

~~☐ This court entered the order against Petitioner, or~~

~~☐ this court has determined it would be impractical for the original court to consider the matter or has conferred with the original court.~~

☐ Mutual Protective Order (Utah Code 78B-7-108)

The court is entering a mutual protective order because:

- each party filed an independent petition against the other for a protective order and both petitions are served
- each party has made a showing at a due process protective order hearing because of abuse or domestic violence committed by the other party; and
- each party demonstrates the abuse or domestic violence did not occur in self-defense.

~~The Court orders the Respondent to obey all orders initialed on this form and to not abuse or threaten to abuse anyone protected by this order.~~

☐ Orders 1-6 expire _____ (date)

Warnings:

- This is a court order. No one except the court can change it. If you do not obey this order, you can be arrested, fined, and face other charges.
- This order is valid in all U.S. states and territories, the District of Columbia, and tribal lands. If you go to another U.S. state, territory or tribal land to violate this order, a federal judge can send you to prison.
- **No guns or firearms!** (See paragraph 5.)

Violence Against Women Act of 1994, 18 U.S.C. Sec. 2265, 2262, 18 U.S.C. 922(g)(8)

The Respondent must obey all orders initialed by the judicial officer.

If you do not obey orders 1 — 6 below, the court can send you to jail for up to 1 year and order you to pay a fine. A second or subsequent violation can result in more severe penalties.

Respondent must obey all provisions initialed below.

Criminal orders (you can be arrested for violating these)

If you (respondent) violate orders 1-6 it is a criminal Class A Misdemeanor, punishable by up to 364 days in jail and a fine. A second or subsequent violation can result in more severe penalties.

1 ☐ **Personal Conduct Order --** Do not commit, try to commit or threaten to commit any form of violence against the Petitioner or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.

2 ☐ **No Contact Order --** Do not contact, phone, mail, e-mail, or communicate in any way with the Petitioner and the people listed on the first page of this order either directly or indirectly except as allowed by the parent-time provisions of this order.

3 ☐ **Contact during Mediation --** You are allowed to have contact with the Petitioner **only** during mediation sessions for your divorce or custody case that are scheduled with a Court Qualified Mediator.

4 ☐ **Stay Away Order**

☐ a. Stay at least _____ (distance) from the Petitioner.

☐ b. Stay away from Petitioner's

Home: _____ (address)

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

☐ c. Must comply with the following restrictions while at Respondent's and Petitioner's

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

☐ d. Stay away from the people listed on the first page of this form at their:

Home: _____ (address)

Work : _____ (address)

The respondent ☐ does ☐ does not work at the same place as the people listed on the first page of this form.

School: _____ (address)

The respondent ☐ does ☐ does not go to the same school as the people listed on the first page of this form.

Place of worship: _____ (address)

The respondent ☐ does ☐ does not attend the same place of worship as the people listed on the first page of this form.

- ☐ e. Must comply with the following restrictions while at Respondent's and the people listed on the first page of this form's:

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

- ☐ f. Other (specify): _____

- 5 ☐** **No Guns or Other Weapons** -- The Court finds that your use or possession of a weapon poses a serious threat of harm to the Petitioner. You cannot possess, have, or buy a gun or firearm or any of these weapons: _____

Warning! If a final protective order is issued against you after the hearing, you will then become subject to the federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.

- 6 ☐** **Property Orders** -- Until further court order, Only the Petitioner can use, control and possess the following property and things, but cannot dispose of this property without court approval:

- ☐ a. Home at (address):

- ☐ b. Car, truck or other property (describe):

You must obey orders 7—13 initialed by the judge. If you do not, you will be in contempt of court and

may be punished. These orders will ☐ expire ☐ be reviewed by the court in _____ days.

Civil orders (you can be in held contempt of court for violating these)

If you (respondent) violate orders 7-13, you will be in contempt of court and may be punished with jail time and fines.

7 ☐ Property Orders

☐ You cannot interfere with or change Petitioner's phone, utility or other services.

☐ You must maintain Petitioner's existing wireless phone contracts or accounts.

8 ☐ Transfer Wireless Phone Number(s)

You must transfer the Petitioner's current wireless phone number(s) to a new account of their choice.

The court will issue a separate order to the wireless service provider to transfer Petitioner's wireless phone number(s) to a new account.

9 ☐ Child Custody & Parent-time Orders –

☐ The Petitioner (the person asking for protection)

☐ _____ (name)

will have temporary custody of the minor children of the parties listed below. The person with custody may give a copy of this order to the principal or director of the child's school or daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help (such as an order to show cause for contempt):

You will have parent-time as follows:

If there is a "No Contact" order, you can communicate with the Petitioner or person with custody only about parent-time matters through:

10 ☐ No Alcohol or Illegal Drugs -- Do not use alcohol or illegal drugs before or during visitation.

11 ☐ No Travel with Children -- Do not take the children listed above out of Utah.

12 ☐ Child Support, Spousal Support and other Expenses -- The Respondent will:

☐ a. Pay \$ _____ / month in child support.

☐ b. Have child support withheld from the Respondent's earnings. (*Utah Code 62A-11, Parts 4 and 5*)

☐ c. Pay \$ _____ / month in spousal support.

☐ d. Pay 50% of the minor children's childcare expenses.

- ☐ e. Pay 50% of the minor children's medical expenses, including premiums, deductibles and co-payments.
- ☐ f. Pay \$ _____ for the minor children's medical expenses related to the abuse and
- \$ _____ for the Petitioner's medical expenses related to the abuse.

13 ☐ **Other Assistance Needed** (List below any other orders needed to protect you and other protected people listed on page 1 of this form): _____

Orders to Agencies

14 ☐ **Law Enforcement to Assist** A law enforcement officer from: _____ will enforce the orders checked below:

- ☐ a. Help the Petitioner gain and keep control over home, car or other personal belongings.
- ☐ b. Help the Petitioner obtain custody of the children.
- ☐ c. Help the ☐ Respondent or ☐ Petitioner remove essential personal belongings from the home.

"Essential personal belongings" means daily use items, such as clothing, medications, jewelry, toiletries, financial or personal records solely in one person's name, or items needed to work at a job or go to school.

Warning to the Respondent: Do not go into the home or other protected places without the officer.. Law enforcement can evict you or keep you away from protected places, if needed.

15 ☐ **Investigate Possible Child Abuse --** This matter will be referred to the Division of Child and Family Services for review and possible investigation of child abuse.

NOTICE TO PETITIONER: The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent.

In 2 years, the Respondent may ask the Court to dismiss the orders on this page. If that happens, we will need your address so the Court can give you notice. If your address changes, you must let the Court know at least 30 days before the 2-year period ends on _____ (date).

This Order will expire automatically, usually 10 years after the date entered. The Petitioner can file a motion to extend the Order before it expires.

If you receive services from the Office of Recovery Services (ORS) and want to keep your address confidential, you must give ORS a copy of your current Protective Order.

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.

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. (Utah Code 78B-7-105.5(4))

This protective order expires in three years, on

_____ (date)

(Utah Code 78B-7-606)

Notice to petitioner

The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent. (Utah Code 78B-7-105(6)(c)).

The respondent can ask to dismiss the **criminal provisions** of this protective order **after two years**, but only if the petitioner agrees to the dismissal. (Utah Code 78B-7-603(10)).

If you receive services from the Office of Recovery Services (ORS) and want to keep your address confidential, you must give ORS a copy of your current Protective Order.

— The Court fills out below —

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

Date

Signature ►

Commissioner

Date

Signature ► _____
Judge _____

— The Respondent fills out below —

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

Respondent's Address

Street *City* *State* *Zip*

Respondent's Signature _____

Modified Temporary Protective Order

Ex Parte Order

(Utah Code 78B-7-603)

Case Number: _____ District: _____

County: _____ State: Utah

Judge: _____

Commissioner: _____

Petitioner (protected person):

First Name Middle Last

Address and phone # (to keep private, leave blank):

Street

City --- State --- Zip

Phone #

Petitioner's date of birth: _____

Petitioner's attorney (if any): _____ Phone # _____

Other people protected by this order

**Name Age Relationship to
Petitioner**

Respondent

(person Petitioner is protected from):

First Name Middle Last

Other Names Used

Relationship to Petitioner: _____

Address (street): _____

City --- State --- Zip

Describe Respondent

Sex Race Date of Birth Ht. Wt.

Eyes Hair Social Security #
(only the last 4 numbers)

Distinguishing features (like scars, tattoos, limp, etc.)

Driver's license issued by (State): _____ Expires: _____

Warning! ☐ Weapon involved (Box to be initialed by Court, if applicable)

Findings: The Court has reviewed the *Request to Modify the Temporary Protective Order* and finds it has continuing jurisdiction over the parties and this case; there is reason to believe the existing order listed immediately below should be modified; the Respondent will be served notice of his/her opportunity to be heard at the scheduled hearing, and there is a substantial likelihood that Respondent immediately threatens Petitioner's physical safety.

Do we need to add this to the findings? (Required by Utah Code 78B-7-105(2)(a)(v))

☐ The victim is an intimate partner to the defendant (18 U.S.C. Sec. 921).

[] The party to be protected is the child of an intimate partner to the defendant.

18 USC 921: (32) The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person.

The Court orders the Respondent to obey all orders initialed on this form and to not abuse, or threaten to abuse, anyone protected by this order.

[] **You must not have any contact with the Petitioner.**

<p>(The court fills out this section)</p> <p>This order lasts until the hearing on:</p> <p>_____</p> <p>Month – Day – Year</p> <p>Or later, if the Court extends time for service.</p>
--

Warnings to the Respondent:

- This is a court order. No one except the court can change it. You can tell your side when you go to court. If you do not obey this order, you can be arrested, fined, and face other charges.
- This order is valid in all U.S. states and territories, the District of Columbia, and tribal lands. If you go to another U.S. state, territory or tribal land to violate this order, a federal judge can send you to prison.
- **No guns or firearms!** (See item 5.)

Violence Against Women Act of 1994, 18 U.S.C. Sect 2265, 2262, 18 U.S.C. Sect 922(g)(8)

To: (Respondent's name): _____

Go to the court hearing on the date listed below. If you do not go to the hearing, the judge can make orders without hearing your side.

Date: _____ **Time:** _____ [] a.m. [] p.m. **Judicial Officer:** _____

Address: _____ **Room:** _____

Obey all orders initialed by the judge.

Violation of orders 1–6 below is a criminal Class A Misdemeanor, punishable by up to one year in jail and a fine. A second or subsequent violation can result in more severe penalties.

Respondent must obey all orders marked below.

Criminal orders (you can be arrested for violating these)

If you (respondent) violate orders 1-6 it is a criminal Class A Misdemeanor, punishable by up to 364 days in jail and a fine. A second or subsequent violation can result in more severe penalties.

- 1 ☐ **Personal Conduct Order** Do not commit, try to commit or threaten to commit any form of violence against the Petitioner or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.
- 2 ☐ **No Contact Order** Do not contact, phone, mail, e-mail, or communicate in any way with the Petitioner and the people listed on the first page of this order either directly or indirectly except as allowed by the parent-time provisions of this order.
- 3 ☐ **Contact for Mediation** You are allowed to have contact with the Petitioner **only** during court mediation sessions for your divorce or custody case that are scheduled with a Court Qualified Mediator.
- 4 ☐ **Stay Away Order**
- ☐ a. Stay at least _____ (distance) from the Petitioner.
- ☐ b. Stay away from Petitioner's
- Home: _____ (address)
- Work : _____ (address)
- School: _____ (address)
- Place of worship: _____ (address)
- ☐ c. Must comply with the following restrictions while at Respondent's and Petitioner's
- Work : _____ (address)
- _____
- _____
- School: _____ (address)
- _____
- _____
- Place of worship: _____ (address)
- _____
- _____
- ☐ d. Stay away from the people listed on the first page of this form at their:
- Home: _____ (address)
- Work : _____ (address)

The respondent [] does [] does not work at the same place as the people listed on the first page of this form.

School: _____ (address)

The respondent [] does [] does not go to the same school as the people listed on the first page of this form.

Place of worship: _____ (address)

The respondent [] does [] does not attend the same place of worship as the people listed on the first page of this form.

- [] e. Must comply with the following restrictions while at Respondent's and the people listed on the first page of this form's:

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

- [] f. Other (specify): _____

- 5 [] **No Guns or Other Weapons** The Court finds that your use or possession of a weapon poses a serious threat of harm to the Petitioner. You cannot possess, have, or buy a gun or firearm or any of these weapons: _____

***Warning!** If a final protective order is issued against you after the hearing, you will then become subject to the federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.*

- 6 [] **Property Orders** Until the hearing, only the Petitioner can use, control and possess the following property and things, but cannot dispose of this property without court approval:

- [] a. Home at (address):

- [] b. Car, truck or other property (describe):

If you violate orders 7 – 14, you will be in contempt of court and may be punished.

Civil orders (you can be held in contempt of court for violating these)

If you (respondent) violate orders 7-14, you will be in contempt of court and may be punished with jail time and fines.

7 [] Property Orders

[] You cannot interfere with or change Petitioner's phone, utility or other services.

[] You must maintain Petitioner's existing wireless phone contracts or accounts.

8 [] Transfer Wireless Phone Number(s)

You must transfer the Petitioner's current wireless phone number(s) to a new account of their choice.

The court will issue a separate order to the wireless service provider to transfer Petitioner's wireless phone number(s) to a new account.

9 [] Proof of Income You and Petitioner must bring the following proof of income to the hearing: pay stubs or employer statements for this year, and complete tax returns for the most recent year.

10 [] Child Custody & Parent-time Orders

[] The Petitioner (the person asking for protection)

[] _____ (name)

will have temporary custody of the minor children of the parties listed below. The person with custody may give a copy of this order to the principal or director of the child's school or daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help (such as an order to show cause for contempt): _____

[] You will have parent-time as follows: _____

If there is a "No Contact" order, you can communicate with the Petitioner or the person with custody only about parent-time matters through: _____

11 [] No Parent Time No parent time is allowed until the scheduled hearing.

12 [] No Alcohol or Illegal Drugs Do not use alcohol or illegal drugs before or during visitation.

13 [] No Travel with Children Do not take the children listed above out of the state of Utah.

14 [] Other Orders (List below): _____

Orders to Agencies

15 ☐ Law Enforcement to Assist A law enforcement officer from: _____ will enforce the orders checked below:

- ☐ a. Help the Petitioner gain and keep control over home, car or other personal belongings.
- ☐ b. Help the Petitioner obtain custody of the children.
- ☐ c. Help the ☐ Respondent or ☐ Petitioner remove essential personal belongings from the home.

"Essential personal belongings" means daily use items, such as clothing, medications, jewelry, toiletries, financial or personal records solely in one person's name, or items needed to work at a job or go to school.

Warning to the Respondent: Do not go to the home or other protected places without the officer. Law enforcement can evict you or keep you away from protected places, if needed.

16 ☐ Investigate Possible Child Abuse

This matter will be referred to the Division of Child and Family Services for review and possible investigation of child abuse.

17 ☐ Guardian for your children

The court appoints an attorney to speak for the best interests of the children in this case.

Notice to the Petitioner: The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent. (Utah Code 78B-7-105(6)(c)).

Date: _____ Time: _____ ☐ a.m. ☐ p.m. _____

Judge (printed name) _____

Interpretation. If you do not speak or understand English, contact the court at least 3 days before the hearing, and an interpreter will be provided.

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

Disability Accommodation. If you have a disability requiring accommodation, including an ASL interpreter, contact the court at least 3 days before the hearing.

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

Attendance

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

Evidence

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

Interpretation

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

ADA Accommodation

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

Finding help

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

Asistencia

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

Pruebas

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

Interpretación

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

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.

Cómo encontrar ayuda legal

La página de la internet del tribunal Cómo encontrar ayuda legal (www.utcourts.gov/howto/legalassist/index-sp.html/) tiene información sobre algunas maneras de encontrar ayuda legal, incluyendo el Centro de Ayuda de los Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.

Modified Protective Order

(Utah Code 78B-7-603)

Case Number: _____ District: _____

County: _____ State: Utah

Judge: _____

Commissioner: _____

Petitioner (protected person):

First Name Middle Last

Address and phone # (to keep private, leave blank):

Street

City --- State --- Zip

Phone #

Petitioner's date of birth: _____

Petitioner's attorney (if any): _____ Phone # _____

Other people protected by this order

Name	Age	Relationship to Petitioner
------	-----	-------------------------------

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Respondent

(person Petitioner is protected from):

First Name Middle Last

Other Names Used _____

Relationship to Petitioner: _____

Address (street): _____

City --- State --- Zip

Describe Respondent

Sex	Race	Date of Birth	Ht.	Wt.
-----	------	---------------	-----	-----

_____	_____	_____	_____	_____
Eyes	Hair	Social Security #		
		(only the last 4 numbers)		
_____	_____	_____		

Distinguishing features (like scars, tattoos, limp, etc.)

Driver's license issued by (State): _____ Expires: _____

Phone Number: _____

Warning! ☐ Weapon involved (Box to be initialed by Court, if applicable)

There was a hearing on (date): _____. The Respondent was given notice and an opportunity to be heard in the hearing that gave rise to this order. The following people were present at the hearing:

☐ Petitioner ☐ Petitioner's attorney (name): _____

☐ Respondent ☐ Respondent's attorney (name): _____

☐ Other (name) _____

The Court reviewed the *Request for Modified Protective Order*, has received argument and evidence, and finds the original protective order listed immediately below should be modified.

The Court orders the Respondent to obey all orders initialed on this form and to not abuse or threaten to abuse anyone protected by this order.

Orders 1-6 expire _____ (date)

Warnings:

- This is a court order. No one except the court can change it. If you do not obey this order, you can be arrested, fined, and face other charges.
- This order is valid in all U.S. states and territories, the District of Columbia, and tribal lands. If you go to another U.S. state, territory or tribal land to violate this order, a federal judge can send you to prison.
- **No guns or firearms!** (See paragraph 5.)

Violence Against Women Act of 1994, 18 U.S.C. Sec. 2265, 2262, 18 U.S.C. 922(g)(8)

The Respondent must obey all orders initialed by the judicial officer.

If you do not obey orders 1 — 6 below, the court can send you to jail for up to 1 year and order you to pay a fine. A second or subsequent violation can result in more severe penalties.

Respondent must obey all provisions initialed below.

Criminal orders (you can be arrested for violating these)

If you (respondent) violate orders 1-6 it is a criminal Class A Misdemeanor, punishable by up to 364 days in jail and a fine. A second or subsequent violation can result in more severe penalties.

- 1 ☐ **Personal Conduct Order** -- Do not commit, try to commit or threaten to commit any form of violence against the Petitioner or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.
- 2 ☐ **No Contact Order** -- Do not contact, phone, mail, e-mail, or communicate in any way with the Petitioner and the people listed on the first page of this order either directly or indirectly except as allowed by the parent-time provisions of this order.
- 3 ☐ **Contact during Mediation** -- You are allowed to have contact with the Petitioner **only** during mediation sessions for your divorce or custody case that are scheduled with a Court Qualified Mediator.
- 4 ☐ **Stay Away Order**
 - ☐ a. Stay at least _____ (distance) from the Petitioner.
 - ☐ b. Stay away from Petitioner's

Home: _____ (address)

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

- [] c. Must comply with the following restrictions while at Respondent's and Petitioner's

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

- [] d. Stay away from the people listed on the first page of this form at their:

Home: _____ (address)

Work : _____ (address)

The respondent [] does [] does not work at the same place as the people listed on the first page of this form.

School: _____ (address)

The respondent [] does [] does not go to the same school as the people listed on the first page of this form.

Place of worship: _____ (address)

The respondent [] does [] does not attend the same place of worship as the people listed on the first page of this form.

- [] e. Must comply with the following restrictions while at Respondent's and the people listed on the first page of this form's:

Work : _____ (address)

School: _____ (address)

Place of worship: _____ (address)

☐ f. Other (specify): _____

- 5 ☐ **No Guns or Other Weapons** -- The Court finds that your use or possession of a weapon poses a serious threat of harm to the Petitioner. You cannot possess, have, or buy a gun or firearm or any of these weapons: _____

Warning! If a final protective order is issued against you after the hearing, you will then become subject to the federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.

- 6 ☐ **Property Orders** -- Until further court order, Only the Petitioner can use, control and possess the following property and things, but cannot dispose of this property without court approval:

☐ a. Home at (address): _____

☐ b. Car, truck or other property (describe): _____

You must obey orders 7 – 13 initialed by the judge. If you do not, you will be in contempt of court and may be punished. These orders will ☐ expire ☐ be reviewed by the court in ____ days.

Civil orders (you can be in held contempt of court for violating these)

If you (respondent) violate orders 7-13, you will be in contempt of court and may be punished with jail time and fines.

7 ☐ **Property Orders**

☐ You cannot interfere with or change Petitioner's phone, utility or other services.

☐ You must maintain Petitioner's existing wireless phone contracts or accounts.

8 ☐ **Transfer Wireless Phone Number(s)**

You must transfer the Petitioner's current wireless phone number(s) to a new account of their choice.

The court will issue a separate order to the wireless service provider to transfer Petitioner's wireless phone number(s) to a new account.

9 ☐ **Child Custody & Parent-time Orders –**

☐ The Petitioner (the person asking for protection)

☐ _____ (name)

will have temporary custody of the minor children of the parties listed below. The person with

custody may give a copy of this order to the principal or director of the child's school or daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help (such as an order to show cause for contempt):

You will have parent-time as follows:

If there is a "No Contact" order, you can communicate with the Petitioner or person with custody only about parent-time matters through:

10 ☐ **No Alcohol or Illegal Drugs** -- Do not use alcohol or illegal drugs before or during visitation.

11 ☐ **No Travel with Children** -- Do not take the children listed above out of Utah.

12 ☐ **Child Support, Spousal Support and other Expenses** -- The Respondent will:

- ☐ a. Pay \$ _____ / month in child support.
- ☐ b. Have child support withheld from the Respondent's earnings. (*Utah Code 62A-11, Parts 4 and 5*)
- ☐ c. Pay \$ _____ / month in spousal support.
- ☐ d. Pay 50% of the minor children's childcare expenses.
- ☐ e. Pay 50% of the minor children's medical expenses, including premiums, deductibles and co-payments.
- ☐ f. Pay \$ _____ for the minor children's medical expenses related to the abuse and
\$ _____ for the Petitioner's medical expenses related to the abuse.

13 ☐ **Other Assistance Needed** (*List below any other orders needed to protect you and other protected people listed on page 1 of this form*): _____

Orders to Agencies

14 ☐ **Law Enforcement to Assist** A law enforcement officer from: _____

will enforce the orders checked below:

- ☐ a. Help the Petitioner gain and keep control over home, car or other personal belongings.

- ☐ b. Help the Petitioner obtain custody of the children.
- ☐ c. Help the ☐ Respondent or ☐ Petitioner remove essential personal belongings from the home.

"Essential personal belongings" means daily use items, such as clothing, medications, jewelry, toiletries, financial or personal records solely in one person's name, or items needed to work at a job or go to school.

Warning to the Respondent: Do not go into the home or other protected places without the officer.. Law enforcement can evict you or keep you away from protected places, if needed.

15 ☐ Investigate Possible Child Abuse -- This matter will be referred to the Division of Child and Family Services for review and possible investigation of child abuse.

NOTICE TO PETITIONER: The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent.

In 2 years, the Respondent may ask the Court to dismiss the orders on this page. If that happens, we will need your address so the Court can give you notice. If your address changes, you must let the Court know at least 30 days before the 2-year period ends on _____ (date) .

This Order will expire automatically, usually 10 years after the date entered. The Petitioner can file a motion to extend the Order before it expires.

If you receive services from the Office of Recovery Services (ORS) and want to keep your address confidential, you must give ORS a copy of your current Protective Order.

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.

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. (Utah Code 78B-7-105.5(4))

This protective order expires in three years, on

<div style="background-color: yellow; display: inline-block; width: 150px; height: 1.2em; vertical-align: middle;"></div> (date)
(Utah Code 78B-7-606)

Notice to petitioner

The court may amend or dismiss a protective order after one year if it finds that the basis for the issuance of the protective order no longer exists and the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order, demonstrating to the court that the petitioner no longer has a reasonable fear of the respondent. (Utah Code 78B-7-105(6)(c)).

The respondent can ask to dismiss the **criminal provisions** of this protective order **after two years**, but only if the petitioner consents to the dismissal. (Utah Code 78B-7-603(10)).

If you receive services from the Office of Recovery Services (ORS) and want to keep your address confidential, you must give ORS a copy of your current Protective Order.

— The Court fills out below —

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

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

— The Respondent fills out below —

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

Respondent's Address

Street

City

State

Zip

Respondent's Signature _____

In the ☐ Justice ☐ District Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah

v.

Defendant

Pretrial Criminal Protective Order
(Utah Code 77-36-1(11) and 78B-7-803)

Case Number

Judge

The court finds:

1. It has jurisdiction in this case.
2. The defendant is charged with a crime involving domestic violence, an offense against a child or vulnerable adult, or committing or attempting to commit an offense described in Utah Code 76-5-401 et seq..
3. It is necessary to impose a pretrial protective order to protect _____, the alleged victim.
4. ☐ The alleged victim is a cohabitant but not an intimate partner of the defendant.
The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 U.S.C. Sec. 921 (a)(32).
5. ☐ The alleged victim is an intimate partner of the defendant.
6. ☐ The party to be protected is the child of an intimate partner of the defendant.

The court orders:

The defendant must obey all orders marked below.

7. ☐ **Personal Conduct** (Utah Code 78B-7-803(2)(a))

The defendant may not commit or threaten to commit domestic violence, harm or abuse against the alleged victim. This includes stalking, harassing, threatening, physically harming, or causing any other form of abuse.

Other people protected by this section (relatives or people who live with the alleged victim):

Name	Age	Relationship to the alleged victim

8. ☐ **No Contact** (Utah Code 78B-7-803(2)(b) and (f))

The defendant may not contact, or otherwise communicate with the alleged victim in any way, either directly or indirectly (such as phone, mail, email, text, social media).

☐ The defendant may communicate with the alleged victim about family related matters through this person:

Name	
Phone Number	
Other	

9. ☐ **Removal Order** (Utah Code 78B-7-803(2)(c))

The defendant is removed and excluded from the alleged victim's home:

(Street, City, State, ZIP)

10. ☐ **Stay Away Order** (Utah Code 78B-7-803(2)(d))

☐ The defendant must stay away from the alleged victim's:

Home: _____
(Street, City, State, ZIP)

Work: _____
(Street, City, State, ZIP)

School: _____
(Street, City, State, ZIP)

These other places:

(Street, City, State, ZIP)

(Street, City, State, ZIP)

- [] The defendant must stay away from these places, which the following people listed in paragraph 7 go to often:

Name of person	
Description of place, including address (Street, City, State, ZIP)	

Name of person	
Description of place, including address (Street, City, State, ZIP)	

Name of person	
Description of place, including address (Street, City, State, ZIP)	

- [] Other (specify):

11. [] **Electronic monitoring** (Utah Code 78B-7-803(2)(g))

The defendant must participate in an electronic or other type of monitoring program.

12. ☐ **Parent-time** (Utah Code 78B-7-803(2)(h))

The defendant will have parent-time as follows: (choose one)

☐ The defendant will have the following parent-time schedule: (Describe in detail.)

☐ The defendant will have supervised parent-time as follows:

Name of supervisor/agency:

Phone: _____

Supervised parent-time schedule:

☐ The defendant will have no parent-time because:

13. ☐ **Parent-time contact:** (Utah Code 78B-7-803(2)(h))

(Choose one.)

☐ The defendant may communicate about parent time with the alleged victim through the following:

☐ text (number) _____

☐ email (email address) _____

☐ phone (number) _____

☐ other (specify) _____

- ☐ The defendant and the alleged victim may communicate about parent time through this person:

Name	
Phone Number	
Other	

14. ☐ **Personal Property Orders** (Utah Code 78B-7-803(3))

Personal property is transferred as follows:

To the defendant	To the alleged victim

15. ☐ **Other orders**

Orders to Agencies

16. ☐ **Law Enforcement to Assist.** A law enforcement officer from:

_____ (police agency) will enforce the orders checked below:

- ☐ Remove and exclude the defendant from the alleged victim's home.
- ☐ Help the defendant and the alleged victim get their personal property as described in paragraph 14.

Warning to Defendant: The defendant **may not** go to the home or other protected places without an officer. Law enforcement can evict the defendant or keep the defendant away from the places marked in paragraph 10, if needed.

Notice to defendant

Duration of order (Utah Code 78B-7-803)

This order lasts until the trial or other resolution of the case.

Penalties for violating this order (Utah Code 78B-7-806(2))

If you do not obey this order, you can be arrested and charged with a crime:

- Third degree felony if the original arrest or subsequent charge is a felony, punishable by up to five years in prison and a fine.
- Class A misdemeanor, if the original arrest or subsequent charge is a misdemeanor, punishable by up to 364 days in jail and a fine.

Defendant 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. (Utah Code 78B-7-105.5(4))

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

Date

Signature ►

Judge

In the ☐ Justice ☐ District Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah

v.

Defendant

Sentencing Protective Order

(Utah Code 77-36-1(12), 78B-7-804(2) and
78B-7-805(2))

Case Number

Judge

The court finds

1. The safety of _____, the victim, and members of the victim's family or household would be protected by a sentencing protective order.
2. ☐ The victim is a cohabitant but not an intimate partner of the defendant.
The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 U.S.C. Sec. 921 (a)(32).
3. ☐ The victim is an intimate partner of the defendant.
4. ☐ The party to be protected is the child of an intimate partner of the defendant.
5. ☐ The defendant was convicted of a domestic violence offense. (Utah Code 77-36-1(4)).

The court orders

Defendant must obey all orders marked below.

6. ☐ **Personal conduct** (Utah Code 78B-7-804(2)(a) and 78B-7-805(2)(a))

The defendant may not commit or threaten to commit domestic violence, harm or abuse against the victim. This includes stalking, harassing, threatening, physically harming, or causing any other form of abuse.

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

Name	Age	Relationship to the victim

7. ☐ **No Contact** (Utah Code 78B-7-804(2)(b) and 78B-7-805(2)(b))

The defendant may not contact, or otherwise communicate with the victim in any way, either directly or indirectly (such as phone, mail, email, text, social media).

8. ☐ **Stay Away Order** (Utah Code 78B-7-804(2)(c) and 78B-7-805(2)(c))

The defendant must stay away from the victim's

☐ Home: _____
(Street, City, State, ZIP)

☐ School: _____
(Street, City, State, ZIP)

☐ Work: _____
(Street, City, State, ZIP)

☐ These places, which the victim goes to often:

(Name of Place, Street, City, State, ZIP)

(Name of Place, Street, City, State, ZIP)

☐ These places, which the following people listed in paragraph 6 go to often:

Name of person	
Description of place, including address (Street, City, State, ZIP)	

Name of person	
----------------	--

Description of place, including address (Street, City, State, ZIP)	
--	--

Name of person	
Description of place, including address (Street, City, State, ZIP)	

8. ☐ **Guns or Weapons** (Utah Code 78B-7-804(2)(d) and (e) and 78B-7-805(2)(d) and (e))
 (Choose all that apply).
- ☐ The defendant cannot purchase, use, or have a firearm.
- ☐ The defendant cannot purchase, use, or have any of these weapons:
 _____.
- ☐ The defendant must surrender any weapon they own or have.
9. ☐ Other:

Notice to defendant

Duration of order (Utah Code 78B-7-804((2) and 78B-7-805(2))

This order lasts until probation has been terminated or the conditions of a plea in abeyance have been met.

Penalties for violating this order (Utah Code 78B-7-806(3))

If you do not obey this order, you can be arrested and charged with a crime:

- Third degree felony, if the conviction was a felony, punishable by up to five years in prison and a fine.
- Class A misdemeanor, if the conviction was a misdemeanor, punishable by up to 364 days in jail and a fine.

Defendant 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. (Utah Code 78B-7-105.5(4))

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

Date

Signature ►

Judge

In the ☐ Justice ☐ District Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah

v.

Defendant

Continuous Protective Order

(Utah Code 78B-7-804(3) and 78B-7-805(3))

Case Number

Judge

The court finds

1. The defendant was convicted of a domestic violence offense and (Choose one.)

☐ was sentenced to imprisonment to be served after conviction. There is a need for ongoing protection for _____, the victim.
(Utah Code 77-36-1(4) and 78B-7-804(3)).

☐ was not sentenced to imprisonment to be served after conviction. There is clear and convincing evidence that _____, the victim, has a reasonable fear of future harm or abuse. (Utah Code 77-36-1(4) and 78B-8-805(3)).

2. ☐ The victim is a cohabitant but not an intimate partner of the defendant.

The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 U.S.C. Sec. 921 (a)(32).

3. ☐ The victim is an intimate partner of the defendant.

4. ☐ The party to be protected is the child of an intimate partner of the defendant.

The court orders

The defendant must obey all orders marked below.

5. ☐ **Personal conduct** (Utah Code 78B-7-804(3)(d)(i) and 78B-7-804(3)(d)(ii))

The defendant may not commit or threaten to commit domestic violence, harm or abuse against the victim. This includes stalking, harassing, threatening, physically harming, or causing any other form of abuse.

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

Name	Age	Relationship to the victim

6. ☐ **No Contact** (Utah Code 78B-7-804(3)(d)(ii))

The defendant may not contact, or otherwise communicate with the victim in any way, either directly or indirectly (such as phone, mail, email, text, social media).

7. ☐ **Stay Away Order** (Utah Code 78B-7-804(3)(d)(iii))

The defendant must stay away from the victim's

☐ Home: _____
(Street, City, State, ZIP)

☐ Work: _____
(Street, City, State, ZIP)

☐ School: _____
(Street, City, State, ZIP)

☐ These places, which the victim goes to often:

(Name of Place, Street, City, State, ZIP)

(Name of Place, Street, City, State, ZIP)

☐ These places, which the following people listed in paragraph 5 go to often:

Name of person	
----------------	--

Description of place, including address (Street, City, State, ZIP)	
--	--

Name of person	
Description of place, including address (Street, City, State, ZIP)	

Name of person	
Description of place, including address (Street, City, State, ZIP)	

8. ☐ **Restitution** (Utah Code 78B-7-804(3)(d)(iv))

The defendant must pay the victim restitution as required in the sentencing order, dated _____.

9. ☐ Other:

Notice to defendant

Duration of order (Utah Code 78B-7-804(3)(d) and 78B-7-805(3)(c))

This order is permanent.

Penalties for violating this order (Utah Code 78B-7-806(3))

If you do not obey this order, you can be arrested and charged with a crime:

- Third degree felony, if the conviction was a felony, punishable by up to five years in prison and a fine.
- Class A misdemeanor, if the conviction was a misdemeanor, punishable by up to 364 days in jail and a fine.

Right to hearing (Utah Code 78B-7-804(3)(c) and 78B-7-805(3)(b))

You have the right to request a hearing. This order remains in effect while the hearing is being scheduled and while the hearing is pending.

Guns or Weapons

Based on your conviction of domestic violence, you may become subject to federal law making it a crime to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.

Modifying or dismissing this order (Utah Code 78B-7-804(4) and 78B-7-805(4))

A continuous protective order may be modified or dismissed only if the court determines by clear and convincing evidence that the victim does not have a reasonable fear of harm or abuse.

Defendant 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. (Utah Code 78B-7-105.5(4))

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

Date

Signature ►

Judge

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah

v.

Defendant

**Permanent Criminal Stalking
Injunction**
(Utah Code 78B-7-902)

Case Number

Judge

The court finds

1. ☐ The defendant was convicted of stalking or attempt to commit stalking _____, the victim, or pled guilty to one of those offenses as part of a plea in abeyance agreement.
2. ☐ The victim is an intimate partner of the defendant
The term "intimate partner" means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and an individual who cohabitates or has cohabited with the person. 18 U.S.C. Sec. 921 (a)(32).
3. ☐ The party to be protected is the child of an intimate partner of the defendant.

The court orders

The defendant must obey all orders marked below.

4. ☐ **Stay Away Order** (Utah Code 78B-7-902(2)(a))

The defendant may not enter the victim's

☐ Home: _____
(Street, City, State, ZIP)

☐ Property: _____
(Street, City, State, ZIP)

[] School: _____
(Street, City, State, ZIP)

[] Work: _____
(Street, City, State, ZIP)

[] These places, which the victim goes to often:

(Name of Place, Street, City, State, ZIP)

(Name of Place, Street, City, State, ZIP)

5. [] **No Contact** (Utah Code 78B-7-902(2)(b))

The defendant may not contact the victim or contact anyone about the victim, personally or through someone else. The defendant may not cause annoyance or alarm to the victim by:

- personal, written, or phone contact.
- contacting the victim's employers, employees, coworkers, friends, associates or others.

[] The defendant may communicate with the victim about parent time only, as ordered in paragraph 6. Communication must be civil and nonthreatening.

6. [] **Children** (Utah Code 78B-7-902(3))

The defendant and the victim have minor children together.

[] **Custody**

The court makes the following order about the defendant's exercise of custody:

[] **Parent-time**

The defendant will have parent-time as follows: (choose one)

[] The defendant will have the following parent-time schedule: (Describe in detail.)

☐] The defendant will have supervised parent-time as follows:

Name of supervisor/agency:

Phone: _____

Supervised parent-time schedule:

☐] The defendant will have no parent-time because:

☐] **Parent-time contact:** (choose one) (Utah Code 78B-7-803(2)(h))

☐] The defendant may communicate about parent time with the victim through the following:

☐] text (number) _____

☐] email (email address) _____

☐] phone (number) _____

☐] other (specify) _____

☐] The defendant and the victim may communicate about parent time through this person:

Name	
Phone Number	

Other	
-------	--

7. ☐ Other:

Notice to defendant

Duration of order (Utah Code 78B-7-902)

This order is permanent.

Penalties for violating this order (Utah Code 78B-7-903 and 76-5-106.5(7))

If you do not obey this order, you can be arrested and charged with a third degree felony, if the conviction was a felony, punishable by up to five years in prison and a fine.

Right to hearing (Utah Code 78B-7-902(1)(b)(ii))

You have the right to request a hearing. This order remains in effect while the hearing is being is schedule and while the hearing is pending.

Modifying or dismissing this order (Utah Code 78B-7-902(4))

A permanent civil stalking injunction may be modified, dissolved or dismissed only at the request of the victim.

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

_____	Signature ► _____
Date	Judge _____

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>Subpoena (Utah Rule of Civil Procedure 30 and 45)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
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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/

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/.

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/.

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>Objection to Subpoena (Utah Rule of Civil Procedure (e)(4))</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner (domestic cases)</p>
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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>Declaration of Compliance with Subpoena (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).

_____	Signature ►	_____
Date	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.)		

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 ☐ 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 Juvenile Court of Utah _____ Judicial District _____ County Court Address _____	
State of Utah, in the interest of _____ Last name, first name _____ Date of birth	Declaration of Financial Status (Utah Code 78B-22-202 and 78B-22-203) _____ Case Number _____ Judge

1. I am (Choose one.):
- ☐ The parent or legal guardian of a minor in juvenile court, and
☐ I am requesting a court-appointed attorney for myself in a child welfare case.
☐ I am providing a declaration of financial status as requested by the court.
☐ An adult being charged with a criminal offense in the juvenile court.

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

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

- ☐ I can't afford an attorney.
☒ ~~My child has been appointed an attorney and I'm required to fill this out by court order.~~

An attorney has been appointed for my child and I am required to fill this out by court order

3. The following people depend on me for support.

Number of adults (including yourself)		Number of children under 18	
---------------------------------------	--	-----------------------------	--

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

5. Monthly Income

Source of income	Monthly amount	Source of income	Monthly amount
Work	\$	Public / government assistance	\$
Other (Describe)	\$	Other (Describe)	\$

Source of income	Monthly amount	Source of income	Monthly amount
Total monthly income			\$

6. Monthly Expenses

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

Monthly expense	Current Amount	Monthly expense	Current Amount
Rent or mortgage	\$	Child support and alimony	\$
Education (children or self)	\$	Child care	\$
Transportation (car payments, fuel, insurance, public transit, parking)	\$	Food, clothing and household supplies	\$
Credit card, loan, garnishments, and other debt payments	\$	Health care insurance and expenses	\$
Phone, internet and paid television (cable, satellite, streaming)	\$	Utilities (electricity, gas, water, sewer, garbage)	\$
Other (describe)	\$	Other (describe)	\$
Total monthly expenses			\$

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

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

8. Other

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

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

This is a Tier 2 case

Name

Address

City, State, Zip

Phone

Email

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

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff/Petitioner

v.

Defendant/Respondent

Petition to Modify Divorce Decree
(Utah Rule of Civil Procedure 106)

[] and Stipulation

Case Number

Judge

Commissioner (domestic cases)

Note: Do not use this form if you are asking to modify custody, parent-time, and/or child support.
Forms for those issues are available at www.utcourts.gov.

I ask the court to modify the divorce decree as follows.

1. Controlling order

The controlling order in this case 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. **Jurisdiction**

(Choose one.)

☐ **Utah order – no other state has changed this order**

This court has jurisdiction because a Utah court entered the initial divorce decree or has already modified the order of another state and has exclusive, continuing jurisdiction.

☐ **Non-Utah order**

A court of another state having jurisdiction has declined to exercise jurisdiction because Utah is a more appropriate forum (attach copy of court decision).

3. **Current provisions**

I ask the court to change the following divorce decree provisions:

(Enter the provisions from the controlling order that you want to modify. Attach additional pages if needed.)

Alimony

☐ Paragraph # _____, which says:

Other

☐ Paragraph # _____, which says:

4. **Change in circumstances**

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.)

5. **Requested changes**

Because of the change in circumstances described above, I ask the court to order the following changes. (Enter the modifications you want the court to order. Add additional pages if needed.)

☐ Paragraph # _____ should be modified to say:

☐ Paragraph # _____ should be modified to say:

6. **Other**

I ask for these other orders:

7. ☐ **Attorney fees and costs**

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

8. **Remainder of order unchanged**

The remainder of the order should remain unchanged.

9. **Documents**

I am filing the following documents along with this Petition to Modify Divorce Decree (Check all that apply.):

☐ Cover Sheet

☐ Summons

☐ Non-public Information – Safeguarded Address (If applicable)

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 _____

Stipulation (optional)

I am the [] petitioner [] respondent and the party responding to this Petition to Modify Divorce Decree.

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).

Date

Signature ► _____
Printed Name _____

Attorney or Licensed Paralegal Practitioner of record (if applicable)

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>Findings of Fact and Conclusions of Law on Petition to Modify Divorce Decree (Utah Rule of Civil Procedure 106)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
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The matter before the court is a Petition to Modify Divorce Decree. 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 controlling order in this case 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. Utah ☐ does ☐ does not have jurisdiction in this case.

3. A material and substantial change in circumstances ☐ has ☐ has not occurred since the controlling order was entered. The court considered the following factors:

The court concludes:

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

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

6. ☐ Other:

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 Findings of Fact and Conclusions of Law on Petition to Modify Divorce Decree 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>Order on Petition to Modify Divorce Decree (Utah Rule of Civil Procedure 106)</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p>
---	---

The matter before the court is a Petition to Modify Divorce Decree. 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. ☐ Paragraph # _____ is modified to say:

3. ☐ Paragraph # _____ is modified to say:

4. ☐ Paragraph # _____ is modified to say:

5. ☐ **Attorney fees and costs**

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

6. ☐ **Other orders**

7. **Remainder of order unchanged**

The provisions of any previous order not modified by this order remain in effect.

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 Divorce Decree 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 _____