

## Agenda

### Committee on Court Forms

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

December 14, 2020 / 12:00 to 2:00 p.m.  
Virtual Meeting

1. Welcome and approval of October meeting minutes	Randy Dryer
2. Annual Committee report to Judicial Council	Randy Dryer
3. OCAP update	Clayson Quigley
4. Updates:  Form summons and notice to responding party for dispositive motions approved as mandatory forms  Judicial Recognition of a relationship as a marriage is NOT an LPP form	Nathanael Player
5. Miscellaneous protective order forms  <b>New forms</b> <ul style="list-style-type: none"><li>• Motion to extend cohabitant protective order (1019PO)</li><li>• Order extending cohabitant protective order (1020PO)</li><li>• Order denying motion to extend cohabitant protective order (1022PO)</li> <li>• Motion to extend dating violence protective order (11109PO)</li><li>• Order extending dating violence protective order (1111PO)</li><li>• Order denying motion to extend dating violence protective order (1112PO)</li> <b>Edits to existing forms</b><ul style="list-style-type: none"><li>• Motion to extend sexual violence protective order (1213PO)</li><li>• Order extending cohabitant protective order (1214PO)</li><li>• Order denying motion to extend cohabitant protective order (1215PO)</li></ul></ul>	Nathanael Player
Notice of hearing (16)	
6. Adult guardianship <ul style="list-style-type: none"><li>• Petition to appoint a guardian for an adult</li><li>• List of people who must be served</li><li>• Notice of hearing (respondent)</li><li>• Notice of hearing (interested persons)</li><li>• Findings of fact and conclusions of law</li><li>• Order appointing guardian for an adult</li><li>• Acceptance of appointment</li><li>• Letter of limited guardianship</li></ul>	

<ul style="list-style-type: none"> <li>• Letter of full guardianship</li> <li>• Private information record</li> </ul>	
7. Debt collection complaint	Nathanael Player
8. Reply to request for admissions	Nathanael Player
9. Safeguarded Information (minor correction)	Nathanael Player

#### Meeting Dates

February 8  
April 12

May 10\*  
June 14

August 9  
October 18^

December 13

\* Additional meeting for legislative updates

^ Moved from the October 11 for Columbus Day

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

Webex video conferencing  
October 19, 2020  
12 - 2 pm

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

Randy Dryer, <i>Chair</i>	•	
Amber Alleman	•	
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		•

Staff:  
Brent Johnson  
Minhvan Brimhall

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

Randy Dryer welcomed the committee members to the meeting. The Committee considered the minutes from the August 8 meeting. No revisions were made to the minutes. Stewart Ralphs moved to approve the full minutes. Judge Taylor seconded the motion. The motion unanimously passed.

**II. OCAP UPDATE:**

The OCAP group is working on technological updates to the OCAP forms, primarily the software being used. They hope to have this completed by next month. They are currently up to date with all approved forms, including those for LPP usage. They are fine-tuning and adjusting minor items but look to have everything completed very soon.

**III. MOTION TO INTERVENE IN ADOPTION CASE:**

Motion:

The motion to intervene in an adoption case form allows a party to file a request to intervene prior to an adoption being finalized. If the court approves, the parties are able to see what was filed and they can file an answer once the petition has been approved. The committee discussed at length the parties who may file a motion to intervene and their relationship to the case. The committee reviewed Utah Code § 78B-6-110 which lists all parties who receive notice when someone files a motion to intervene.

The committee made minor language and formatting changes to the form. The committee included an additional paragraph for any party filing the motion to identify their relationship to the child. The committee also added lines to paragraph 3 to allow the party to explain why they are intervening in the case. The committee renumbered the paragraphs as appropriately amended.

With no further discussion, Judge Taylor moved to approve the form as amended. Stewart Ralphs seconded the motion. With no opposition, the motion passed.

Order:

The committee reviewed and made minor language and formatting changes to the form. The committee did not have additional concerns or questions with the order.

With no further discussion, Judge Taylor moved to approve the forms as amended. Nathanael Player seconded the motion. With no opposition, the motion passed.

**IV. ORDER ASSIGNING COURT VISITOR TO REPORT ON REQUEST TO EXCUSE RESPONDENT FROM HEARING:**

This order is from the Court Visitor Program. When a court visitor meets and interviews a person their confidentiality is very important to them, as well as candor in the interviews. When the visits occur via video there is concern about people listening in the background and telling a person what to say. The court visitors met with the Board of District Court Judges to express their concerns and have provided proposed language to the form to address the Webex or video conferencing issues. Court visitors are not always an employee of the court. They are sometimes a doctor or therapist or care provider that is providing certain reports to the courts.

Judge Taylor noted concerns with the proposed language regarding recordings made by the court visitor. The courts' records retention policy does not apply to court visitor requests and therefore court visitors maintain the recordings until the court deems it is no longer needed. The court could amend the rule to allow for retention of court visitor recordings to be retained by the court but current practice suggests that court visitors preserve their own recordings. The committee discussed and made language changes to the form. Paragraph 13 was amended to say, "A court visitor is a representative of the court. Communication and interaction with the court visitor is as if made with the judge."

The committee discussed the potential for undue influence of a defendant by someone who is not a party in the case. The committee recommended language changes to paragraph 14. Paragraph 14 was amended to say, "No person may unreasonably influence another person in their compliance with this order."

With no further discussion or additional revisions, Judge Taylor moved to approve the forms as amended. Mr. Player seconded the motion. The committee voted and the motion unanimously passed.

#### **V. PETITION TO MODIFY DIVORCE DECREE:**

- 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

##### **Petition:**

The committee discussed these forms at a previous meeting and changes have been made by the Family Laws Forms Subcommittee. The changes will apply to other petitions for divorce and petition for custody.

The committee discussed concerns that a petition addressing retirement will need to be filed each time a change occurs. Mr. Ralphs noted that unless it is addressed in a decree, a retirement may change and may need to be addressed through additional petitions. Mr. Ralphs recommends that retirement be included in a decree to avoid the need to address retirement each time a change occurs. Mr. Ralphs noted that retirement should be separated from other items in the form, as it requires substantial changes in a person's circumstance.

The committee made language and formatting changes to the form and separated retirement and non-retirement into two sections.

With no further discussions or revisions, Mr. Ralphs moved to approve the petition as modified. Mr. Player seconded the motion. The committee voted and the motion passed.

##### **Findings:**

The committee discussed and made minor language changes to the form. The committee did not have any additional concerns or recommended changes to the form.

With no further discussions or revisions, Mr. Player moved to approve the petition as modified. Judge Lindsley seconded the motion. The committee voted and the motion passed.

Order:

The committee did not express any concerns with the form and did not make recommendations for any changes.

With no further discussions or revisions, Judge Taylor moved to approve the order form as presented. Mr. Player seconded the motion. The committee voted and the motion passed.

## **VI. JUDICIAL RECOGNITION OF A RELATIONSHIP AS A MARRIAGE:**

- Petition and stipulation to recognize a relationship as a marriage
- Findings of fact and conclusions of law on petition to recognize a relationship as a marriage
- Order on petition to recognize a relationship as a marriage

Petition:

The committee reviewed these forms in previous meetings. Revisions have been made to the form to clarify language on some of the issues and to provide for a factual basis for those issues. Additional lines have been added to each paragraph to allow for explanation. The petition allows 16-17 years old to marry with consent of the parents and the courts. Fifteen year olds are no longer allowed to marry in the State of Utah.

With no further discussions or revisions, Mr. Ralphs moved to approve the petition as amended. Judge Lindsley seconded the motion. The committee voted and the motion passed.

Findings:

The committee did not express any concerns with the form and did not make recommendations for any changes.

With no further discussions or revisions, Judge Taylor moved to approve the findings as amended. Mr. Player seconded the motion. The committee voted and the motion passes.

Order:

The committee did not express any concerns with the body of the form and did not make recommendations for any changes.

Amber Alleman noted that a licensed paralegal practitioner may not be able to file these forms. Mr. Player will research the statute and determine whether it is within the scope for an LPP to file.

With no further discussions or revisions, Mr. Ralphs moved to approve the form, subject to final review of the ability to file by a licensed paralegal practitioner. Judge Taylor seconded the motion. The committee voted and the motion passed.

## **VII. MISCELLANEOUS PROTECTIVE ORDER FORMS:**

**New forms:**

- Motion to extend cohabitant protective order form
- Order extending cohabitant protective order
- Order denying motion to extend cohabitant protective order

- Motion to extend dating violence protective order
- Order extending dating violence protective order
- Order denying motion to extend dating violence protective order

**Edits to existing forms:**

- Motion to extend sexual violence protective order
- Order extending cohabitant protective order
- Order denying motion to extend cohabitant protective order

Cohabitant abuse protective orders used to be in effect for many years; however, they are now only effective for three years. The forms have been updated and made ready in the event that an extension is needed. The batch of forms are amended differently and do not mimic each other.

The committee did not express concerns with the modifications to the motion form. Guy Galli expressed concern about a party or clerk having to prepare a new protective order when an order is about to expire. Mr. Galli noted that in DPS the clerk will only need to change the date on the order. If this was not asked for in the original petition, it would cause a problem to the petition when an order date is changed prior to extension without a new order. Mr. Galli notes that DPS will generate a new order when a date is changed. Mr. Galli recommends that the order form be made to move this process through the DPS system. The party will receive a copy of the new order with the new date to have in their possession.

The committee expressed concern the order form is not auto generated in all the districts. Mr. Galli will reach out to all the districts to determine which ones would need to have access to DPS.

With no further discussions, Judge Taylor moved to table these forms until another meeting for the issues on the order form to be resolved. Mr. Galli will report his findings at the next meeting.

**VIII. ADJOURN:**

With no further items for discussion, the meeting adjourned without a motion. The meeting adjourned at 2 pm. The next meeting will be December 14, 2020, from noon to 2 pm via Webex video conferencing.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address (omit if safeguarded)

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

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

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

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Motion to Extend Cohabitant  
Protective Order**

(Utah Code 78B-7-606(2))

**Hearing Requested**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. I ask the court to extend the cohabitant protective order issued on

\_\_\_\_\_ (date), which expires on

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

2. I ask to extend the cohabitant protective order because (Choose one):

☐ I have a current reasonable fear of future harm, abuse or domestic  
violence because:

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



☐ The respondent committed or was convicted of:

☐ a violation of the protective order I am asking to extend.

☐ a qualifying domestic violence offense after the protective order was issued. (See Utah Code 77-36-1 for a list of qualifying offenses).

Describe:

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3. I am filing this request before the cohabitant protective order has expired.

4. I request a hearing.

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

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

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

### Clerk's Certificate of Service

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

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Clerk's Printed Name \_\_\_\_\_

**Order Extending Cohabitant Protective Order**  
(Utah Code 78B-7-606)

**Petitioner** (protected person):

Case Number: \_\_\_\_\_ District: \_\_\_\_\_

County: \_\_\_\_\_ State: Utah

Judge: \_\_\_\_\_

Commissioner: \_\_\_\_\_

\_\_\_\_\_  
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 Motion to Extend Cohabitant Protective Order and (Choose all that apply.):

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

and makes the orders initialed below.

**The court finds:**

1. This court entered a protective order on \_\_\_\_\_ (date), which expires on \_\_\_\_\_ (date).
2. ☐ The petitioner has a current reasonable fear of future harm, abuse or domestic violence.  
☐ The respondent committed or was convicted of:
  - ☐ a violation of the protective order the petitioner is asking to extend.
  - ☐ a qualifying domestic violence offense after the protective order was issued.
3. The request to extend the protective order was filed before the protective order expired.

**The court orders:**

The Motion to Extend Cohabitant Protective Order is granted. Respondent must obey all provisions initialed below.

**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)*

**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): \_\_\_\_\_

**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.

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 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 **within 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

_____	_____	_____	_____
<i>Street</i>	<i>City</i>	<i>State</i>	<i>Zip</i>

*Respondent's Signature* \_\_\_\_\_



In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Order Denying Motion to Extend  
Cohabitant Protective Order**  
(Utah Code 78B-7-606(2))

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

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

The following people were present at the hearing:

☐ Petitioner

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

☐ Respondent

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

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

☐ received argument and evidence

☐ accepted the stipulation of the parties

☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

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

2.     ☐   The request to extend was filed after the protective order expired.
3.     ☐   The petitioner does not have a current reasonable fear of future harm, abuse or domestic violence.
4.     ☐   The petitioner did not show the respondent committed or was convicted of:  
          ☐ a violation of the protective order the petitioner asking to extend.  
          ☐ a qualifying domestic violence offense after the protective order was issued. (See Utah Code 77-36-1 for a list of qualifying offenses).

**The court orders:**

5.     The Motion to Extend Cohabitant Protective Order is denied.

**— The court completes this section —**

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

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

**— Respondent completes this section —**

By signing here, respondent approves the form, and accepts service of this Order Denying Motion to Extend Cohabitant Protective Order and waives the right to be personally served.

Respondent's Address

\_\_\_\_\_

Respondent's Signature   ► \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address (omit if safeguarded)

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

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

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

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

**Motion to Extend Dating Violence  
Protective Order**

(Utah Code 78B-7-405(4))

**Hearing Requested**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. I ask the court to extend the dating violence protective order issued on  
\_\_\_\_\_ (date), which expires on  
\_\_\_\_\_ (date).
2. I ask to extend the dating violence protective order because (Choose one):  
☐ There is a substantial likelihood I will be subjected to dating violence  
because:  
\_\_\_\_\_  
\_\_\_\_\_

☐ The respondent committed or was convicted of:

☐ a violation of the dating violence protective order I am asking to extend.

☐ dating violence offense after the protective order was issued.

Describe:

---

---

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3. I am filing this request before the dating violence protective order has expired.

4. I request a hearing.

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

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Printed Name \_\_\_\_\_

Clerk's Certificate of Service			
I certify that I served a copy of this Request to Extend Protective Order on the following people.			
Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
	<input type="checkbox"/> Mail <input type="checkbox"/> E-filed <input type="checkbox"/> Email		

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

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

**Order Extending Dating Violence Protective Order**  
(Utah Code 78B-7-405(4))

Case Number: \_\_\_\_\_ District: \_\_\_\_\_  
County: \_\_\_\_\_ State: Utah  
Judge: \_\_\_\_\_  
Commissioner: \_\_\_\_\_

**Petitioner** (protected person)

First Middle Last

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

Street

City State Zip

Phone #: \_\_\_\_\_

Petitioner's attorney (if any): \_\_\_\_\_  
Name Phone #

**Respondent** (person Petitioner is protected from)

First Middle Last

Other names used: \_\_\_\_\_

Address (street): \_\_\_\_\_

City State Zip

Other people protected by this order

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

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)

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 Motion to Extend Dating Violence Protective Order and (Choose all that apply.):

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

and makes the orders initialed below.

**The court finds:**

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

2. ☐ There is a substantial likelihood the petitioner will be subjected to dating violence.

☐ The respondent committed or was convicted of:

☐ a violation of the protective order petitioner is asking to extend.

☐ dating violence after the protective order was issued.

3. The request to extend the protective order was filed before the protective order expired.

**The court orders:**

The Motion to Extend Dating Violence Protective Order is granted. Respondent must obey all provisions initialed below.

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

2 ☐ **No Contact Order** Do not directly or indirectly contact, phone, text, mail, e-mail, or communicate in any way with the Petitioner or any person listed on page 1 of this form.

3 ☐ **Stay Away Order**

☐ Respondent is ordered to stay at least \_\_\_\_\_ feet from petitioner.

☐ Respondent is ordered to stay away from:

☐ Petitioner's home:

\_\_\_\_\_  
(Street, City, State, ZIP)

☐ Petitioner's work:

\_\_\_\_\_  
(Street, City, State, ZIP)

☐ Respondent works at the same place as the petitioner. Respondent is not ordered to stay away from this location, but the following restrictions apply when petitioner and respondent are both there:

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

☐ Petitioner's school:

\_\_\_\_\_  
(Street, City, State, ZIP)

☐ Respondent attends the same school as the petitioner. Respondent is not ordered to stay away from this location, but the following restrictions apply when petitioner and respondent are both there:

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

☐ These places, which the petitioner goes to often:

---

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

---

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

☐ These places, which the people listed on page 1 go to often:

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

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

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

☐ Other (specify):

---

---

**4 ☐ No Guns or Other Weapons**

The Court finds by clear and convincing evidence that your use or possession of a weapon poses a serious threat of harm to the Petitioner or other family or household members designated on page 1 of this order. You cannot possess, have, or buy a gun or firearm or any of these weapons:

---

**5 ☐ Other:**

---

---

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.A. 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.

**Warnings to the Respondent:**

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

**This protective order expires in three years, on this date**

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

(Utah Code 78B-7-405)

**--- The Court fills out below ---**

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	_____

**--- 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 District Court of Utah

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

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

---

Petitioner

v.

---

Respondent

**Order Denying Motion to Extend  
Dating Violence Protective Order**  
(Utah Code 78B-7-405(4))

---

Case Number

---

Judge

---

Commissioner

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

The following people were present at the hearing:

☐ Petitioner

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

☐ Respondent

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

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

☐ received argument and evidence

☐ accepted the stipulation of the parties

☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

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

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

2.    ☐    The request to extend was filed after the protective order expired.
3.    ☐    There is not a substantial likelihood the petitioner will be subjected to dating violence.
4.    ☐    The petitioner did not show the respondent committed or was convicted of:  
         ☐    a violation of the dating violence protective order the petitioner is asking to extend.  
         ☐    dating violence offense after the protective order was issued.

**The court orders:**

5.    The Motion to Extend Dating Violence Protective Order is denied.

**— The court completes this section —**

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

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

**— Respondent completes this section —**

By signing here, respondent approves the form, and accepts service of this Order Denying Motion to Extend Dating Violence Protective Order and waives the right to be personally served.

Respondent's Address

\_\_\_\_\_

Respondent's Signature   ► \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address (omit if safeguarded)

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

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

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

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

In the District Court of Utah

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

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

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

v.

\_\_\_\_\_  
Respondent

**Request Motion to Extend Sexual  
Violence Protective Order**

(Utah Code 78B-7-505(3))

**Hearing Requested**

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. I ask the court to extend the sexual violence protective order issued on \_\_\_\_\_ (date), which expires on \_\_\_\_\_ (date).

2. I ask to extend the sexual violence protective order because (Choose one):

☐ There is a substantial likelihood I will be subjected to sexual violence because:

☐ The respondent committed or was convicted of:

☐ a violation of the sexual violence protective order I am asking to extend.

☐ a sexual violence offense after the sexual violence protective order was issued.

**Describe:**

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3. I am filing this request before the sexual violence protective order has expired.

4. I request a hearing.

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

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature ►

\_\_\_\_\_  
Printed Name

### Clerk's Certificate of Service

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

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature ►

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

In the District Court of Utah

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

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

**Order Extending Sexual Violence  
Protective Order**  
(Utah Code 78B-7-505)

\_\_\_\_\_  
Petitioner

v.

\_\_\_\_\_  
Respondent

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

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

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

The following people were present at the hearing:

☐ Petitioner

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

☐ Respondent

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

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

☐ received argument and evidence

☐ accepted the stipulation of the parties

☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

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

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

2. ☐ There is a substantial likelihood the petitioner will be subjected to sexual violence.
- ☐ The respondent committed or was convicted of:
- ☐ a violation of the sexual violence protective order petitioner is asking to extend.
- ☐ a sexual violence offense after the sexual violence protective order was issued.
3. The request to extend the sexual violence protective order was filed before the sexual violence protective order expired.

**The court orders:**

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

**This extended protective order expires in three years, on**

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

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

5. ☐ **Personal conduct**

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

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

Name	Age	Relationship to petitioner

6. ☐ **No contact order**

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

7. ☐ **Stay away order**

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

☐ b. Stay away from petitioner's

☐ home

☐ work

☐ school

☐ place of worship

☐ other:

\_\_\_\_\_

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

Work:

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

School:

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

Place of worship:

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

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

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

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

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- ☐ f. Other (specify):

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8. ☐ **No weapons**

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

\_\_\_\_\_.

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

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



**— The court completes this section —**

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

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

**— Respondent completes this section —**

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

Respondent's Address

\_\_\_\_\_

Respondent's Signature ► \_\_\_\_\_

---

In the District Court of Utah

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

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

---

Petitioner

v.

---

Respondent

**Order Denying ~~Request~~ Motion to  
Extend Sexual Violence Protective  
Order**

(Utah Code 78B-7-505)

---

Case Number

---

Judge

---

Commissioner

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

The following people were present at the hearing:

☐ Petitioner

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

☐ Respondent

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

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

☐ received argument and evidence

☐ accepted the stipulation of the parties

☐ entered the default of respondent for failure to appear

and makes the orders initialed below.

**The court finds:**

1. This court entered a sexual violence protective order on

\_\_\_\_\_ (date), which expires on

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

2. (Choose all that apply.):

☐ Extending the sexual violence protective order is not necessary to protect the petitioner or any of the people named in the order.

☐ The request to extend was filed after the sexual violence protective order expired.

☐ The sexual violence protective order has already been extended.

**The court orders:**

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

**— The court completes this section —**

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

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

**— Respondent completes this section —**

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

Respondent's Address

\_\_\_\_\_

Respondent's Signature ► \_\_\_\_\_

**This is a tier 2 case.**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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

In the District Court of Utah

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

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

In the Matter of Protection for  _____ Respondent	<b>Petition to Appoint a Guardian for an Adult</b> (Utah Code 75-5-303)
	<input type="checkbox"/> <b>Attorney for the respondent requested</b>
	<input type="checkbox"/> <b>Court visitor requested</b>
	_____ Case Number
	_____ Judge

1. I ask the court to appoint \_\_\_\_\_ (name of proposed guardian), who is a competent person or suitable institution, as guardian for \_\_\_\_\_ (name of respondent).

2. **Venue** (Utah Code 75-5-302)

This is the correct location for the court to decide the case because the respondent resides in or is present in this county.

**Comment [NP1]:** NP adjust spacing for all paragraphs

3. **Interested persons** (Utah Code 75-5-309 and 75-1-401)

I have listed the people who have an interest in this case in the List of People Who Must be Served with the Petition and Notice of Guardianship hearing. Those interested persons will be served as described in the List of People Who Must be Served.

4. Information about the respondent:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Social Security Number

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

\_\_\_\_\_  
Driver license number

5. Information about the proposed guardian:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Social Security Number

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

\_\_\_\_\_  
Driver license number

6. Information about the proposed guardian's next of kin or other contact person:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

7. Other court orders or pending court cases:

[ ] There are no other guardianship or conservatorship orders or pending cases

involving the respondent.

- ☐ The following guardianship or conservatorship orders or pending cases involve the respondent.  
(If marked, list all court cases below.)

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Guardianship <input type="checkbox"/> Other (Describe): <input type="checkbox"/> Conservatorship		

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Guardianship <input type="checkbox"/> Other (Describe): <input type="checkbox"/> Conservatorship		

Court case name		Court case number	
Judge's name		County and state	
Type of case	<input type="checkbox"/> Guardianship <input type="checkbox"/> Other (Describe): <input type="checkbox"/> Conservatorship		

8. **Incapacity** (Utah Code 75-1-201(22))

The respondent is so impaired, even with appropriate technological assistance, they cannot meet the essential requirements for financial protection or physical health, safety, or self-care. They cannot (Choose all that apply.):

- ☐ receive and evaluate information.  
☐ make and communicate decisions.  
☐ provide for necessities such as food, shelter, clothing, health care, or safety.

The respondent's incapacity is proved by the following clear and convincing evidence:

(Describe examples of the respondent's inabilities and functional limitations. Attach supporting documents, including statements of any witnesses who are familiar with the respondent and/or evaluations of respondent's physician or other evaluator.)

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9. **Physician's report** (Only required if respondent is a minor. Utah Code 75-5-317.)

☐ I am attaching a report about the respondent written by a physician or psychologist.

☐ The report is based on an evaluation done in the last six months. I ask the court to waive any additional evaluation.

10. **Firearms restrictions**

☐ The respondent, as a result of marked subnormal intelligence, or mental illness, incompetency, condition, or disease:

- is a danger to themselves or to others; or
- lacks the mental capacity to contract or manage their own affairs.

(27 CFR § 478.11)

As a result, the respondent may not receive, possess or transport any firearm or ammunition.

11. Appointment of a guardian is necessary or desirable to provide the respondent with continuing care and supervision because: (Utah Code 75-5-304)  
(Explain what alternatives other than a guardianship have been tried and why they did not succeed. Or explain why alternatives have not been tried.)

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12. **Priority for appointment** (Utah Code 75-5-311 and 75-5-317)

The proposed guardian has priority for appointment because they:  
(Choose all that apply.)

☐ have been nominated by (Attach supporting documents.):

☐ the respondent (Choose one.)

☐ in a signed document similar to Utah Code 75-5-311.

☐ in something other than a signed document similar to Utah Code 75-5-311.

☐ the respondent's deceased spouse in a will or other signed document.

☐ the respondent's deceased parent in a will or other signed document.

☐ \_\_\_\_\_ (name)  
who is caring for the respondent or paying benefits to the respondent.

☐ are related to the respondent as the respondent's:

☐ spouse.

☐ adult child.

☐ parent.

☐ parents, or two people who share joint legal decision-making authority over the respondent.

☐ relative with whom the respondent has resided for more than six months before the filing of the petition.

☐ are a specialized care professional. They do not profit, financially or otherwise, or receive compensation for acting as guardian. They may receive compensation for the direct costs of providing guardianship services. They do not otherwise have a conflict of interest in providing those services.

☐ are the Office of Public Guardian.

☐ had a court order granting sole legal decision making authority over the respondent when respondent turned 17 years and six months old. This petition is being filed within 2 years after the day respondent turns 18. The case number is \_\_\_\_\_.

☐ are \_\_\_\_\_  
(describe connection to the respondent)

13. ☐ **Proposed guardian is not the nominee** (Utah Code 75-5-311(2))

\_\_\_\_\_. (name)  
has been nominated as guardian for the respondent but is not the proposed guardian. The nomination was made by: (Choose all that apply.)

☐ the respondent;

☐ the respondent's spouse;

☐ the respondent's parent;

☐ the respondent's caregiver.

14. **Reason for appointment**

The court should appoint the proposed guardian because: (Choose one.)

☐ the proposed guardian is highest in legal priority.

☐ there is good reason not to follow the legal priority because:

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



---

**Type of guardianship** (Choose paragraph 15 or 16, but not both.) (Utah Code 75-5-304(2))  
(The court is required to prefer a limited guardianship and can only grant a full guardianship if no other alternative exists.)

**15. Limited guardianship**

- ☐ The respondent requires a guardian with limited authority to: (Choose all that apply.)
- ☐ make decisions about the respondent's custody and residence.
  - ☐ make decisions about the respondent's training and education.
  - ☐ provide for the respondent's care, comfort, and maintenance.
  - ☐ take reasonable care of the respondent's clothing, furniture, vehicles, and other personal effects.
  - ☐ begin protective proceedings if the respondent's property needs protection.
  - ☐ consent to medical or other professional care counsel, treatment, or service for the respondent.
  - ☐ begin proceedings to require a person to perform their duty to support the respondent.
  - ☐ receive money and tangible property due to the respondent and apply the money and property for the respondent's support, care, and education;.
  - ☐ other (Describe additional authority that the guardian should have.)

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**16. Full guardianship**

- ☐ The respondent requires a guardian with full authority because:  
(Explain why nothing less than a full guardianship is adequate to provide the respondent with continuing care and supervision.)

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17. **Value of respondent's assets**

The estimated value of the respondent's assets is: (Attach additional pages if needed.)

General Description	Estimated Value	Unknown
Home and other real estate	\$	[ ]
Bank and credit union accounts	\$	[ ]
Investments	\$	[ ]
Personal property	\$	[ ]
Other	\$	[ ]
Total	\$	[ ]

18. **Respondent's monthly income**

The respondent's estimated monthly income from all sources is \$ \_\_\_\_\_.  
(Include things like employment, social security, SSI, and SSDI.)

**Comment [NP2]:** NP send this back to Michelle. Is this sufficient?

19. **Attorney for respondent** (Utah Code 75-5-303(5)(c) and (d))

The respondent: (Choose one.)

- ☐ will be represented by \_\_\_\_\_,  
(name) an attorney selected by the respondent.
- ☐ needs an attorney appointed by the court, and I am filing with this petition a Request to Appoint an Attorney.

20. **Respondent's presence at hearing** (Utah Code 75-5-303(5))

The respondent: (Choose one.)

- ☐ will be present at the hearing.
- ☐ should be excused from attending the hearing: (Choose one.)
- ☐ and I am filing with this petition a Request to Assign a Court Visitor to inquire about whether to excuse the respondent from attending the hearing. (Utah Code 75-5-303.)
- ☐ because of clear and convincing evidence from a physician that the respondent has: (Choose all that apply. Attach physician's affidavit.)
- ☐ fourth stage Alzheimer's disease

☐ extended comatosis

☐ an intellectual disability with an IQ score under 25

21. I ask the court to:

- schedule a hearing on this petition
- give required notice (Utah Code Section 75-5-309)
- enter an order declaring the respondent to be an incapacitated person and appointing \_\_\_\_\_ (name) as guardian with the authority requested in paragraph 15 or 16, to serve: (Choose one.)
  - ☐ without bond.
  - ☐ with bond in the amount of \$\_\_\_\_\_.
- issue a Letter of Guardianship to the guardian describing the guardian's authority.

22. ☐ I ask the court to make the order immediately effective upon the respondent's 18th birthday, which is \_\_\_\_\_ (date).

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 \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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

In the District Court of Utah

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

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

In the Matter of Protection for

\_\_\_\_\_,  
Respondent

**List of people who must be served with the petition and notice of guardianship hearing**

(Utah Code 75-5-309 and 75-1-401)

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

\_\_\_\_\_  
Judge

1. I will have the Petition to Appoint a Guardian for an Adult and Notice of Hearing, Rights and Consequences of a Guardianship personally served on:

Respondent

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Respondent's spouse, who can be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Respondent's parent, who can be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Respondent's parent, who can be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

2. I ask the clerk of court to post a copy of the notice of the hearing for 10 consecutive days immediately preceding the hearing in at least three public

places in the county. I will mail a copy of the petition and notice of the hearing to the following people at least 10 days before the hearing:

☐ Respondent's spouse, who cannot be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Respondent's parent who cannot be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Respondent's parent, who cannot be found in this state. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Respondent's adult child. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Respondent's adult child. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

If no one is listed above, then respondent's closest living adult relative

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person or entity serving as respondent's guardian

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person or entity serving as respondent's conservator

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person nominated as respondent's guardian. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person nominated as respondent's conservator. They are:

☐ Deceased

☐ Living, and their address is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person with power of attorney for respondent

\_\_\_\_\_  
Name



\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Person or entity responsible for respondent's care and custody

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Healthcare decision making agent appointed by respondent

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

☐ Adult Protective Services

(Required if APS has received a referral concerning the welfare of the respondent, or of the guardian/conservator, or of the proposed guardian/conservator.)

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Other interested person

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

Other interested person

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Printed Name \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

In the Matter of Protection for

\_\_\_\_\_,  
Respondent

**Notice of Hearing, Rights and  
Consequences of a  
Guardianship**  
(Utah Code 75-5-309)

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

\_\_\_\_\_  
Judge

(translate entire form into Spanish)

To:

\_\_\_\_\_  
Respondent Name and Address

This court has received the attached petition. The petitioner claims you are incapacitated. "Incapacitated" means a person is unable to make or communicate responsible decisions.

The petition asks the court to appoint

\_\_\_\_\_ (name) as your  
guardian. This person would make decisions for you.

The court has scheduled a hearing at the following date and time.

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

Courthouse Address (Dirección del tribunal):

---

Date (Fecha): \_\_\_\_\_

Time (Hora): \_\_\_\_\_ [ ] a.m. [ ] p.m.

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

Judge (Juez): \_\_\_\_\_

At the hearing the court will decide whether you are incapacitated. If the court decides you are incapacitated, the court will decide:

- who the guardian will be, and
- what authority the guardian will have.

If a guardian is appointed, the guardian will make decisions in the areas in which the court decides you need protection. The guardian may have the authority to make decisions about:

- where you live.
- your healthcare, including end of life choices.
- your finances, like investing or spending your money.
- your business and property.

In addition, if the court finds that you are incapacitated, you may no longer be able to:

- drive.
- make a will.
- marry or divorce.

- vote.

You must go to the hearing. You have the right to:

- object to the proposed guardianship.
- choose your own attorney. If you do not have a lawyer the court will appoint one for you.
- nominate a guardian of your choice.
- ask that the guardian's power be limited.
- receive written reasons for appointing a guardian.
- have the hearing be open or closed to the public.
- present evidence.
- ask questions of witnesses.
- be examined by a court-appointed physician.
- be interviewed by a court-appointed visitor and to ask that the visitor interview the proposed guardian.
- ask to have the court-appointed visitor come to your current and proposed home.
- a jury trial.

You and any person interested in your welfare also have the right to:

- ask the court for a hearing to end the guardianship.
- appoint a different guardian.
- change the guardian's authority.

#### **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.

#### **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

**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/](http://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.

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](http://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.

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Justice Court of Utah

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

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

In the Matter of Protection for

\_\_\_\_\_  
Respondent

**Notice of Hearing, Rights and  
Consequences of a Guardianship**

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

\_\_\_\_\_  
Judge

To:

\_\_\_\_\_  
Interested Person Name and Address

This court has received the attached petition. The petitioner claims the respondent is incapacitated. "Incapacitated" means a person is unable to make or communicate responsible decisions. The petition asks that this court appoint

\_\_\_\_\_ (name) as guardian  
to make decisions for the respondent.

The court has scheduled a hearing at the following date and time.

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

Courthouse Address (Dirección del tribunal):  
\_\_\_\_\_



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

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

Judge (Juez): \_\_\_\_\_

At the hearing the court will decide whether the respondent is incapacitated. If the court decides they are incapacitated, the court will decide:

- who the guardian will be, and
- what authority the guardian will have.

If a guardian is appointed, the guardian will make decisions in the areas in which the court decides the respondent needs protection. The guardian may have the authority to make decisions about:

- where the respondent lives.
- the respondent's healthcare, including end of life choices.
- the respondent's finances, like investing or spending their money.
- the respondent's business and property.

In addition, if the court finds that the respondent is incapacitated, they may no longer be able to:

- drive.
- make a will.
- marry or divorce.
- vote.

The respondent must go to the hearing. They have the right to:

- object to the proposed guardianship.
- choose their own attorney. If they do not have a lawyer the court will appoint one for them.
- nominate a guardian of their choice.
- ask that the guardian's power be limited.
- receive written reasons for appointing a guardian.
- have the hearing be open or closed to the public.
- present evidence.
- ask questions of witnesses.

- be examined by a court-appointed physician.
- be interviewed by a court-appointed visitor and to ask that the visitor interview the proposed guardian.
- ask to have the court-appointed visitor come to their current and proposed home.
- a jury trial.

The respondent and any person interested in the respondent's welfare also have the right to:

- ask the court for a hearing to end the guardianship.
- appoint a different guardian.
- change the guardian's authority.

#### **Attendance**

If you do not attend, the relief requested might be granted.

#### **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.

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

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#### **Asistencia**

Si usted no llegara a presentarse, la reparación solicitada podría ser otorgada.

#### **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.

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limited legal help and free legal clinics.	Tribunales de Utah, abogados que ofrecen descuentos u ofrecen ayuda legal limitada, y talleres legales gratuitos.
--	---

_____	Signature ►	_____
Date	Printed Name	_____

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

In the District Court of Utah

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

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

<p>In the Matter of Protection for</p> <p>_____,</p> <p>Respondent</p>	<p><b>Findings of Fact and Conclusions of Law on Petition to Appoint a Guardian for an Adult</b></p> <p>_____</p> <p>Case Number</p> <p>_____</p> <p>Judge</p>
--	--

The matter before the court is a Petition to Appoint a Guardian for an Adult. This matter is being resolved by: (Choose all that apply.)

- ☐ The stipulation of the parties.
- ☐ The pleadings and other papers of the parties.
- ☐ A hearing held on \_\_\_\_\_ (date), notice of which was served on all parties.

Petitioner

- ☐ was present.
- ☐ was not present.
- ☐ was represented by \_\_\_\_\_ (name).
- ☐ was not represented.

Respondent

☐ was present.

☐ was excused from attending.

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

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

**The court finds:**

1. The court has jurisdiction under Utah Code 75-1-302.
2. The court has venue because the respondent resides or is present in this county.
3. All interested persons have been served with a copy of the petition and notice of hearing as required by law.
4. The respondent is an adult, or will be an adult within the next six months.
5. \_\_\_\_\_ (name of guardian(s)) is a competent person or persons or suitable institution to be the respondent's guardian.
6. **Priority for appointment** (Utah Code 75-5-311 and 75-5-317)

The guardian(s) receive priority for appointment because they: (Choose all that apply.)

☐ have been nominated by:

☐ the respondent (Choose one.)

☐ in a signed document similar to Utah Code 75-5-311.

☐ in something other than a signed document similar to Utah Code 75-5-311.

☐ the respondent's deceased spouse in a will or other signed document.

☐ the respondent's deceased parent in a will or other signed document.

☐ \_\_\_\_\_ (name) who is caring for the respondent or paying benefits to the respondent.

☐ are related to the respondent as the respondent's:

☐ spouse.

☐ adult child.

☐ parent.

- ☐ parents, or two people who share joint legal decision-making authority over the respondent.
- ☐ relative with whom the respondent has resided for more than six months before the filing of the petition.
- ☐ are a specialized care professional. They do not profit, financially or otherwise, or receive compensation for acting as guardian. They may receive compensation for the direct costs of providing guardianship services. They do not otherwise have a conflict of interest in providing those services.
- ☐ are the Office of Public Guardian.
- ☐ had a court order granting sole legal decision making authority over the respondent when respondent turned 17 years and six months old. This petition is being filed within 2 years after the day respondent turns 18. The case number is \_\_\_\_\_.
- ☐ are \_\_\_\_\_  
(describe connection to the respondent)

**7. Reason for appointment**

The court should appoint the guardian because: (Choose one.)

- ☐ the guardian is highest in priority established by statute.
- ☐ There is good cause not to follow the statutory priority because:

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**8. Incapacity** (Utah Code 75-1-201(22)) (Choose one.)

- ☐ There is not clear and convincing evidence that the respondent is incapacitated.
- ☐ There is clear and convincing evidence that the respondent is incapacitated. They are so impaired, even with appropriate technological assistance, they cannot meet the essential requirements for financial protection or physical health, safety, or self-care. They cannot (Choose all that apply.):
  - ☐ receive and evaluate information.
  - ☐ make and communicate decisions.

☐ provide for necessities such as food, shelter, clothing, health care, or safety.

The respondent's incapacity is proved by the following clear and convincing evidence:

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9. Appointment of a guardian:

☐ is not necessary or desirable as a means of providing the respondent with continuing care and supervision because:

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☐ is necessary or desirable as a means of providing the respondent with continuing care and supervision because: (Utah Code 75-5-304)

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10. **Firearms restrictions**

☐ The respondent, as a result of marked subnormal intelligence, or mental illness, incompetency, condition, or disease:

- is a danger to themselves or to others; or
- lacks the mental capacity to contract or manage their own affairs.

(27 CFR § 478.11)

As a result, the respondent may not receive, possess or transport any firearm or ammunition.

11. **Physician's report** (Only required if respondent is a minor. Utah Code 75-5-317.)

☐ The report about the respondent written by a physician or psychologist satisfies the statutory requirements.

**Type of guardianship** (Choose paragraph 12 or 13, but not both.) (Utah Code 75-5-304(2))

12. ☐ Limited guardianship.

The respondent requires a guardian with limited authority to: (Choose all that apply.)

- ☐ make decisions about the respondent's custody and residence.
- ☐ make decisions about the respondent's training and education.
- ☐ provide for the respondent's care, comfort, and maintenance.
- ☐ take reasonable care of the respondent's clothing, furniture, vehicles, and other personal effects.
- ☐ begin protective proceedings if the respondent's property needs protection.
- ☐ consent to medical or other professional care counsel, treatment, or service for the respondent.
- ☐ begin proceedings to require a person to perform their duty to support the respondent.
- ☐ receive money and tangible property due to the respondent and apply the money and property for the respondent's support, care, and education.
- ☐ other (Describe additional authority that the guardian should have.)

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13. ☐ Full guardianship.

The respondent requires a guardian with full authority because no alternative exists and nothing less than a full guardianship is adequate to provide the respondent with continuing care and supervision.

**The court concludes:**

14. (Choose one.)

- ☐ The respondent is not an incapacitated person.
- ☐ The respondent is an incapacitated person and a guardianship is necessary or desirable as a means of providing the respondent with continuing care and supervision.



15. (Choose one.)

- ☐ The respondent does not require a guardian.
- ☐ The respondent requires a guardian: (Choose one.)
- ☐ with limited authority as provided in paragraph 12.
- ☐ with plenary or full authority.

16. \_\_\_\_\_ (name  
of guardian(s))

- ☐ is not a competent person or suitable institution to be the respondent's guardian.
- ☐ is a competent person or suitable institution to be the respondent's guardian.

17. ☐ This order should be immediately effective upon the respondent's 18th birthday, which is \_\_\_\_\_ (date).

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Judge \_\_\_\_\_

Approved as to form.

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Petitioner or Attorney \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Respondent or Attorney \_\_\_\_\_

### 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 Appoint a Guardian for an Adult on the following people.

Person's Name	Service Method	Service Address	Service Date
(Petitioner or Attorney)	<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.)		
(Respondent or Attorney)	<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 \_\_\_\_\_

In the Matter of Protection for  _____ Respondent	<b>Order Appointing Guardian for an Adult</b>  _____ Case Number  _____ Judge
--	---

The matter before the court is a petition to appoint a guardian for the respondent named above. This matter is being resolved by: (Choose all that apply.)

- ☐ The stipulation of the parties.
- ☐ The pleadings and other papers of the parties.
- ☐ A hearing held on \_\_\_\_\_ (date), notice of which was served on all parties.
- Petitioner
- ☐ was present.
- ☐ was not present.
- ☐ was represented by \_\_\_\_\_ (name).
- ☐ was not represented.

Respondent

☐ was present.

☐ was excused from attending.

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

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

**The court orders:**

1. \_\_\_\_\_ (name)

is appointed as guardian of the above-named respondent, who is now a protected person, to serve:

☐ without bond.

☐ with bond in the amount of \$\_\_\_\_\_.

Choose paragraph 2 or 3, but not both.

2. ☐ **Limited guardianship.** The guardian has authority to: (Choose all that apply.)

☐ make decisions about the protected person's custody and residence.

☐ make decisions about the protected person's training and education.

☐ provide for the protected person's care, comfort, and maintenance.

☐ take reasonable care of the protected person's clothing, furniture, vehicles, and other personal effects.

☐ begin protective proceedings if the protected person's property needs protection.

☐ consent to medical or other professional care counsel, treatment, or service for the respondent.

☐ begin proceedings to require a person to perform their duty to support the protected person.

☐ receive money and tangible property due to the protected person and apply the money and property for the protected person's support, care, and education.

☐ other (Describe additional authority that the guardian should have.)

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3.     [ ]   **Full guardianship.** The guardian has full authority.
4.     Once the guardian is qualified and accepts their appointment, the clerk of court must issue a letter of guardianship

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

_____	Signature ►	_____
Date		
	Judge	_____

Approved as to form.

_____	Signature ►	_____
Date		
	Petitioner or Attorney	_____
_____	Signature ►	_____
Date		
	Respondent or Attorney	_____

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Order Appointing Guardian for an Adult on the following people.

Person's Name	Service Method	Service Address	Service Date
(Petitioner or Attorney)	<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.)		
(Respondent or Attorney)	<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.

In the District Court of Utah

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

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

In the Matter of Protection for

\_\_\_\_\_,  
Protected Person

**Acceptance of Appointment as  
Guardian or Conservator**

(Utah Code 75-5-305, 75-5-413 and Code of  
Judicial Administration Rule 6-501(1)(B))

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

\_\_\_\_\_  
Judge

1. I accept the court's appointment as: (Choose all that apply.)  
[ ] guardian  
[ ] conservator
2. I submit to the jurisdiction of the court.
3. I will keep the court informed of any change in my contact information.
4. I understand I will be sent notice of any proceeding about the protected person.  
Notice will be sent using the contact information on file with the courts.
5. I will report to the court as required by law and follow all court orders.

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 Acceptance of Appointment as Guardian or Conservator on the following people.

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

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Signature ►

\_\_\_\_\_  
 Printed Name

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

In the Matter of Protection for  _____, Protected Person	<b>Letter of Limited Guardianship</b>  _____ Case Number  _____ Judge
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This letter proves the appointment, qualification and authority of \_\_\_\_\_ (name)  
as guardian for the above-named protected person. This is a limited guardianship.

The guardian has authority to: (Choose all that apply.)

- ☐ make decisions about the protected person's custody and residence.
- ☐ make decisions about the protected person's training and education.
- ☐ provide for the protected person's care, comfort, and maintenance.
- ☐ take reasonable care of the protected person's clothing, furniture, vehicles, and other personal effects.
- ☐ begin protective proceedings if the protected person's property needs protection.
- ☐ consent to medical or other professional care counsel, treatment, or service for the respondent.

- ☐ begin proceedings to require a person to perform their duty to support the protected person.
- ☐ receive money and tangible property due to the protected person and apply the money and property for the protected person's support, care, and education.
- ☐ other. (Describe additional authority the guardian has.)

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- ☐ This order is immediately effective upon the protected person's 18th birthday, which is \_\_\_\_\_ (date).

Witness my signature and the seal of this court.

_____	Signature ►	_____
Date	Clerk of the Court	_____

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

In the Matter of Protection for  _____, Protected Person	<b>Letter of Full Guardianship</b>  _____ Case Number  _____ Judge
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This letter proves the appointment, qualification and authority of \_\_\_\_\_ (name)  
as guardian for the above-named protected person. This is a full guardianship.

☐ This order is immediately effective upon the protected person's 18th birthday,  
which is \_\_\_\_\_ (date).

Witness my signature and the seal of this court.

\_\_\_\_\_  
Date  
Sign here ► \_\_\_\_\_  
Clerk of the Court \_\_\_\_\_

## Private Information Record in Guardianship and Conservatorship cases

You must file this form with the court within 7 days after the court appoints you as a guardian or conservator. (Utah Code of Judicial Administration Rule 6-501).

You must notify the court if your address and phone number changes, or if the protected person's address or phone number changes. Fill out this form and mail it to the court:

\_\_\_\_\_.

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

### Information About Guardian/Conservator

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Social Security Number

\_\_\_\_\_  
Date of Birth

\_\_\_\_\_  
Driver License Number

### Information About Protected Person

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Social Security Number

\_\_\_\_\_  
Date of Birth

\_\_\_\_\_  
Driver License Number

Next of kin or other contact person who will know how to reach you.

\_\_\_\_\_  
Contact Person's Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

**Private Information Record  
in Guardianship and Conservatorship cases**

If the Protected Persons include school age children, please list the school they will be attending.

Child's Name	School Name

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 _____

## **Summary of What is Expected of Guardians and Conservators**

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This is only a summary. For more information about your responsibilities and forms, please visit the court's website at <https://www.utcourts.gov/howto/family/gc/>.

### **Duties to the Court**

#### **What you must do:**

- File an Inventory of the estate within 90 days after your appointment.
- File an Annual Status Report every year within 60 days after the anniversary of your appointment. (guardian only)
- File a Financial Accounting every year within 60 days after the anniversary of your appointment.
- Notify the court if you or the protected person move.
- Notify the court if the protected person dies or no longer needs a guardian or conservator.
- File a final accounting when the guardianship or conservatorship ends.

### **Duties to the Protected Person**

#### **What you must do:**

- Make the decisions that the protected person would make, unless that decision would cause harm.

#### **What you must not do:**

- Mix your personal or business money and property with the protected person's money and property.
- Use the protected person's money or property for the benefit of anyone other than the protected person.
- Abuse, neglect or isolate the protected person.

### **Duties to the Protected Person (cont.)**

#### **What the guardian may do (unless the court's order limits your authority):**

- Make decisions for the protected person about:
  - health care or other service;
  - custody and residence;
  - care, comfort, and maintenance;
  - training and education; and
  - clothing, furniture, vehicles and personal effects.

#### **What the conservator – or guardian if there is no conservator – must do:**

- Identify, locate and control the protected person's estate.
- Collect money owed to the protected person, including income and benefits, and start legal proceedings if needed.
- Manage the protected person's estate to so that needs are met throughout his or her expected life.
- Pay taxes, expenses and debts owed by the protected person.

#### **What the conservator may do:**

- Make the gifts and donations that the protected person would make.
- Invest the protected person's money and property.

### **Duties to Interested Persons**

#### **What you must do:**

- Notify the interested persons of your appointment right away; notify others as needed.
- Notify the interested persons if the protected person dies or no longer needs a guardian or conservator.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

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

\_\_\_\_\_  
Email

I am ☐ Plaintiff ☐ Plaintiff's Attorney (Utah Bar #: \_\_\_\_\_)  
☐ Plaintiff/Petitioner's Licensed Paralegal Practitioner (Utah Bar #: \_\_\_\_\_)

In the ☐ District ☐ Justice Court of Utah

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

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

<p>_____ Plaintiff</p> <p>v.</p> <p>_____ Defendant</p>	<p><b>Debt Collection Complaint</b></p> <p>_____ Case Number</p> <p>_____ Judge</p>
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**1. Jurisdiction**

This is the correct court location to file in because (Choose all that apply):

- ☐ Defendant is a resident of this county.
- ☐ Defendant is doing business in this county.
- ☐ The contract was created in this county.
- ☐ I am a resident of this county.
- ☐ Other: \_\_\_\_\_

**2. Contract or Agreement**

- ☐ I made the following contract or agreement with the defendant:  
(Describe what each person agreed to do and the date you made the agreement.)



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- ☐ My claims are based on defendant's failure to pay a debt owed to someone else. I have the right to collect that debt. Defendant had a contract with: \_\_\_\_\_ (name of creditor). A copy of that agreement is attached as Exhibit A. The defendant agreed to the following:

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3. The agreement allowed for:

- ☐ interest in the amount of \_\_\_\_\_.  
☐ attorney fees for the prevailing party.  
☐ collection costs.

4. **Broken Contract or Agreement**

The defendant broke the agreement as follows:

(Explain how the defendant broke the agreement and what the defendant owes you.)

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5. **Request for Relief**

I ask the court to:

- ☐ Order defendant to pay me \$\_\_\_\_\_.  
☐ Order defendant to pay \_\_\_\_\_% interest, with interest starting on this date: \_\_\_\_\_.  
☐ Order defendant to pay my legal costs and any attorney fees.  
☐ Order defendant to pay me a collection fee of \$\_\_\_\_\_.  
☐ Other:

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6.    ☐ I have attached the following documents in support of this complaint:

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**Plaintiff**

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

Signed at \_\_\_\_\_ (city, and state or country).

_____	Signature ►	_____
Date	Printed Name	_____

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

_____	Signature ►	_____
Date	Printed Name	_____

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

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

\_\_\_\_\_  
Email

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

In the ☐ District ☐ Justice Court of Utah

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

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

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

v.

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

**Answers to Request for Admissions**  
(Utah Rule of Civil Procedure 36(b))

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

\_\_\_\_\_  
Judge

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

I am the ☐ plaintiff or petitioner ☐ defendant or respondent in this case.

Below are my answers to the Request for Admissions.

Request number 1 (copy the request exactly as it is written in the Request for Admission):

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

Answer to Request number 1:

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Request number 2 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 2:

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Request number 3 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 3:

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Request number 4 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 4:

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Request number 5 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 5:

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Request number 6 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 6:

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Request number 7 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 7:

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Request number 8 (copy the request exactly as it is written in the Request for Admission):

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Answer to Request number 8:

**Plaintiff/Petitioner or Defendant/Respondent**

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

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

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

**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 Motion 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

**This is a safeguarded record.**

**Non-public Information –  
Safeguarded Contact Information**

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

Utah Code of Judicial Administration Rule 4-202.02

**Instructions:**

If your case is one of the types listed below and you want to safeguard your contact information (or that of your child) from the other party, write the information on this form and omit the information from the other documents you file in the case. File this form with the court, but **do not** serve this form on the other party.

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

- ☐ I have a court order or agency order authorizing me to safeguard my contact information.
- ☐ this proceeding is about:
- a protective order (Utah Code 78B-7-109).
  - a stalking injunction (Utah Code 78B-7-701).
  - a parentage order (Utah Code 62A-11-304.4).
  - a custody order (UCCJEA, Utah Code 78B-13-209).
  - a support order (UIFSA, Utah Code 78B-14-312).

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

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



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

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

### Plaintiff/Petitioner or Defendant/Respondent

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

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

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

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

\_\_\_\_\_  
Date

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