

\_\_\_\_\_  
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 #: \_\_\_\_\_)  
         ☐ Prosecutor                                      (Utah Bar #: \_\_\_\_\_)  
         ☐ Defendant                                      ☐ Defendant's Attorney (Utah Bar #: \_\_\_\_\_)

In the    ☐ District    ☐ Justice    Court of Utah

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

City of \_\_\_\_\_

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

\_\_\_\_\_  
Prosecution

v.

\_\_\_\_\_  
Defendant

**Request for Pretrial Protective Order  
or to Change Order** (Utah Code 78B-7-  
803)

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

\_\_\_\_\_  
Judge

**1. I am:**

☐ asking for a Pretrial Protective Order.

☐ asking to change an existing Pretrial Protective Order. (if you are a victim, you will need to attach a Request for a Hearing About a Criminal Protective Order or Criminal Stalking Injunction form)

**2. Victim needing protection (protected person):** (Attach the Required Criminal Protective Order or Stalking Injunction form for this person)

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |

|            |  |
|------------|--|
| Last name: |  |
|------------|--|

[ ] I ask to protect additional victims. Attached are the added Required Criminal Protective Order or Stalking Injunction Information forms that includes each additional victim's first and last name and relationship to the defendant.

**3. Defendant:**

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

**Request for Protective Orders**

I ask the court for the following orders. (Choose all that apply.)

**4. [X] No domestic violence or abuse**

Order the defendant not to do any of the following to the protected person or any of the designated family or household members:

- threaten to commit or commit acts of domestic violence or abuse,
- harass,
- threaten,
- stalk,
- use, attempt to use, or threaten to use physical force that would reasonably be expected to cause bodily harm, or
- engage in any other conduct that would place the protected person or designated family or household members in reasonable fear of bodily injury.

Designated family or household members:

| Name (include first and last name) | Relationship to the protected person |
|------------------------------------|--------------------------------------|
|                                    |                                      |
|                                    |                                      |
|                                    |                                      |
|                                    |                                      |

**5. [ ] No contact or limited contact**

**Notice:** The defendant will not violate the protective order by:

- attending a hearing with the protected person. But they must be a party to the case or a required witness.

serving documents they file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

- ☐ Order the defendant not to harass, telephone, contact, or otherwise communicate with the protected person, directly or indirectly (includes email, text, social media, social media messaging or posts, mail, or other methods of contact).
- ☐ The defendant and the protected person share custody of one or more minor children. Order the defendant to only contact the protected person to arrange visits with the children by the options below. Any approved communication must be civil and nonthreatening. (Choose the preferred method(s) of contact.)

☐ Phone: \_\_\_\_\_

☐ Text: \_\_\_\_\_

☐ Email: \_\_\_\_\_

☐ Third party person (name): \_\_\_\_\_

Contact information for third party person: \_\_\_\_\_

☐ Other (specify): \_\_\_\_\_

- ☐ For family related matters other than parent time, order the defendant to only communicate with the protected person through the person listed below:

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |
| Phone or other:                  |  |

- ☐ The defendant and the protected person are working with the Division of Child and Family Services (DCFS) or the Divorce Mediation Program. Order the defendant to only contact the protected person during case-planning, meetings, or program services with prior written approval from program staff. Any approved communication must be civil and non-threatening.

**6. ☐ Defendant cannot live at protected person's residence**

- Order the defendant to be removed from the protected person's residence and the premises. Order that the defendant cannot live at the protected person's residence and the premises.

- Order the defendant not to cancel or interfere with any utility service to the protected person's residence for at least 60 days from the day on which the pretrial protective order is issued.

(Choose one)

☐ Order the protected person to pay for the costs of the utility service for the protected person's residence.

☐ Order the defendant to pay for the costs of the utility service for the protected person's residence.

- If the defendant previously canceled utility services, they must restore services for the protected person's residence.

☐ Order the defendant to pay for the costs of restoring the utility service for the protected person's residence.

## 7. ☐ **Stay away**

**Notice:** The defendant will not violate the protective order by:

- attending a hearing with the protected person. But they must be a party to the case or a required witness.
- serving documents they file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

Order the defendant to stay away from:

☐ The protected person's residence;

☐ The protected person's school;

☐ The protected person's workplace;

☐ These other places frequented by the protected person and any designated family members (you must write an address if you ask the judge to order the defendant to stay away from a specific place):

---

(Street, City, State, ZIP)

---

(Street, City, State, ZIP)

- ☐ Order the defendant to stay away from the protected person if they encounter them at any other location not listed in this order. The defendant must not communicate or have contact with the protected person and must leave. If leaving is not an option (such as at the defendant's place of employment or at a required court hearing), the defendant must move as far away as possible to avoid any confrontation.

**8. ☐ Property Orders**

Order personal property to be transferred as follows:

| To the defendant: | To the protected person: |
|-------------------|--------------------------|
|                   |                          |

**9. ☐ Monitoring programs**

- ☐ Order the defendant to participate in and comply with an electronic monitoring program. (The defendant's location is monitored with a wearable tracking device.)
- ☐ Order the defendant to participate in and comply with a monitoring program (can include substance abuse testing, alcohol testing, supervised parent-time, etc.)

Requested program (describe):

---

---

---

---

**10. ☐ Other orders**

Other orders requested (List any other orders needed to protect the protected person and the protected person's immediate family or household members.)

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

**11. [ ] Requested orders to agencies**

Order a law enforcement officer from:

\_\_\_\_\_ (police agency) to enforce the  
orders checked below:

- ☐ Remove and require the defendant to stay away from the protected person's residence.
- ☐ Accompany the defendant one time to get their personal property.
- ☐ Accompany the protected person to get their personal property.

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

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

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

Or

**Prosecutor or attorney** (if applicable)

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

In the [ ] District [ ] Justice Court of Utah  
\_\_\_\_ Judicial District \_\_\_\_\_ County  
City of \_\_\_\_\_  
Court Address \_\_\_\_\_

\_\_\_\_\_  
Prosecution

v.

\_\_\_\_\_  
Defendant

**Pretrial Protective Order** (Utah Code  
78B-7-803)

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

\_\_\_\_\_  
Judge

**1. Party information**

Victim needing protection (protected person):

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

Victim needing protection (protected person):

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

Defendant:

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

**2. The court finds**

The defendant represents a credible threat to the physical safety of the protected person.

The protected person is:

☐ an intimate partner of the defendant. (The defendant and the protected person are or were married, are the parents of a shared child, cohabit or have cohabited together). (18 U.S.C. Sec. 921 (a)(32)).

☐ the child of an intimate partner of the defendant.

☐ not an intimate partner of the defendant, but is a cohabitant under Utah law.

☐ not an intimate partner or cohabitant, but is an alleged victim.

**The court orders:**

You, the defendant, must obey all orders marked below.

**3. ☒ No domestic violence or abuse**

You must not do any of the following to the protected person or any of the designated family or household members:

- threaten to commit or commit acts of domestic violence or abuse,
- harass,
- threaten,
- stalk,
- use, attempt to use, or threaten to use physical force that would reasonably be expected to cause bodily harm, or
- engage in any other conduct that would place the protected person or designated family or household members in reasonable fear of bodily injury.

Designated family or household members:

|                                     |
|-------------------------------------|
| Name (include first and last name): |
|                                     |
|                                     |
|                                     |
|                                     |

**4. ☐ No contact or limited contact**

**Notice:** You will not violate the protective order by:

- attending a hearing with the protected person. But you must be a party to the case or a required witness. And you must tell the bailiff that you are a respondent to a protective order when you arrive.



- serving documents you file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

☐ You must not harass, telephone, contact, or otherwise communicate with the protected person, directly or indirectly (includes email, text, social media, social media messaging or posts, mail, or other methods of contact).

☐ You and the protected person share custody of one or more minor children. You must only contact the protected person to arrange visits with the children by the methods checked below. Any approved communication must be civil and respectful.

☐ Phone

☐ Text

☐ Email

☐ Third party person (name): \_\_\_\_\_

☐ Other: \_\_\_\_\_

☐ For family related matters other than parent time, you must only communicate with the protected person through the person listed below:

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |
| Phone or other:                  |  |

☐ You and the protected person are working with the Division of Child and Family Services (DCFS) or the Divorce Mediation Program. You must only contact the protected person during case-planning, meetings, or program services with prior written approval from program staff. Any approved communication must be civil and non-threatening.

5. ☐ Defendant cannot live at protected person's residence

- You **must not** go to the protected person's residence or premises without an officer. You must remove yourself from and stay away from the protected person's residence and premises.
- You must not cancel or interfere with any utility service to the protected person's residence for at least 60 days from the day on which the pretrial protective order is issued.

(Choose one)

☐ The protected person will pay for the costs of the utility service for the protected person's residence.

☐ You must pay for the costs of the utility service for the protected person's residence.

- If you previously canceled utility services, you must restore services for the protected person's residence.

☐ You must pay for the costs of restoring the utility service for the protected person's residence.

**Warning to defendant:** Law enforcement can remove you or keep you away from the protected person's residence or premises if needed.

6. ☐ Stay away

**Notice:** You will not violate the protective order by:

- attending a hearing with the protected person. But you must be a party to the case or a required witness. And you must tell the bailiff that you are a respondent to a protective order when you arrive.
- serving documents you file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

**Warning to defendant:** You **must not** go to the residence or premises of the protected person or other protected places without an officer. Law enforcement can remove you or keep you away from the places frequented by the protected person if needed.

You must stay away from:

☐ The protected person's residence;

☐ The protected person's school;

☐ The protected person's workplace;

☐ These other places frequented by the protected person and any designated family members:

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

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

☐ You must stay away from the protected person if you encounter them at any other location not listed in this order. You must not communicate or have contact with the protected person and must leave. If leaving is not an option (such as at your place of employment or at a required court hearing), you must move as far away as possible to avoid any confrontation.

7. ☐ **Personal property is transferred as follows:**

| To you                                   | To the protected person                  |
|--|--|
| <br><br><br><br><br><br><br><br><br><br> | <br><br><br><br><br><br><br><br><br><br> |

**Warning to defendant:** You **must not** go to the residence of the protected person or other protected places without an officer. Law enforcement can evict you or keep you away from the places frequented by the protected person if needed.

8. ☐ **Monitoring programs**

☐ You must participate in and comply with an electronic monitoring program.  
(Your location is monitored with a wearable tracking device.)

☐ You must participate in and comply with these monitoring programs:

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

9. ☐ **Other orders**

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

**10. ☐ Orders to agencies**

A law enforcement officer from:

\_\_\_\_\_ (police agency) will enforce the orders checked below:

- ☐ Remove and require you to stay away from the protected person's residence.
- ☐ Accompany you one time to get your personal property.
- ☐ Accompany the protected person to get their personal property.

**Notices to defendant:**

**This order is in effect until further order of the court, trial, or other resolution of the case.**

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

If you do not obey this order, you can be arrested and charged with a new offense. The new offense would be Violation of a Protective Order, which is a:

- Third degree felony, if you were charged of committing a felony in this case.
- Class A misdemeanor, if you were charged of committing a misdemeanor in this case.

**You may become subject to federal law because this protective order was issued against you. This would mean that it would be a crime for you to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.**

"The defendant was afforded both notice and opportunity to be heard in the hearing that gave rise to this order. Pursuant to the Violence Against Women Act of 1994, P.L. 103-322, 108 Stat. 1796, 18 U.S.C. Sec. 2265, this order is valid in all the United States, the District of Columbia, tribal lands, and United States territories. This order complies with the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act." (Utah Code 78B-7-105.5(4))

**Notice to defendant, petitioner, and protected person:**

The parties cannot change or dismiss this order. Only the court has the authority to change or dismiss this order. If you want to ask the court to change or dismiss this order, you must file a motion with the court.

**— The court completes this section —**

Expiration date for National Crime Information Center purposes only: 01/01/3000

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

\_\_\_\_\_  
Date

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

**— Defendant fills out below —**

Defendant accepts service of this protective order.

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Defendant \_\_\_\_\_

**Protective Order Acknowledgment  
of Firearm Restriction**

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

**Commented [JW1]:** See separate document with revisions to this page that will apply to all criminal protective orders.

Now that I have been served with this criminal protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, possess, or own a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition I possess and I will not be able to possess any firearms or ammunition unless the court restores my right in an order in the future;
- there will be additional criminal charges and penalties if I violate this restriction. Under state law this can include charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge;
- there can be additional penalties under federal law if I violate this restriction; and
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 76-10-503 if within 10 days of becoming a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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 \_\_\_\_\_

**Protective Order Acknowledgment  
of Firearm Restriction**

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

(To be signed by the defendant and scanned into CORIS)

Now that I have been served with this criminal protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, possess, or own a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition I possess and I will not be able to possess any firearms or ammunition unless the court restores my right in an order in the future;
- there will be additional criminal charges and penalties if I violate this restriction. Under state law this can include charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge;
- there can be additional penalties under federal law if I violate this restriction; and
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 76-10-503 if within 10 days of becoming a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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 \_\_\_\_\_

(Page 1 and 2 of this document are the last two pages of the Pretrial Protective Order, Pretrial No Contact Order, Sentencing Protective Order, and Continuous Protective Order. Page 3 and 4 of this document are the last two pages of the Pretrial Juvenile Delinquency Protective Order.)

**Protective Order Acknowledgment  
of Firearm Restriction**

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

Now that I have been served with this criminal protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition in my possession and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future;
- there will be additional criminal charges and penalties if I violate this restriction. Under state law this can include charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge;
- there can be additional penalties under federal law if I violate this restriction; and
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 76-11-305 and 306 if within 10 days after the day I became a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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



(Page 1 and 2 of this document are the last two pages of the Pretrial Protective Order, Pretrial No Contact Order, Sentencing Protective Order, and Continuous Protective Order. Page 3 and 4 of this document are the last two pages of the Pretrial Juvenile Delinquency Protective Order.)

**Protective Order Acknowledgment  
of Firearm Restriction**

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

(To be signed by the defendant and scanned into CORIS)

Now that I have been served with this criminal protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition in my possession and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future;
- there will be additional criminal charges and penalties if I violate this restriction. Under state law this can include charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge;
- there can be additional penalties under federal law if I violate this restriction; and
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 76-11-305 and 306 if within 10 days after the day I became a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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 | _____ |

(Page 1 and 2 of this document are the last two pages of the Pretrial Protective Order, Pretrial No Contact Order, Sentencing Protective Order, and Continuous Protective Order. Page 3 and 4 of this document are the last two pages of the Pretrial Juvenile Delinquency Protective Order.)

**Protective Order Acknowledgment  
of Firearm Restriction**

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

Now that I have been served with this juvenile delinquency protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition in my possession and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future; and
- there can be additional consequences and penalties if I violate this restriction. Under state law consequences could include detention.
- there can be additional penalties under federal law if I violate this restriction.
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 11-305 and 306 if within 10 days after the day I became a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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

(Page 1 and 2 of this document are the last two pages of the Pretrial Protective Order, Pretrial No Contact Order, Sentencing Protective Order, and Continuous Protective Order. Page 3 and 4 of this document are the last two pages of the Pretrial Juvenile Delinquency Protective Order.)

**Protective Order Acknowledgment  
of Firearm Restriction**

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

(To be signed by the accused minor and scanned into CARE)

Now that I have been served with this juvenile delinquency protective order, I understand that:

- I am a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess a firearm (as defined by federal and state law) or ammunition;
- I must give up all the firearms and ammunition in my possession and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future; and
- there can be additional consequences and penalties if I violate this restriction. Under state law consequences could include detention.
- there can be additional penalties under federal law if I violate this restriction.
- I may be eligible for an affirmative defense to a state-law prosecution for possession of a firearm under Utah Code 76-11-305 and 306 if within 10 days after the day I became a restricted person I lawfully transfer my firearms to a person who can legally possess firearms and does not live with me.

I was told all of the above by the court, the prosecuting attorney, my attorney, or a peace officer who served me the criminal protective order.

I am signing this acknowledgment in front of the court or a peace officer.

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

# Request for Protective Order

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

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

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

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

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

**This is a private record.**

## 1 Who is the petitioner (person asking for the protective order)?

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

What is your date of birth? (mm/dd/yyyy)(required)

---

What is your address, phone number, and email address? (to keep private, leave blank and attach a Request to Safeguard Contact Information from Other Parties)

\_\_\_\_\_  
Street

\_\_\_\_\_  
City, State, ZIP Code

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)

\_\_\_\_\_  
Email address

If you have an attorney, what is their name, phone number, and email address?

Name: \_\_\_\_\_

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)

\_\_\_\_\_  
Email address

## 2 Who is the respondent (person you need to be protected from)?

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

What is their date of birth? (Choose one)(required)

[ ] Their date of birth is (mm/dd/yyyy): \_\_\_\_\_

[ ] I don't know. My best guess is (mm/dd/yyyy): \_\_\_\_\_

What is their social security number? (xxx-xx-xxxx)(if you don't know, leave blank):

What is their ethnicity? (Choose one.)(required)

- ☐ Of Hispanic, Latino/a/x, or Spanish origin      ☐ Not of Hispanic, Latino/a/x, or Spanish origin      ☐ Prefer not to answer

What is their race? (Choose one.)(required)

- ☐ American Indian or Alaska Native      ☐ Asian (Central/East/South/Southeast)      ☐ Black or African American
- ☐ Native Hawaiian or Other Pacific Islander      ☐ White      ☐ Another race, ethnicity, or origin
- ☐ Prefer not to answer      ☐ Write in: \_\_\_\_\_

What is their gender? (Choose one.)(required):

- ☐ Female      ☐ Male      ☐ Gender non-binary
- ☐ Transgender female      ☐ Transgender male      ☐ Prefer not to answer
- ☐ Write in: \_\_\_\_\_

What is their address, phone number, and email address?

\_\_\_\_\_  
Street      City, State, ZIP Code

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)      Email address

**3 Do you or the respondent need an interpreter or a disability accommodation? (Choose all that apply)**

- ☐ Yes. I or the respondent need an interpreter. An interpreter will be provided for free by the court.

What language do you or the respondent speak?

\_\_\_\_\_

[ ] Yes. I have a disability, or the respondent has a disability.

What accommodation do you or the respondent need?

[ ] No.

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

- ☐ a. We are married now.
- ☐ b. We used to be married.  
Date of Divorce: \_\_\_\_\_
- ☐ c. We live together as a couple.
- ☐ d. We used to live together as a couple.
- ☐ e. We are or used to be in a consensual sexual relationship.
- ☐ f. We live or used to live in the same home
- ☐ g. We are related by blood, marriage, or adoption as a child, parent, aunt, uncle, niece, nephew, grandparent, grandchild, or sibling. (Specify the relationship): \_\_\_\_\_
- ☐ h. We are expecting a child now.  
List Due Date: \_\_\_\_\_
- ☐ i. We have or had a child or children together.  
List below: \_\_\_\_\_

| Child's Name | Birth date<br>(mm/dd/yyyy) | Address |
|--------------|----------------------------|---------|
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |

**5 Who else should be protected by this protective order?**

| Name (include first and last name)<br>(required) | Date of birth<br>(mm/dd/yyyy)<br>(required) | Relationship to you (required) | Relationship to the<br>respondent (required) |
|--|---|--------------------------------|--|
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |

**6 Describe the most recent abuse** (if any):

- a. When did it happen? (Date): \_\_\_\_\_
- b. Where did it happen? \_\_\_\_\_  
Street City State
- c. Did the police come? [ ] Yes [ ] No
- d. If the police came answer these questions:

What police department came? \_\_\_\_\_

Was anyone arrested? ☐ Yes ☐ No

If yes, who was arrested? \_\_\_\_\_

What is the case number? \_\_\_\_\_

Did anyone get a ticket? ☐ Yes ☐ No

If yes, who got the ticket? \_\_\_\_\_

e. Describe the abuse or domestic violence: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

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

\_\_\_\_\_

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

\_\_\_\_\_

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

i. Who else was there? \_\_\_\_\_

j. Was anyone hurt? \_\_\_\_\_

k. Other facts: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**7 Describe past abuse (if any):**

a. When did it happen? (Date): \_\_\_\_\_

b. Where did it happen? \_\_\_\_\_

Street

City

State

c. Did the police come? ☐ Yes ☐ No

d. If the police came answer these questions:

What police department came? \_\_\_\_\_

Was anyone arrested? ☐ Yes ☐ No

If yes, who was arrested? \_\_\_\_\_

What is the case number? \_\_\_\_\_

Did anyone get a ticket? ☐ Yes ☐ No

If yes, who got the ticket? \_\_\_\_\_

e. Describe the past abuse or domestic violence: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

**8 Fear of imminent physical harm**

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

(Describe in detail why you are afraid the respondent will cause you physical harm in the immediate future.)

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

**9 Other Court Cases**

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

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

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

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

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

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



| Type of Case | County and State | Court or DCFS case number<br>(if you know it) |
|--------------|------------------|---|
|              |                  |   |
|              |                  |   |

### Request for Protective Orders

I ask the court for the following orders.

(Choose all that apply.)

- 10 ☐ **Personal Conduct** Order the Respondent not to commit, try to commit or threaten to commit any form of violence against me or any person listed on the first page of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse.
- 11 ☐ **No Contact** Order the Respondent not to contact, phone, mail, e-mail, or communicate with me and the people listed on the first page of this form in any way, either directly or indirectly except as allowed by the parent-time provisions of the temporary protective order.
- 12 ☐ **Contact for Mediation** Order that the Respondent may contact me **only** during mediation sessions for our divorce or custody case that are scheduled with a Court Qualified Mediator.
- 13 ☐ **Stay Away** Order the Respondent to stay away from:
- ☐ a. Stay at least \_\_\_\_\_ (distance) from me.
- ☐ b. Stay away from my home:
- ☐ I am not a Safe at Home Program participant. (Not sure what this is? Visit this website: [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)) (choose one)
- ☐ I want to safeguard my address. I understand that law enforcement may find it hard to enforce this order, but they can still be required to keep the respondent away from my home.
- ☐ I want to include my address in this protective order to help law enforcement enforce the orders more easily. The respondent and other parties will be able to see this address. My home address is: \_\_\_\_\_ (address)
- ☐ I am a Safe at Home Program participant under Utah Code 77-38-6. (choose one)
- ☐ I do not want my actual address included in the protective order or shared with law enforcement or other criminal justice agencies. Law enforcement can still be required to keep the Respondent away from my home. I am giving the court a copy of my program authorization card or letter with this request (required).
- ☐ I want my actual address included in the protective order and to only be shared with law enforcement and other criminal justice agencies for enforcement purposes. Law enforcement can use the address shown in the Utah Criminal Justice Information System. My actual address will not be public or shared with the Respondent. I am giving these required documents to the court with this request:
- a copy of my program authorization card or letter,

- a signed Request to Give Address to Criminal Justice Agencies form (available at [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)), and
- a signed Safe at Home Program Notice of Actual Address form (available at [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)).

☐ c. Stay away from my:

Work : \_\_\_\_\_ (address)

The respondent ☐ does ☐ does not work at the same place as me.

School: \_\_\_\_\_ (address)

The respondent ☐ does ☐ does not go to the same school as me.

Place of worship: \_\_\_\_\_ (address)

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

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

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☐ 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. Other (*specify*): \_\_\_\_\_

14 ☐

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

15 ☐

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

☐ a. Home at (*address*): \_\_\_\_\_

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

16 ☐

**Property Control** Order the Respondent

- ☐ Not to interfere with or change my phone, utility or other services.
- ☐ To maintain existing wireless phone contracts or accounts.

17 ☐

**No Harming Pets** – Order the Respondent to not physically injure or threaten to injure a pet that is:

- ☐ a. Owned or kept by me. Also order the Respondent to not take possession of my pet.
- ☐ b. Owned or kept by the Respondent.

18 ☐

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

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

19 ☐

**Child Custody & Parent-time Orders**

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

☐ me

☐ \_\_\_\_\_ (name of person other than the Respondent):

\_\_\_\_\_

Give the Respondent parent-time as follows: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

20 ☐

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

21 ☐

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

22 ☐

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

- 23 ☐ **Child Support, Spousal Support and other Expenses** -- Order the Respondent to:
- ☐ a. Pay \$ \_\_\_\_\_ / month in child support according to Utah Child Support Guidelines.
  - ☐ b. Pay \$ \_\_\_\_\_ / month in spousal support.
  - ☐ c. Pay child support by withholding from the Respondent's earnings. (Utah Code 62A-11-4 and 62A-11-5)
  - ☐ d. Pay 50% of the minor children's childcare expenses.
  - ☐ e. Pay 50% of the minor children's medical expenses, including premiums, deductibles and co-payments.
  - ☐ f. Pay \$ \_\_\_\_\_ for the minor children's medical expenses related to the abuse and \$ \_\_\_\_\_ for my medical expenses related to the abuse.

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

**I also ask for these Orders to Agencies:**

- 25 ☐ **Law Enforcement to Assist** Order a law enforcement officer from: \_\_\_\_\_ to enforce the orders checked below:
- ☐ a. Help me gain and keep control of home, car or other personal belongings.
  - ☐ b. Help me obtain custody of the children.
  - ☐ c. Help the ☐ Respondent or ☐ me remove essential personal belongings from the home.
- 26 ☐ **Investigate Possible Child Abuse** Refer this matter to the Division of Child and Family Services for review and possible investigation of child abuse.
- 27 ☐ **Guardian for your children** Appoint an attorney to speak for the best interests of the children in this case.

**No-Fault Protective Order is available**

A No-Fault Protective Order is a protective order where both you and the respondent agree on the orders in the protective order. This order has some differences from the standard protective order. Here are the differences between the Protective Order and the No-Fault Protective Order:

| <b><u>Protective Order</u></b>   | <b><u>No-Fault Protective Order</u></b>   |
|--|---|
| <u>At the hearing, the court makes the decision to issue or deny a Protective Order after reviewing all the evidence.</u>                | <u>If both you and the respondent agree to this order at the hearing, the court can issue the No-Fault Protective Order without reviewing all the evidence.</u> |
| <u>The police and the courts can enforce the Protective Order if the respondent doesn't obey the orders.</u>                             | <u>The police and the courts can enforce the No-Fault Protective Order if the respondent doesn't obey the orders.</u>   |
| <u>If the courts issue the Protective Order, the Protective Order can sometimes be used as evidence of domestic violence or abuse in</u> | <u>The No-Fault Protective Order <b>CANNOT</b> be used as evidence of domestic violence or abuse in other civil or criminal cases such as</u>                   |

|  |  |
|--|--|
| <u>other cases such as divorce or cases involving child custody, parent-time plans, and child support.</u> | <u>divorce or parentage cases involving child custody, parent-time plans, and child support.</u><br><br><u>This order can't stop you or the respondent in these other cases from giving other evidence of domestic violence or abuse to the courts. You just cannot use the No-Fault Protective Order as evidence.</u> |
|--|--|

28 1 I understand that the respondent and I can agree to the court issuing a No-Fault Cohabitant Protective Order at the hearing.

### The Petitioner must read and sign below:

I swear that:

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

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

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

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

Protective Order
(Utah Code 78B-7-603)

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

Petitioner (protected person):

First Name Middle Last

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

Other people protected by this order

Form with columns: Name, Age/Date of birth, Relationship to Petitioner. Includes fields for Street, City, State, Zip, Phone #, and date of birth.

Respondent

(person Petitioner is protected from):

Describe Respondent

Form with columns: Sex, Race, Date of Birth, Ht., Wt., Eyes, Hair, Social Security #. Includes fields for First Name, Middle, Last, Other Names Used, Relationship to Petitioner, Address, City, State, Zip, Driver's license, and Phone Number.

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

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

- [ ] Petitioner [ ] Petitioner's attorney (name):
[ ] Respondent [ ] Respondent's attorney (name):
[ ] Other (name):

The Court reviewed the Request for Protective Order. The court:

- [ ] received argument and evidence,
[ ] accepted the stipulation of the parties,

- ☐ entered the default of the Respondent for failure to appear,  
☐ finds that a minor child witnessed the abuse or domestic violence.

☒ The court finds that the respondent represents a credible threat to the physical safety of the petitioner, the petitioner's children, or the respondent's children.

☐ The court finds that domestic violence or abuse has occurred or there is substantial likelihood of abuse or domestic violence by the Respondent. (Do not check if the protective order is a No-Fault Protective Order.)

The court makes the orders initialed below.

☐ The petitioner is an intimate partner of the respondent.

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

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

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

The court is entering a mutual protective order because:

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

#### 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 that could cause bodily injury.

Commented [KT1]: This change will also appear on temporary PO

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:

☐ The Petitioner is not a Safe at Home Program participant.

☐ Petitioner has safeguarded their address. Law enforcement is still required to keep the respondent away from the petitioner's home.

☐ Petitioner's home address is:

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

☐ The Petitioner is a Safe at Home Program participant under Utah Code 77-38-6.

☐ Their actual address is not included in the protective order or shared with law enforcement or other criminal justice agencies. Law enforcement is still required to keep the Respondent away from the Petitioner's home.

☐ They have requested to share their actual address only with law enforcement and other criminal justice agencies for enforcement purposes. Law enforcement can use the address shown in the Utah Criminal Justice Information System. The Petitioner has completed a Request to Give Address to Criminal Justice Agencies form. Their actual address will not be public or shared with the Respondent.

☐ c. Stay away from Petitioner's:

Work : \_\_\_\_\_ (address)

School: \_\_\_\_\_ (address)

Place of worship: \_\_\_\_\_ (address)

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

Work : \_\_\_\_\_ (address)

\_\_\_\_\_

\_\_\_\_\_

School: \_\_\_\_\_ (address)

\_\_\_\_\_

\_\_\_\_\_



Place of worship: \_\_\_\_\_ (address)

\_\_\_\_\_

- ☐ e. 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.

- ☐ f. 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)

\_\_\_\_\_

- ☐ g. 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 7-14, you will be in contempt of court and may be punished with jail time and fines.

**7 ☐ Property Orders**

- ☐ You cannot interfere with or change Petitioner's phone, utility or other services.  
☐ You must maintain Petitioner's existing wireless phone contracts or accounts.

**8 ☐ No Harming Pets** Do not physically injure or threaten to injure a pet that is:

- ☐ a. Owned or kept by the Petitioner. Do not take possession of the Petitioner's pet.  
☐ b. Owned or kept by you.

**9 ☐ 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.

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

- ☐ The Petitioner (the person asking for protection)  
☐ \_\_\_\_\_ (name)

will have temporary custody of the minor children of the parties listed below. The person with custody may give a copy of this order to the principal or director of the child's school or daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help by filing a motion to enforce the order:

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

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:

\_\_\_\_\_

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

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

**13 ☐ 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.

14 ☐ **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

- 15 ☐ **Law Enforcement to Assist** A law enforcement officer from: \_\_\_\_\_ will enforce the orders checked below:
- ☐ a. Help the Petitioner gain and keep control over home, car or other personal belongings.
- ☐ b. Help the Petitioner obtain custody of the children.
- ☐ c. Help the ☐ Respondent or ☐ Petitioner remove essential personal belongings from the home.
- "Essential personal belongings" means daily use items, such as clothing, medications, jewelry, toiletries, financial or personal records solely in one person's name, or items needed to work at a job or go to school.*
- Warning to the Respondent:** Do not go into the home or other protected places without the officer.. Law enforcement can evict you or keep you away from protected places, if needed.
- 16 ☐ **Investigate Possible Child Abuse --** This matter will be referred to the Division of Child and Family Services for review and possible investigation of child abuse.

#### No-Fault Protective Order

17 ☐ Both the respondent and the petitioner have agreed to the No-Fault Protective Order during the hearing. This protective order cannot be used as evidence of domestic violence or abuse in other criminal or civil cases.

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)).

**Paragraphs 1-6 of this protective order expires in three years, on**

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

(Utah Code 78B-7-606)

**Paragraphs 7-14 of this protective order expire in 150 days, on**

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

(Utah Code 78B-7-606)

The court could extend the expiration date for paragraphs 7-13.

#### **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** of the date the order is issued, but only if the petitioner agrees to the dismissal. (Utah Code 78B-7-603(10)).

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

#### **— The Court fills out below —**

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Commissioner \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Judge \_\_\_\_\_

**— The Respondent fills out below —**

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

Respondent's Address

\_\_\_\_\_  
*Street* *City* *State* *Zip*

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

# Petitioner's Request to Dismiss Protective Order



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

**Petitioner** (*protected person*):

**This is a private record.**

\_\_\_\_\_  
*First Middle Last*

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

\_\_\_\_\_  
*First Middle Last*

## Please dismiss the:

☐ Temporary Protective Order (*Ex Parte Order*) issued on (*date*): \_\_\_\_\_

☐ Protective Order or No-Fault Protective Order issued on (*date*): \_\_\_\_\_

because (*explain*): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

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

\_\_\_\_\_  
Date

Signature ►

Printed Name

## Certificate of Mailing

A copy of this *Request to Dismiss Protective Order* was sent to the Respondent by first class, postage prepaid mail at the following address:

Respondent's Address:

\_\_\_\_\_  
*Street City State Zip*

Date: \_\_\_\_\_ Clerk's Signature: ►

Clerk's Name: \_\_\_\_\_

**Respondent's Request to  
Dismiss Cohabitant  
Protective Order**  
(issued more than 1 year ago)



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

**Petitioner** (protected person):

\_\_\_\_\_  
First Middle Last

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

\_\_\_\_\_  
First Middle Last

Pursuant to Utah Code 78B-7-605, the court may amend or dismiss a protective order or a no-fault protective order that has been in effect for at least one year if the court finds that:

- a) the basis for the issuance of the protective order no longer exists;
- b) the petitioner has repeatedly acted in contravention of the protective order provisions to intentionally or knowingly induce the respondent to violate the protective order; and
- c) the petitioner's actions demonstrate that the petitioner no longer has a reasonable fear of the respondent.

Please dismiss the **Protective Order** or No-Fault Protective Order issued more than 1 year ago, on (date): \_\_\_\_\_

My request to dismiss the protective order or no-fault protective order meets the requirements above for the following reasons (explain): \_\_\_\_\_

**The Respondent must read and sign below:**

I swear that:

- I am the Respondent and I have read this *Request to Dismiss*.
- The statements in this *Request to Dismiss* are true and correct to the best of my knowledge.
- I am not using this *Request to Dismiss* to harass the Petitioner or to abuse the judicial process.

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

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

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

**Note to Respondent:** You must have a sheriff or constable serve a copy of the *Request to Dismiss* and a *Notice of Hearing* on the petitioner.

If you do not know the petitioner's current address, ask court staff to arrange for service at the current address on file with the court.

If the court is not able to successfully serve the petitioner, you can file a *Motion for Alternative Service* to ask the court for permission to serve the respondent some other way.



**Order on Request to  
Dismiss or Vacate  
Protective Order**

Case Number: \_\_\_\_\_  
County: \_\_\_\_\_

District: \_\_\_\_\_  
State: Utah  
Judge: \_\_\_\_\_  
Commissioner: \_\_\_\_\_

**Petitioner** (*protected person*):

\_\_\_\_\_  
*First Name*                      *Middle*                      *Last*

**Other people who were protected by this order**

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

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

**Name**

**Age**

**Relationship to  
Petitioner**

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

**Respondent** (*Person petitioner was protected from*):

\_\_\_\_\_  
*First Name*                      *Middle*                      *Last*

\_\_\_\_\_  
*Street*                      *City*                      *State and Zip*

**Findings:**

☐ The indicated request to dismiss or vacate a protective order was filed. The court has reviewed it and makes the order that follows.

☐ *Petitioner's Request to Dismiss Protective Order* (Notice to Respondent? ☐ Yes ☐ No)

*Respondent's Request to Vacate Temporary Protective Order* (Notice to Petitioner? ☐ Yes ☐ No)

☐ *Respondent's Request to Dismiss Protective Order (issued more than 2 years ago)*

(Notice to Petitioner? ☐ Yes ☐ No)

☐ Other (*name*) \_\_\_\_\_

☐ The Court reviewed the request and other documents in the file, OR

☐ There was a hearing on (*date*): \_\_\_\_\_. The following people were present at the hearing:

☐ Petitioner      ☐ Petitioner's attorney (*name*): \_\_\_\_\_

☐ Respondent      ☐ Respondent's attorney (*name*): \_\_\_\_\_

**Order: The court now**

- ☐ **DENIES the request.** This case is not dismissed. Any protective orders issues are still valid and enforceable.
- ☐ **GRANTS the request.** This case is dismissed. Any protective orders issued are no longer valid.
- ☐ *Temporary Protective Order (Ex Parte Order)* issued on (date): \_\_\_\_\_
- ☐ *Protective Order or No-Fault Protective Order* issued on (date): \_\_\_\_\_

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

|       |              |       |
|-------|--------------|-------|
| _____ | Signature ►  | _____ |
| Date  | Commissioner | _____ |
| _____ | Signature ►  | _____ |
| Date  | Judge        | _____ |

By signing below, Petitioner acknowledges receiving a copy of this *Order on Request to Dismiss Protective Order*.

*Petitioner's Signature:* \_\_\_\_\_

By signing below, Respondent acknowledges receiving a copy of this *Order on Request to Dismiss Protective Order*.

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

# Request to Modify No-Fault Protective Order

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

## 1 Petitioner (protected person):

**This is a private record.**

**Other people protected by this order**  
(relatives or people who live with you):

\_\_\_\_\_  
First Middle Last  
Address and phone # (to keep private, leave blank):

\_\_\_\_\_  
Street

\_\_\_\_\_  
City – State – Zip

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

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

## 2 Respondent (person who must obey the protective order):

\_\_\_\_\_  
First Middle Last

Other Names Used \_\_\_\_\_

Relationship to Petitioner: \_\_\_\_\_

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

\_\_\_\_\_  
City --- State --- Zip

| Name | Date of Birth | Relationship to Petitioner |
|------|---------------|----------------------------|
|------|---------------|----------------------------|

|       |       |       |
|-------|-------|-------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

### Describe Respondent

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

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

|       |       |                                   |       |       |
|-------|-------|-----------------------------------|-------|-------|
| _____ | _____ | _____                             | _____ | _____ |
| Eyes  | Hair  | Full Social Security # (if known) |       |       |

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

\_\_\_\_\_  
Driver's license issued by (State): \_\_\_\_\_ Expires: \_\_\_\_\_

## 3 I have:

- a No-Fault Protective Order. (If you have a different protective order, use the Request to Modify Protective Order form.)
- I have attached a copy of my protective order to this form.

## 4 I am the:

- [ ] petitioner.  
[ ] respondent.

## 5 Why do you want this order changed?

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

---

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

**I am asking the court to issue a new (modified) order to replace the current order. Please make the modified order the same as the current order except for the change(s) below.**

**6** Please change **Number** \_\_\_\_\_ in the current order to:

---

---

---

**7** Please change **Number** \_\_\_\_\_ in the current order to:

---

---

---

**8** Please change **Number** \_\_\_\_\_ in the current order to:

---

---

---

**9 Do both the petitioner and the respondent agree to the changes described above?**

- [ ] Yes. We have both signed this request. We are filing a Modified Protective Order form. We understand that the court may still require a hearing.
- [ ] No. I am requesting a hearing. I will serve the other person with this form, a Notice of Hearing on Request for Protective Order, and a Modified Protective Order form. If you are the respondent, you will not violate the protective order by serving documents you file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

**You and other person must read and sign below:**

I swear that:

- I have read this *Request to Modify No-Fault Protective Order*.
- **I understand it is a serious crime to lie to get or change a Protective Order.** If I lie, I can be charged with a felony, punishable by up to 5 years in prison.
- The statements in this *Request* are true and correct to the best of my knowledge.
- I am not using this *Request* to harass the other person or to abuse the judicial process.

**Petitioner:**

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

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

\_\_\_\_\_  
Date

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

**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 \_\_\_\_\_

# Modified Protective Order

(Utah Code 78B-7-603)

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

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

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

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

**Petitioner** (protected person):

\_\_\_\_\_  
First Name Middle Last

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

\_\_\_\_\_  
Street

\_\_\_\_\_  
City --- State --- Zip

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

Petitioner's date of birth: \_\_\_\_\_

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

**Other people protected by this order**

**Name Age Relationship to  
Petitioner**

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

## Respondent

(person Petitioner is protected from):

\_\_\_\_\_  
First Name Middle Last

\_\_\_\_\_  
Other Names Used

Relationship to Petitioner: \_\_\_\_\_

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

\_\_\_\_\_  
City --- State --- Zip

## Describe Respondent

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

**Eyes Hair Social Security #**

(only the last 4 numbers)

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

\_\_\_\_\_  
Driver's license issued by (State): \_\_\_\_\_ Expires: \_\_\_\_\_

Phone Number: \_\_\_\_\_

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

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

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

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

☐ Other (name) \_\_\_\_\_

The Court reviewed the *Request for Modified Protective Order*, has received argument and evidence, and finds the original protective order listed immediately below should be modified. The court finds that the respondent represents a credible threat to the physical safety of the petitioner, the petitioner's children, or the respondent's children.

**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 that could cause bodily injury.
- 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:
- [ ] The Petitioner is not a Safe at Home Program participant.
- [ ] Petitioner has safeguarded their address. Law enforcement is still required to keep the respondent away from the petitioner's home.
- [ ] Petitioner's home address is:
- \_\_\_\_\_ (address)
- [ ] The Petitioner is a Safe at Home Program participant under Utah Code 77-38-6.
- [ ] Their actual address is not included in the protective order or shared with law enforcement or other criminal justice agencies. Law enforcement is still required to keep the Respondent away from the Petitioner's home.
- [ ] They have requested to share their actual address only with law enforcement and other criminal justice agencies for enforcement purposes. Law enforcement can use the address shown in the Utah Criminal Justice Information System. The Petitioner has completed a Request to Give

Address to Criminal Justice Agencies form. Their actual address will not be public or shared with the Respondent.

[ ] c. Stay away from Petitioner's:

Work : \_\_\_\_\_ (address)

School: \_\_\_\_\_ (address)

Place of worship: \_\_\_\_\_ (address)

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

Work : \_\_\_\_\_ (address)

\_\_\_\_\_

School: \_\_\_\_\_ (address)

\_\_\_\_\_

Place of worship: \_\_\_\_\_ (address)

\_\_\_\_\_

[ ] e. 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.

[ ] f. 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 7-14, you will be in contempt of court and may be punished with jail time and fines.

- 7 ☐ **Property Orders**

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

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

- 8 ☐ **No Harming Pets** Do not physically injure or threaten to injure a pet that is:

☐ a. Owned or kept by the Petitioner. Do not take possession of the Petitioner's pet.

☐ b. Owned or kept by you.

- 9 ☐ **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.

- 10 ☐ **Child Custody & Parent-time Orders --**

☐ The Petitioner (the person asking for protection)

☐ \_\_\_\_\_ (name)

will have temporary custody of the minor children of the parties listed below. The person with custody may give a copy of this order to the principal or director of the child's school or

daycare. If you do not obey the custody and parent-time orders listed here, the person with custody may ask for the court's help by filing a motion to enforce the order:

---

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:

---

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

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

13 ☐ **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.

14 ☐ **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

15 ☐ **Law Enforcement to Assist** A law enforcement officer from: \_\_\_\_\_

will enforce the orders checked below:

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

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

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

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

### No-Fault Protective Order

- 17 ☐ Both the respondent and the petitioner have agreed to the modified No-Fault Protective Order during the hearing or on a notarized and signed request. This protective order cannot be used as evidence of domestic violence or abuse in other criminal or civil cases.

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))

**Paragraphs 1-6 of this protective order expires in  
three years, on**

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

(Utah Code 78B-7-606)

**Paragraphs 7-14 of this protective order expire in  
150 days, on**

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

(Utah Code 78B-7-606)

The court could extend the expiration date for paragraphs 7-13.

### 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* \_\_\_\_\_

**Affidavit for Filing an  
Out-of-State, Tribal,  
or Canadian**

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

District: \_\_\_\_\_

County: \_\_\_\_\_

State: Utah

**Protective Order**

(Utah Code 78B-7-301 to 310  
and 78B-7-1201 to 1210)

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

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

**1 Who is the petitioner (person protected by the protective order)?**

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

What is your date of birth? (mm/dd/yyyy)(required)

---

What is your address, phone number, and email address? (to keep private, leave blank and attach a Request to Safeguard Contact Information from Other Parties)

\_\_\_\_\_  
Street

\_\_\_\_\_  
City, State, ZIP Code

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)

\_\_\_\_\_  
Email address

If you have an attorney, what is their name, phone number, and email address?

Name: \_\_\_\_\_

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)

\_\_\_\_\_  
Email address

**2 Who is the respondent (person you need to be protected from)?**

|                                  |  |
|----------------------------------|--|
| First name:                      |  |
| Middle name or initial (if any): |  |
| Last name:                       |  |

What is their date of birth? (Choose one)(required)

[ ] Their date of birth is (mm/dd/yyyy): \_\_\_\_\_

[ ] I don't know. My best guess is (mm/dd/yyyy): \_\_\_\_\_

What is their social security number? (xxx-xx-xxxx)(if you don't know, leave blank):

What is their ethnicity? (Choose one.)(required)

- ☐ Of Hispanic, Latino/a/x, or Spanish origin      ☐ Not of Hispanic, Latino/a/x, or Spanish origin      ☐ Prefer not to answer

What is their race? (Choose one.)(required)

- ☐ American Indian or Alaska Native      ☐ Asian (Central/East/South/Southeast)      ☐ Black or African American
- ☐ Native Hawaiian or Other Pacific Islander      ☐ White      ☐ Another race, ethnicity, or origin
- ☐ Prefer not to answer      ☐ Write in: \_\_\_\_\_

What is their gender? (Choose one.)(required):

- ☐ Female      ☐ Male      ☐ Gender non-binary
- ☐ Transgender female      ☐ Transgender male      ☐ Prefer not to answer
- ☐ Write in: \_\_\_\_\_

What is their address, phone number, and email address?

Street \_\_\_\_\_

City, State, ZIP Code \_\_\_\_\_

Phone (xxx-xxx-xxxx) \_\_\_\_\_

Email address \_\_\_\_\_

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

- ☐ a. We are married now.      ☐ g. We are related by blood, marriage, or adoption as a child, parent, aunt, uncle, niece, nephew, grandparent, grandchild, or sibling. (Specify the relationship): \_\_\_\_\_
- ☐ b. We used to be married.  
Date of Divorce: \_\_\_\_\_
- ☐ c. We live together as a couple.      ☐ h. We are expecting a child now.  
List Due Date: \_\_\_\_\_
- ☐ d. We used to live together as a couple.
- ☐ e. We are or used to be in a consensual sexual relationship.      ☐ i. Other. (Please describe) \_\_\_\_\_

☐ f. We live or used to live in the same home \_\_\_\_\_

☐ j. We have or had a child or children together.  
List below:

| Child's Name | Birth date<br>(mm/dd/yyyy) | Address |
|--------------|----------------------------|---------|
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |
|              |                            |         |

#### 4 Who else is protected by this protective order?

| Name (include first and last name)<br>(required) | Date of birth<br>(mm/dd/yyyy)<br>(required) | Relationship to you (required) | Relationship to the<br>respondent (required) |
|--|---|--------------------------------|--|
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |
|  |   |                                |  |

I swear that:

- I have attached a certified copy of a protective order issued in (State, Tribal Nation, or Canada):  
\_\_\_\_\_
- To the best of my knowledge, the Respondent was personally served a copy of this order.
- To the best of my knowledge, the protective order is now valid as written.
- The protective order expires on \_\_\_\_\_. (Write NONEXP if there is no expiration 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 (currently used)

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

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

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

In the Matter of the (choose all that apply):

☐ name change of:  
☐ sex designation change of:

\_\_\_\_\_  
Petitioner (current legal name)

**Petition for** (choose all that apply):

☐ **Name Change**  
(Utah Code 42-1-1)

☐ **Sex Designation Change**  
(Utah Code 26B-8-111)

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

\_\_\_\_\_  
Judge

### Petitioner Information

1. I live in \_\_\_\_\_ County, Utah.

2. I was born on: \_\_\_\_\_ (date).

3. Except for this petition:

☐ I am not involved in any court actions or proceedings.

☐ I am involved in the following court actions or proceedings:

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

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

4. I am:

~~☐ not on probation or parole.~~

~~☐ On probation or parole.~~

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

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

45. I am not an offender under Utah Code 64-13-1. An offender is someone who has been convicted of a crime that could result in supervision by the Utah Department of Corrections and is at least one of the following:

- in prison or jail,
- on probation, or
- on parole.

56. I am not filing this petition for a wrongful or fraudulent purpose, which includes efforts to commit a crime, to interfere with the rights of others, to avoid creditors, to influence the sentence, fine, or conditions of imprisonment in a criminal case, to commit fraud on the public, or for any other fraudulent purpose.

6. Granting this petition will not affect any right, title, or interest of anyone else, and I do not know of anyone else who should be notified of this petition.

7. I am (Choose one.):

☐ not on the Sex and Kidnap Offender Registry.

☐ on the Sex and Kidnap Offender Registry. Granting this petition is not against the public interest because (Explain.):

---

---

8. I do not know any reason why this petition should not be granted.

9. I request a hearing.

☐ **Name Change** (Only complete paragraphs 10-11 if you are asking for a name change.)

10. I request a name change.

The name on my birth certificate is:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last Name               |  |

☐ My name changed due to marriage, divorce, or court order. My current legal name is:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |

|           |  |
|-----------|--|
| Last Name |  |
|-----------|--|

I ask the court to order that my legal name be (proposed new name):

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last Name               |  |

I want to change my name because:

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11. I live in \_\_\_\_\_ County, Utah and have lived here since \_\_\_\_\_ (date), which is at least one year before filing this petition.

**[ ] Sex Designation Change** (Only complete paragraphs 12-17 if you are asking for a sex designation change.)

12. My birth certificate says that my legal sex designation is  
☐ male ☐ female ☐ other: \_\_\_\_\_
13. I ask the court to order that my legal sex designation is  
☐ male ☐ female ☐ other: \_\_\_\_\_
14. I have transitioned to the sex designation sought in this petition and have outwardly expressed as the sex designation sought in this petition in a consistent and uniform manner for at least 6 months.
15. I experience clinically significant distress or impairment due to the current legal sex designation on my birth certificate.
16. I have attached evidence of appropriate clinical care or treatment for gender transitioning or change by a licensed medical professional. (example: letter from medical provider).
17. I have attached evidence that I have outwardly expressed the sex designation sought in this petition in a consistent and uniform manner for at least 6 months and that the sex designation change sought in this petition is sincerely held and part of my core identity.

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

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

|       |              |       |
|-------|--------------|-------|
| _____ | Signature ►  | _____ |
| Date  | Printed Name | _____ |

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

In the District Court of Utah

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

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

In the Matter of the (choose all that apply):

☐ name change of:

☐ sex designation change of:

\_\_\_\_\_  
Petitioner (current legal name)

**Order on Petition for:**

☐ **Name Change**

(Utah Code 42-1-1)

☐ **Sex Designation Change**

(Utah Code 26B-8-111)

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

\_\_\_\_\_  
Judge

1. Petitioner appeared in court on \_\_\_\_\_ (date).

2. Petitioner was born on: \_\_\_\_\_ (date).

**The court finds:**

3. ☐ All the notices required by law have been given.

4. Objections (Choose one.):

☐ No objections to the petition were made.

☐ Objections to the petition were made by:

\_\_\_\_\_  
5. ☐ The statements in the petition are accepted as true.

6. ☐ The requests in the petition are not for a wrongful or fraudulent purpose.

7. Petitioner:

☐ is not on the Sex and Kidnap Offender Registry.

☐ is on the Sex and Kidnap Offender Registry, but granting the petition is not against the public interest (Utah Code 77-41-105(8)(a)).

8. ☐ [Petitioner is not an Offender under Utah Code 64-13-1](#)

89. ☐ For name change: The name on petitioner's birth certificate is:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last name               |  |

☐ The petitioner's name changed due to marriage, divorce, or court order. The petitioner's current legal name is:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last Name               |  |

109. ☐ For sex designation change: petitioner's legal sex designation is  
☐ male ☐ female ☐ other: \_\_\_\_\_

110. ☐ For sex designation change: the petition is supported by clear and convincing objective evidence of appropriate clinical care or treatment for gender transitioning or change, provided by a licensed medical professional.

124. ☐ For sex designation change: there is clear and convincing evidence that petitioner has transitioned to the sex designation sought in the petition in a consistent and uniform manner for at least 6 months.

132. ☐ For sex designation change: there is clear and convincing evidence that petitioner experiences significant distress or impairment due to the current legal sex designation on their birth certificate.

143. ☐ Other findings (if any):

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**The court concludes:**

14. The statements in the petition:

☐ are sufficient and the petition should be granted.

☐ are not sufficient and the petition should not be granted.

15. ☐ Name Change

The requirements for a name change in Utah Code 42-1-1 through 42-1-3:

☐ have been met.

☐ have not been met.

16. ☐ Sex Designation Change

The requirements for a legal sex designation change in Utah Code 26B-8-111:

☐ have been met.

☐ have not been met.

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

**The court orders:**

17. The Petition is

☐ granted ☐ denied

18. Sex Designation Change: ☐ Petitioner's legal sex designation is changed to:

☐ male ☐ female ☐ other: \_\_\_\_\_

This new legal sex designation may be entered on the petitioner's birth certificate and used as the petitioner's new legal sex designation from this date forward.

19. Name Change: ☐ Petitioner's legal name is changed to:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last name               |  |



This new legal name may be entered on the petitioner's birth certificate and used as the petitioner's new legal name from this date forward.

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

|       |             |       |
|-------|-------------|-------|
| _____ | Signature ► | _____ |
| Date  | Judge       | _____ |

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Order on Petition for Name Change or Sex Designation Change on the following people.

(Only required if there were other interested parties in this case).

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

Signature ►

Date

Printed Name

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
Phone \_\_\_\_\_  
Email \_\_\_\_\_

**If you do not respond to this document within applicable time limits, judgment could be entered against you as requested.**

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

I am the ☐ Petitioner ☐ Attorney for the Petitioner and my Utah Bar number is \_\_\_\_\_  
☐ Licensed Paralegal Practitioner of the Petitioner and my Utah Bar number is \_\_\_\_\_

In the District Court of Utah

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

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

|   |   |
|---|---|
| In the matter of the (choose all that apply):<br><br><input type="checkbox"/> name change of<br><input type="checkbox"/> sex designation change of<br><br>_____<br>(Minor's name)<br><br>A minor. | <b>Petition for</b> (choose all that apply):<br><br><input type="checkbox"/> <b>Minor's Name Change</b><br>(Utah Code 42-1-1)<br><br><input type="checkbox"/> <b>Minor's Sex Designation Change<br/>(and appointment of Private<br/>Guardian Ad Litem)</b><br>(Utah Code 26B-8-111)<br><br>_____<br>Case Number<br><br>_____<br>Judge |
|---|---|

1. I am asking this Court to change vital statistics information for a minor. (A minor is a person who is younger than 18 years old.)
2. My relationship to the minor is:  
☐ parent  
☐ other (such as custodian or guardian; court order must be attached):  
\_\_\_\_\_
3. If I am not the minor's legal guardian or custodian, I have attached a copy of the court orders appointing the guardian or custodian. Here is what I know about those orders:

| Date signed by judge | Case number | Court name | Copy attached? |
|----------------------|-------------|------------|----------------|
|                      |             |            |                |
|                      |             |            |                |

4. Minor's information:

|   |  |
|---|--|
| Name on birth certificate:  |  |
| Date of birth:  |  |
| Place of birth:   |  |
| Minor's current address: (you must file in the county where the minor lives)  |  |
| Date when minor began living in county where petition is filed: (the minor must live in the county for at least one year) |  |
| Name of adult who lives with minor, has physical custody, and provides care   |  |
| Parents' names:   |  |
| Parents' current addresses: (list both addresses if they aren't the same)   |  |
| Minor's sex designation on birth certificate  |  |

5. Except for this petition:

- ☐ The minor is not involved in any court actions or proceedings.  
☐ The minor is involved in the following court actions or proceedings:

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

|                 |   |  |  |
|-----------------|---|--|--|
| Court case name |   | Court case number  |  |
| Judge's name    |   | County and state   |  |
| Type of case    | <input type="checkbox"/> Order of protection<br><input type="checkbox"/> Civil litigation | <input type="checkbox"/> Juvenile court proceeding<br><input type="checkbox"/> Criminal case |  |
| Did the judge   | <input type="checkbox"/> Yes  |  |  |

make an order? ☐ Yes ☐ No

6. The minor is:

☐ not on probation or parole.

☐ On probation or parole.

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

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

**Commented [JW1]:** I think this entire part should be deleted. If you are on probation or parole you should not file.

7. I am not requesting these changes for a wrongful or fraudulent purpose, which includes efforts to commit a crime, to interfere with the rights of others, to avoid creditors, or to influence the sentence, fine, or conditions imprisonment in a criminal case, to commit fraud on the public, or for any other fraudulent purpose.

8. Granting this petition will not affect any right, title, or interest of anyone else, except for the parent, custodian, or guardian named above.

9. The minor is (Choose one.):

☐ not on the Sex and Kidnap Offender Registry.

☐ on the Sex and Kidnap Offender Registry. Granting this petition is not against the public interest because (Explain.):

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

10. The minor is not an offender under Utah Code 64-13-1. An offender is someone who has been convicted of a crime that could result in supervision by the Utah Department of Corrections and is at least one of the following:

- in prison or jail.
- on probation, or
- on parole.

11. I do not know of any reason why this petition should not be granted.

12. I request a hearing.

(If you are only asking for a name change, complete paragraph 12 and then skip to paragraph 20.  
If you are asking for both a name and sex designation change, complete all the paragraphs below.  
If you are only asking for a sex designation change, skip to paragraph 13)

**13. ☐ Name Change**

I ask the court to change the minor's name to:

|                        |  |
|------------------------|--|
| First name             |  |
| Middle name (if any)   |  |
| Surname<br>(last name) |  |

**14. ☐ Sex Designation Change**

(Only complete paragraphs 13-19 if you are asking for a sex designation change for the minor.)

I ask the court to change the minor's legal sex designation to: ☐ male ☐ female.

15. The minor is at least 15 years and 6 months old.

16. I ask the court to appoint a private guardian ad litem for the minor child.

17. The minor has transitioned to the sex designation sought in this petition and has outwardly expressed as the sex designation sought in the petition in a consistent and uniform manner for at least 6 months.

18. The minor experiences clinically significant distress or impairment due to the current legal sex designation on their birth certificate.

19. I have attached evidence of the minor's appropriate clinical care or treatment for gender transitioning or change by a licensed medical professional.

20. I have attached evidence that the minor has outwardly expressed the sex designation sought in this petition in a consistent and uniform manner for at least 6 months and that the sex designation change sought in this petition is sincerely held and part of their core identity.

**Notice and Best Interests**

21. ☐ The following people may be entitled to notice and to participate in these proceedings:

[ ] \_\_\_\_\_ (parent's name)

[ ] has agreed to the proposed change.

I have attached their signed consent, or I will file it before the hearing on this petition.

[ ] has not agreed to the proposed change.

I will have them served with a copy of this petition and a summons.

[ ] \_\_\_\_\_ (other parent's name)

[ ] has agreed to the proposed change.

I have attached their signed consent, or I will file it before the hearing on this petition.

[ ] has not agreed to the proposed change.

I will have them served with a copy of this petition and a summons.

[ ] \_\_\_\_\_ (guardian,  
conservator, Guardian ad Litem)

[ ] has agreed to the proposed change.

I have attached their signed consent, or I will file it before the hearing on this petition.

[ ] has not agreed to the proposed change.

I will have them served with a copy of this petition and a summons.

22. The changes to the minor's vital statistics information will benefit the minor. Here are the reasons why:

---

---

---

23. The minor child: (choose one)

[ ] is old enough to make intelligent and decisive choices, and wants to make these changes because:

---

---

[ ] is not old enough to make an intelligent and decisive choice about these changes.

24. These changes are in the minor's best interest.

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 \_\_\_\_\_



In the District Court of Utah

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

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

In the matter of the (choose all that apply):

- ☐ name change of  
☐ sex designation change of

\_\_\_\_\_  
(Minor's name)

A minor.

**Order Changing** (choose all that apply):

☐ **Minor's Name**  
(Utah Code 42-1-1)

☐ **Minor's Sex Designation**  
(Utah Code 26B-8-111)

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

\_\_\_\_\_  
Judge

1. Petitioner and the minor appeared in court on: \_\_\_\_\_ (date).

2. The minor was born on: \_\_\_\_\_ (date).

**The court finds:**

3. ☐ All notices required by law have been given.  
4. ☐ No objections to the proposed changes were made.  
☐ Objections to the proposed changes were made by:

\_\_\_\_\_

☐ Written consent to the proposed changes was filed by:

☐ \_\_\_\_\_ (name),  
the minor's parent

☐ \_\_\_\_\_ (name),  
the minor's parent

☐ \_\_\_\_\_ (name),  
the minor's custodian

☐ \_\_\_\_\_ (name),  
the minor's guardian

☐ \_\_\_\_\_ (name),  
other, who is minor's

\_\_\_\_\_ (specify relationship)

5. ☐ The statements in the petition are true.
6. ☐ The requests in the petition are not for a wrongful or fraudulent purpose.
7. The minor:
- ☐ is not on the Sex and Kidnap Offender Registry.
- ☐ is on the Sex and Kidnap Offender Registry, but granting the petition is not against the public interest (Utah Code 77-41-105(8)(a)).

8. ☐ The minor is not an offender under Utah Code 64-13-1.

98. ☐ For name change: The name on the minor's birth certificate is:

|                         |  |
|-------------------------|--|
| First name              |  |
| Middle name(s) (if any) |  |
| Last name               |  |

109. ☐ For sex designation change: the minor's legal sex designation is  
☐ male ☐ female ☐ other: \_\_\_\_\_

110. ☐ For sex designation change: the petition is supported by clear and convincing objective evidence of appropriate clinical care or treatment for gender transitioning or change, provided by a licensed medical professional.

124. ☐ For sex designation change: there is clear and convincing evidence that the minor has transitioned to the sex designation sought in the petition in a consistent and uniform manner for at least 6 months.

132. ☐ For sex designation change: there is clear and convincing evidence that the minor experiences significant distress or impairment due to the current legal sex designation on their birth certificate.

143. ☐ Other findings (if any):

---

---

**The court concludes:**

154. The statements in the petition:
- ☐ are sufficient and the petition should be granted.
- ☐ are not sufficient and the petition should not be granted.

165. ☐ Name Change

The requirements for a name change in Utah Code 42-1-1 through 42-1-3:

☐ have been met.

☐ have not been met.

176. ☐ Sex Designation Change

The requirements for a legal sex designation change in Utah Code 26B-8-111:

☐ have been met.

☐ have not been met.

187. The name change ☐ is ☐ is not in the best interest of the minor.

198. The legal sex designation change ☐ is ☐ is not in the best interest of the minor.

**The court orders:**

209. The Petition is ☐ granted ☐ denied

210. ☐ The minor's current legal name is changed to

|                        |  |
|------------------------|--|
| First name             |  |
| Middle name (if any)   |  |
| Surname<br>(Last name) |  |

This new name may be entered on the minor's birth certificate and used as the minor's legal name from this date forward.

224. ☐ The minor's current legal sex designation is changed from:

☐ male to female

☐ female to male

This new legal sex designation may be entered on the minor's birth certificate and used as the minor's legal sex designation on:

☐ the child's 16<sup>th</sup> birthday which is \_\_\_\_\_ (date), or

☐ immediately. The child is over 16 years old.

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

\_\_\_\_\_  
Date

Signature ►

\_\_\_\_\_  
Judge  
\_\_\_\_\_

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Order Changing Minor's Name or Sex Designation on the following people.

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

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

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

In the matter of

\_\_\_\_\_  
(Child's name)  
a minor child

**Voluntary Relinquishment of  
Parental Rights**

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

\_\_\_\_\_  
Judge

Being first duly sworn, and while under oath, I say as follows:

(1) I am the natural [ ] father [ ] mother of the child named below.

(2) My residence is:

\_\_\_\_\_  
Address

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

(3) My child is:

|                |     |                   |
|----------------|-----|-------------------|
| Name           |     | Current Residence |
| Date of Birth  | Sex |                   |
| Place of Birth |     |                   |

(4) The person who has custody of the child is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Relation to child

(5) The reason I am asking the court to terminate my parental rights is:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(6) ☐ My child is not a member of or eligible for membership in a federally recognized Indian tribe.

(7) ☐ I am not seeking to terminate my parental rights for the sole purpose of avoiding to avoid my obligation to financially support my child.

(8) Child support:

☐ I do not owe any past due child support for my child.

☐ I owe past due child support for my child.

(89) [ ] By my signature below, I voluntarily relinquish my parental rights to my child and consent to the court terminating my parental rights.

(910) [ ] It is in my child's best interest that my parental rights be terminated.

(4011)[ ] I understand that by signing this document my parental rights and obligations over my child will be terminated. I understand that I will no longer have any rights or obligations of a parent to my child from the date the order is entered and forward.

(4412)[ ] I understand that the parental rights I am voluntarily relinquishing include, but are not limited to, the rights of custody, visitation, and any other contact with my child, whether in person, by mail, or any electronic means, and any input regarding decisions made about my child.

(4213)[ ] I understand that the parental obligations that I am voluntarily relinquishing include, but are not limited to, obligations to provide for the care, support, education, and moral training of my child.

(4314)[ ] I understand that I must pay any obligation for past due support of my child ~~incurred before the date I sign this document ordered by the judge. The order for past due child support will be subject to collection including through the Office of Recovery Services.~~

(4415)[ ] I understand that termination of my parental rights does not extinguish my child's right to inherit from my estate upon my death.

(4516)[ ] I understand that termination of my parental rights does not remove from my child eligibility for benefits from any third person, including, but not limited to, any agency or state, the United States or Indian tribe.

(4617)[ ] I am not under the influence of alcohol, prescription or non-prescription drugs, or any substance that might affect my thinking or behavior.

(4718)[ ] I understand that once I sign this document I ~~can~~may not change my mind, that the consent cannot be changed, and that my parental rights and obligations will be terminated forever.

**(4819)[ ] I have read this document. I understand that by signing it I will permanently relinquish all my rights and obligations as a parent to my child. Knowing this, I am signing this document freely and voluntarily, of my own choice, without any pressure, coercion, undue influence, or promises having been made by any person for any purpose.**

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

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

The following to be completed by the judge or other person appointed by the judge who administers the oath and witnesses the voluntary relinquishment.

(~~1920~~) Petitioner signed this Voluntary Relinquishment of Parental Rights under oath before me on \_\_\_\_\_ (date). Petitioner's identity was proven to me in the following way:

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

(~~2021~~) The petitioner was placed under oath before questions were asked of the petitioner. After being sworn and while under oath, petitioner stated that:

- ~~S/he~~ They ~~had~~ have read this document, fully understood its contents, and that the contents were true and based on petitioner's own personal knowledge.
- ~~S/he~~ They understood that by signing this document ~~s/he~~ they relinquished all parental rights and obligations (except past due child support as court ordered) over this child.
- ~~S/he~~ They understood that once ~~s/he~~ they signed this document ~~s/he~~ they could not change ~~her/his~~ their mind, that the consent could be not changed, and that ~~her/his~~ their parental rights and obligations would be terminated forever.
- ~~S/he~~ They ~~was~~ were signing this document freely and voluntarily, of ~~her/his~~ their own choice, without any pressure, coercion, or promises having been made by any person for any purpose.

(~~2122~~) Petitioner then signed the document in my presence. To the best of my information and belief, petitioner has read and understands this document and has signed it freely and voluntarily.

Date \_\_\_\_\_

Signature ► \_\_\_\_\_  
Printed name \_\_\_\_\_

[ ] Judge

[ ] Person appointed by the judge for the purpose of taking the relinquishment \_\_\_\_\_





\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

I am the    ☐ Petitioner  
                 ☐ Attorney for the Petitioner and my Utah Bar number is \_\_\_\_\_

In the Juvenile Court of Utah

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

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

State of Utah, in the interest of

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

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

A minor

☐ under   ☐ over 18 years of age, and  
☐ represented   ☐ not represented.

**Petition to Terminate Parental  
Rights Upon Voluntary  
Relinquishment**

(Utah Code 80-4-~~307~~204)

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

\_\_\_\_\_  
Judge

(1)    I am the natural ☐ father ☐ mother of the child named below.

(2)    My residence is:

\_\_\_\_\_  
Address

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

(3)    My child is:

|               |     |                   |
|---------------|-----|-------------------|
| Name          |     | Current Residence |
| Date of Birth | Sex |                   |

|                |  |
|----------------|--|
| Place of Birth |  |
|----------------|--|

(4) The person who has custody of the child is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Relation to child

(5) The reason I am asking the court to terminate my parental rights is:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(6) ☐ — My child is not a member of or eligible for membership in a federally recognized Indian tribe.

(7) ☐ — I am not seeking to terminate my parental rights for the sole purpose of avoiding to avoid my obligation to financially support my child.

(8) Child support: (choose one)

☐ I do not owe any past due child support for my child.

☐ I owe past due child support for my child. (choose one)

☐ The amount owed is \$ \_\_\_\_\_. (Attach supporting documents.)

OR

☐ I do not know the amount. I am unable to obtain verification of amounts owed.

(9) ☐ I understand the court may order that past due child support be preserved and subject to collection including through the Office of Recovery Services.

☐ I should not be ordered to pay past due child support because it is in the best interest of my child: (explain)

I ask the court to:

(810) ☐ Schedule a hearing on this petition.

(911) ☐ Accept my Voluntary Relinquishment of Parental Rights signed or confirmed under oath before a judge or a other person appointed by the court for the purpose of taking the relinquishment.

(4012) ☐ Determine that it is in my child's best interests for my parental rights to be terminated.

(4113) ☐ Terminate my parental rights based on my voluntary relinquishment.

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

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

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

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Petition to Terminate Parental Rights Upon Voluntary Relinquishment on the following people.

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

Date \_\_\_\_\_ Sign here ► \_\_\_\_\_

Typed or printed name \_\_\_\_\_

In the Juvenile Court of Utah

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

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

State of Utah, in the interest of

Last name, first name

Date of birth

A minor

☐ under ☐ over 18 years of age, and  
☐ represented ☐ not represented.

**Findings of Fact, Conclusions of  
Law and Order on Petition to  
Terminate Parental Rights Upon  
Voluntary Relinquishment**

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

Judge \_\_\_\_\_

This matter came before the court on petitioner's Petition to Terminate Parental Rights upon Voluntary Relinquishment.

A hearing was held on \_\_\_\_\_ (date), before

☐ \_\_\_\_\_ (name), a judge.

☐ \_\_\_\_\_ (name), a person appointed by the judge for the purpose of taking the relinquishment.

Petitioner was placed under oath before questions were asked of the petitioner. Petitioner then signed the Voluntary Relinquishment of Parental Rights freely and voluntarily.

Having received petitioner's voluntary consent,

**The Court Finds:**

1. Petitioner \_\_\_\_\_ (name)  
is the natural ☐ father ☐ mother of the child named below.
2. Petitioner's residence is:

Address \_\_\_\_\_

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



3. The petitioner's child is:

|                |     |                   |
|----------------|-----|-------------------|
| Name           |     | Current Residence |
| Date of Birth  | Sex |                   |
| Place of Birth |     |                   |

4. The person who has custody of the child is:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

\_\_\_\_\_  
Relation to child

5. Petitioner is asking the court to terminate parental rights because:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

6. This child is not a member of or eligible for membership in an-a federally recognized Indian tribe.

7. Petitioner is not seeking to terminate their parental rights for the sole purpose of avoiding their obligation to financially support their child.

8. Child support

☐ Petitioner does not owe past due child support for this child.

☐ Petitioner owes past due child support for this child at the time of this order in the amount of \$ \_\_\_\_\_ (amount). The past due child support should be



preserved and subject to collection including through the Office of Recovery Services.

[ ] Petitioner owed past due child support for this child but it is in the best interest of the child that the past due child support not be preserved or subject to collection because:

[REDACTED]

Commented [KT1]: 3 lines

79. Petitioner understands that by signing the Voluntary Relinquishment of Parental Rights her/his/their parental rights over this child will be terminated and that s/he/they will no longer have any rights or obligations of a parent to this child from the date the order terminating petitioner's parental rights is entered and forward.
810. Petitioner understands that the parental rights s/he is/they are voluntarily relinquishing include, but are not limited to, the rights of custody, visitation, and any other contact with this child, whether in person, by mail, or any electronic means, and any input regarding decisions made about this child.
911. Petitioner understands that the parental obligations s/he is/they voluntarily relinquishing include, but are not limited to, obligations to provide for the care, support, education, and moral training of this child.
4012. Petitioner understands that s/he/they must pay any obligation for past due support of this child ordered by this court.~~incurred before the date s/he signs the Voluntary Relinquishment of Parental Rights.~~
4413. Petitioner understands that termination of her/his/their parental rights does not extinguish this child's right to inherit from petitioner's estate upon petitioner's death.
4214. Petitioner understands that termination of parental rights does not remove from this child eligibility for benefits from any third person, including, but not limited to, any agency or state, the United States or Indian tribe.
4315. Petitioner is not under the influence of alcohol, prescription or non-prescription drugs, or any substance that might affect her/his/their thinking or behavior.
4416. Petitioner understands that once s/he sign/s they sign the Voluntary Relinquishment of Parental Rights s/he/they cannot change her/his/their mind, that the relinquishment cannot be changed, and that her/his/their parental rights and obligations will be terminated forever.

#### **The Court Concludes:**

- [4517](#). Petitioner freely and voluntarily signed the Voluntary Relinquishment of Parental Rights.
- [4618](#). The [primary-sole](#) purpose for petitioner relinquishing petitioner's parental rights is not to avoid support obligations for this child.
- [4719](#). It is in the best interest of the child that petitioner's parental rights be permanently terminated.

**The Court Orders:**

- [4820](#). Pursuant to Utah Code Section 80-4-105, petitioner's parental rights and obligations over the child are permanently terminated from this date forward.
- [4921](#). The parental rights which are terminated include, but are not limited to, the rights of custody, visitation, and any other physical contact with this child, whether in person, by mail, or any electronic means, and any input regarding decisions made about this child.
- [2022](#). The parental obligations which are terminated include, but are not limited to, the obligations to provide for the care, support, education, and moral training of this child [except as provided below](#).
- [2123](#). ~~This order does not terminate any support obligations incurred before the date the consent was entered.~~ [Child support:](#)
- [\[ \]](#) [Petitioner does not owe past due child support for this child.](#)
- [\[ \]](#) [Petitioner owes \\$ \(amount\) in past due child support for this child. This child support amount is preserved and subject to collection including through the Office of Recovery Services.](#)
- [\[ \]](#) [Petitioner owed past due child support for this child but it is in the best interest of the child that the past due child support not be preserved or subject to collection. This order terminates any support obligations incurred before the date of the order.](#)
- [2224](#) This order does not extinguish this child's right to inherit from petitioner's estate, nor does it remove eligibility from this child for entitlements from state or federal governments or Indian tribes that this child may be entitled to as a result of petitioner being this child's parent.
- [2325](#) [\[ \]](#) Other orders relating to this child's care and welfare that are in the child's best interests:

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

\_\_\_\_\_  
Date

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

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
Phone \_\_\_\_\_  
Email \_\_\_\_\_

In the Juvenile Court of Utah

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

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

State of Utah, in the interest of

Last name, first name

Date of birth

A minor

[ ] under [ ] over 18 years of age, and  
[ ] represented [ ] not represented.

**Petition and Application for  
Authorization to Marry**

(Utah Code ~~30-1-8(2)~~81-2-303 and ~~30-1-9(3)~~304)

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

Judge \_\_\_\_\_

**Certification of County Clerk**

I certify:

1. Petitioner is \_\_\_\_\_ years of age.
2. Petitioner's birth date is: \_\_\_\_\_.
3. Petitioner's proposed spouse's birth date is: \_\_\_\_\_.
4. ~~Petitioner has parental consent to marry.~~ Petitioner has demonstrated parental consent by providing (choose one):
  - [ ] signed consent from a parent who is not divorced from the other parent and where another guardian or custodian has not been given custody of the minor.
  - [ ] consent given under oath or affirmation which states that although the

parents of the minor applicant are divorced, the consenting parent has sole legal custody of the minor applicant.

- ☐ consent given under oath or affirmation which states that although the parents of the minor applicant are divorced the parents have been awarded joint legal custody of the minor applicant and the consenting parent has been awarded physical custody for the majority of the time.
- ☐ consent given under oath or affirmation which states that although the minor is not in the custody of a parent, the consenting party is not a parent but has been appointed as legal guardian, which was demonstrated by providing proof of the guardianship.
- ☐ Other (explain): \_\_\_\_\_.

5. Petitioner, the proposed spouse, and the minor's parent or legal guardian has provided documentation to support the information contained in this form.

\_\_\_\_\_  
County Clerk

**Commented [KT1]:** We are asking for permission to include language concerning certifying this is a clerk's signature (such as a seal).

#### Notice to Petitioner

- Your marriage license cannot be issued until the court approves the petition. This process can take time, at least 3 business days but it could take longer.
- You and your proposed spouse will be required to complete premarital counseling unless otherwise decided by the court.
- The court will schedule a hearing. You must attend with your parent.
- There is a filing fee for this petition.

### Declaration of Parent or Legal Guardian

1. I am related to the petitioner (choose one):
  - ☐ I am the petitioner's parent. I am not divorced from the other parent. No other guardian or custodian has been given custody of the petitioner.
  - ☐ I am the petitioner's parent. I am divorced from the petitioner's other parent. I have sole legal custody of the petitioner.
  - ☐ I am the petitioner's parent. I am divorced from the petitioner's other parent. I have joint legal custody of the petitioner, but I have physical custody of the petitioner for the majority of the time.
  - ☐ I am the petitioner's legal guardian.
  - ☐ Other (explain): \_\_\_\_\_.
2. I agree to this marriage.
3. I understand that if I knowingly agree to or allow a minor child to enter into a marriage prohibited by law I am guilty of a third degree felony.

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 | _____ |

### Petition and Application

1. I am the petitioner. Below is the required information for my proposed spouse and me.

|   | Petitioner | Proposed spouse |
|---|------------|-----------------|
| Full name (including maiden or bachelor name)                                 |            |                 |
| Social security number:   |            |                 |
| Current address:  |            |                 |
| Date and place of birth (including town, or city, county, state, or country): |            |                 |
| Name of parents (including mother's maiden name)                              |            |                 |
| Birthplaces of parents (including town or city, county, state or country):    |            |                 |

2. The difference between my proposed spouse's age and my age is

[ ] less than ~~seven~~four years.

[ ] ~~seven~~four years or more.

3. My proposed spouse or I reside in this county.

4. I ask for authorization to marry \_\_\_\_\_.

5. I make this request to marry voluntarily of my own free will and not as a result of any threat, promise or payment.

6. I have known my proposed spouse since: \_\_\_\_\_ (date).

7. The details of how I met my proposed spouse are:

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8. I want to marry my proposed spouse because:

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### Minor

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 \_\_\_\_\_

### Proposed spouse

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 \_\_\_\_\_



In the Juvenile Court of Utah

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

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

State of Utah, in the interest of

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

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

A minor

☐ under ☐ over 18 years of age, and

☐ represented ☐ not represented.

**Findings and Order on Petition for  
Authorization to Marry**

(Utah Code ~~30-1-8(2)~~81-2-303 and ~~30-1-9(3)~~304)

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

\_\_\_\_\_  
Judge

**The court finds**

1. ☐ Petitioner is under 18 years of age and not less than 16 years of age.
2. Petitioner demonstrated parental consent to the county clerk by providing (choose one):
  - ☐ Signed consent from a parent who is not divorced from the other parent where another guardian or custodian has not been given custody of the minor by a court order.
  - ☐ Signed consent given under oath or affirmation which states that although the parents of the minor applicant are divorced, the consenting parent has sole legal custody of the minor applicant.
  - ☐ Signed consent given under oath or affirmation which states that although the parents of the minor applicant are divorced the parents have been awarded joint legal custody of the minor applicant and the consenting parent has been awarded physical custody for the majority of the time.
  - ☐ Signed consent given under oath or affirmation which states that although the minor is not in the custody of a parent, the consenting party is not a parent but has been appointed as legal guardian, which was demonstrated by providing proof of the guardianship.
  - ☐ Other (explain): \_\_\_\_\_
3. Petitioner

☐ is voluntarily entering into this marriage.

☐ is not voluntarily entering into this marriage.

4. The marriage

☐ is in the best interest of the minor under the circumstances.

☐ is not in the best interest of the minor under the circumstances.

5. ☐ The age difference between the parties

☐ is ~~seven~~four years or fewer.

☐ is not ~~seven~~four years or fewer.

6. ☐ The petitioner and proposed spouse completed premarital counseling.

☐ Premarital counseling is not required because it is not reasonably available.

7. The Petition and Application for Authorization to Marry was filed at least 72 hours ago.

8.        ☐ Other:

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### The court orders

Having reviewed the Petition and having made inquiry of the petitioner on the record on the date indicated below, it is hereby ordered that:

☐ The petitioner must continue to attend school.

☐ Authorization to marry is granted.

☐ Authorization to marry is denied.

☐ Other conditions:

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Date

Signature ►

Judge

**You must return this signed order of the Court to the County Clerk to obtain your marriage license.**

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
Phone \_\_\_\_\_  
Email \_\_\_\_\_

**If you do not respond to this document within applicable time limits, judgment could be entered against you as requested.**

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

In the Juvenile Court of Utah

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

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

State of Utah, in the interest of

Petitioner's Name \_\_\_\_\_

Street Address \_\_\_\_\_

City, State, ZIP \_\_\_\_\_ Date of birth \_\_\_\_\_

vs.

Division of Child and Family Services, Respondent  
195 North 1950 West  
Salt Lake City, UT 84116  
801-538-4100

**Verified Petition Regarding Substantiation in DCFS Licensing Database**

(Utah Code ~~80-3-404~~, 80-3-504, 80-2-1004, Utah Code 80-2-708, and 63G-4-402(2))

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

Judge \_\_\_\_\_

1. ~~1.~~ I received notice on ~~or about~~ \_\_\_\_\_ (date) that the Division of Child and Family Services (DCFS) had made a supported finding of severe abuse or neglect against me and that I would be included in the DCFS licensing database. [Attached is a copy of the notice from DCFS.](#)

I: (choose one)

☐ I am filing this petition within 30 days of receiving the notice.

☐ I was listed on the DCFS licensing database before May 6, 2002.



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

5. I ask the Court to enter an order saying that the finding of the DCFS was unsubstantiated, or without merit. I also ask the Court to order DCFS to remove me from the Licensing Database.

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 \_\_\_\_\_

### **Explanatory Note**

When properly filled out, the following Statement of Defendant in Support of Guilty Plea contains all the requirements of Rule 11(e), Utah Rules of Criminal Procedure. If the district court chooses to rely on this statement for purposes of strict compliance with Rule 11, it must make that fact known on the record by referring to the statement on the record and asking defendant if he or she has read, understood, and acknowledged the contents of the statement. If the defendant cannot read or understand English, the court should ascertain on the record that the statement has been read or translated to defendant. Although this form is for guilty or no contest pleas, it may be adapted for *Alford* pleas.

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**IN THE \_\_\_\_\_ JUDICIAL DISTRICT COURT**  
**\_\_\_\_\_ COUNTY, STATE OF UTAH**

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**STATE OF UTAH,** : **STATEMENT OF DEFENDANT**  
 : **IN SUPPORT OF PLEA(S) AND**  
**Plaintiff,** : **CERTIFICATE OF COUNSEL**

**vs.** : **Case No. \_\_\_\_\_**

\_\_\_\_\_,

**Defendant.**

:

:

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I, \_\_\_\_\_, hereby acknowledge and certify that I have been advised of and that I understand the following facts and rights:

**Notification of Charges**

I am pleading guilty or no contest to the following crimes:

|    | <b>Crime &amp; Statutory<br/>Provision</b> | <b>Degree</b> | <b>Punishment<br/>Min/Max and/or<br/>Minimum Mandatory</b> |
|----|--|---------------|--|
| A. | _____                                      | _____         | _____<br>_____   |
| B. | _____<br>_____                             | _____         | _____<br>_____   |
| C. | _____<br>_____                             | _____         | _____<br>_____   |
| D. | _____<br>_____                             | _____         | _____<br>_____   |



I have received a copy of the (Amended) Information against me. I have read it, or had it read to me, and I understand the nature and the elements of crime(s) to which I am pleading guilty (or no contest).

The elements of the crime(s) to which I am pleading guilty (or no contest) are:

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I understand that by pleading guilty I will be admitting that I committed the crimes listed above. (Or, if I am pleading no contest, I am not contesting that I committed the foregoing crimes). I stipulate and agree (or, if I am pleading no contest, I do not dispute or contest) that the following facts describe my conduct and the conduct of other persons for which I am criminally liable. These facts provide a basis for the court to accept my guilty (or no contest) plea(s) and prove the elements of the crime(s) to which I am pleading guilty (or no contest):

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### **Waiver of Constitutional Rights**

I am entering my plea(s) voluntarily. I understand that I have the following rights under the constitutions of Utah and of the United States. I also understand that if I plead guilty (or no contest) I will give up all the following rights:

**Counsel:** I know that I have the right to be represented by an attorney and that if I cannot afford one, an attorney will be appointed by the court at no cost to me. I understand

that I might later, if the judge determines I was able, be required to pay for the appointed lawyer's service to me.

I (have not) (have) waived my right to counsel. If I have waived my right to counsel, I have done so knowingly, intelligently, and voluntarily for the following reasons:

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If I have waived my right to counsel, I certify that I have read this statement and that I understand the nature and elements of the charge(s) and crime(s) to which I am pleading guilty (or no contest). I also understand my rights in this case and other cases and the consequences of my guilty (or no contest) plea(s).

If I have **not** waived my right to counsel, my attorney is \_\_\_\_\_. My attorney and I have fully discussed this statement, my rights, and the consequences of my guilty (or no contest) plea(s).

**Jury Trial.** I know that I have a right to a speedy and public trial by an impartial (unbiased) jury and that I will be giving up that right by pleading guilty (or no contest).

**Confrontation and cross-examination of witnesses.** I know that if I were to have a trial, a) I would have the right to see and observe the witnesses who testify against me and b) my attorney, or myself if I waived my right to an attorney, would have the opportunity to cross-examine all of the witnesses who testify against me.

**Right to compel witnesses.** I know that if I were to have a trial, I could call witnesses if I chose to, and I would be able to obtain subpoenas requiring the attendance and testimony of those witnesses. If I could not afford to pay for the witnesses to appear, the State would pay those costs.

**Right to testify and privilege against self-incrimination.** I know that if I were to have a trial, I would have the right to testify on my own behalf. I also know that if I chose not to testify, no one could make me testify or make me give evidence against myself. I also know that if I chose not to testify, the jury would be told that they could not hold my refusal to testify against me.

**Presumption of innocence and burden of proof.** I know that if I do not plead guilty (or no contest), I am presumed innocent until the State proves that I am guilty of the charged crime(s). If I choose to fight the charges against me, I need only plead "not guilty," and my case will be set for a trial. At a trial, the State would have the burden of proving each

element of the charge(s) beyond a reasonable doubt. If the trial is before a jury, the verdict must be unanimous, meaning each juror would have to find me guilty.

I understand that if I plead guilty (or no contest), I give up the presumption of innocence and will be admitting that I committed the crime(s) stated above.

**Appeal.** I know that under the Utah Constitution, if I were convicted by a jury or judge, I would have the right to appeal my conviction and sentence. I would have the right to hire a lawyer or have a lawyer appointed by the court to represent me on appeal if I could not afford one. If I could not afford the costs of an appeal, the State would pay those costs for me. I understand I am giving up my right to appeal my conviction if I plead guilty (or no contest) except as allowed by the preservation rule or an established exception to the preservation rule. I understand if I wish to appeal my sentence I must file a notice of appeal within 30 days after my sentence is entered.

**I know and understand that by pleading guilty (or no contest), I am waiving and giving up all the statutory and constitutional rights as explained above.**

### **Consequences of Entering a Guilty (or No Contest) Plea**

**Potential penalties.** I know the maximum sentence that may be imposed for each crime to which I am pleading guilty (or no contest). I know that by pleading guilty (or no contest) to a crime that carries a mandatory penalty, I will be subjecting myself to serving a mandatory penalty for the crime. I know my sentence may include a prison term, fine, or both.

I know that in addition to a fine, a ninety percent (90%) surcharge will be imposed. I also know that I may be ordered to make restitution to any victim(s) of my crime(s), including any restitution that may be owed on charges that are dismissed as part of a plea agreement.

**Consecutive/concurrent prison terms.** I know that if there is more than one crime involved, the sentences may be imposed one after another (consecutively), or they may run at the same time (concurrently). I know I may be charged an additional fine for each crime I plead to. I also know if I am on probation or parole, or awaiting sentencing on another offense of which I have been convicted or to which I have pled guilty (or no contest), my guilty (or no contest) plea(s) now may result in consecutive sentences being imposed on me. If the offense to which I am now pleading guilty occurred when I was imprisoned or on parole, I know the law requires the court to impose consecutive sentences unless the court finds and states on the record that consecutive sentences would be inappropriate.

**Plea agreement.** My guilty (or no contest) plea(s) (is/are) (is/are not) the result of

a plea agreement between myself and the prosecuting attorney. All the promises, duties, and provisions of the plea agreement, if any, are fully contained in this statement, including those explained below:

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**Trial judge not bound.** I know that any charge or sentencing concession or recommendation of probation or suspended sentence, including a reduction of the charges for sentencing, made or sought by either defense counsel or the prosecuting attorney are not binding on the judge. I also know that any opinions they express to me as to what they believe the judge may do are not binding on the judge.

**Immigration/Deportation:** I understand that if I am not a United States citizen, my plea(s) today may, or even will, subject me to deportation under United States immigration laws and regulations, or otherwise adversely affect my immigration status, which may include permanently barring my re-entry into the United States. I understand that if I have questions about the effect of my plea(s) on my immigration status, I should consult with an immigration attorney.

### **Defendant's Certification of Voluntariness**

I am entering my plea(s) of my own free will and choice. No force, threats, or unlawful influence of any kind have been made to get me to plead guilty (or no contest). No promises except those contained in this statement have been made to me.

I have read this statement, or I have had it read to me by my attorney, and I understand its contents and adopt each statement in it as my own. I know that I am free to change or delete anything contained in this statement, but I do not wish to make any changes because all of the statements are correct.

I am satisfied with the advice and assistance of my attorney.

I am \_\_\_\_ years of age. I have attended school through the \_\_\_\_ grade. I can read and understand the English language. If I do not understand English, an interpreter has been provided to me. I was not under the influence of any drugs, medication, or intoxicants that would impair my judgment when I decided to plead guilty (or no contest). I am not presently under the influence of any drug, medication, or intoxicants that impair my judgment.

I believe myself to be of sound and discerning mind and to be mentally capable of understanding these proceedings and the consequences of my plea(s). I am free of any mental disease, defect, or impairment that would prevent me from understanding what I am doing or from knowingly, intelligently, and voluntarily entering my plea(s).

**I understand that if I want to withdraw my plea of guilty, no contest, or guilty with a mental condition at the time of the offense ~~guilty (or no contest) plea(s)~~, I must file a written motion to withdraw my plea(s) before sentence is announced. I understand that for a plea held in abeyance, a motion to withdraw from the plea agreement must be made within 30 days of pleading guilty or no contest. I will only be allowed to withdraw my plea if I show that it was not knowingly and voluntarily made. I understand that if my motion to withdraw a plea is not made within the time period described above, I may challenge the plea in a direct appeal according to the preservation rule or an established exception to the preservation rule. ~~any challenge to my plea(s) made after sentencing must be pursued under the Post-Conviction Remedies Act in Title 78B, Chapter 9, and Rule 65C of the Utah Rules of Civil Procedure.~~**

|       |              |       |
|-------|--------------|-------|
| _____ | Signature ►  | _____ |
| Date  | Printed Name | _____ |

### Certificate of Defense Attorney

I certify that I am the attorney for \_\_\_\_\_, the defendant above, and that I know he/she has read the statement or that I have read it to him/her; I have discussed it with him/her and believe that he/she fully understands the meaning of its contents and is mentally and physically competent. To the best of my knowledge and belief, after an appropriate investigation, the elements of the crime(s) and the factual synopsis of the defendant's criminal conduct are correctly stated; and these, along with the other representations and declarations made by the defendant in the foregoing statement, are accurate and true.

|       |   |       |
|-------|---|-------|
| _____ | Signature of<br>Attorney for<br>Defendant ► | _____ |
| Date  | Bar Number                                  | _____ |

## Certificate of Prosecuting Attorney

I certify that I am the attorney for the State of Utah in the case against \_\_\_\_\_, defendant. I have reviewed this Statement of Defendant and find that the factual basis of the defendant's criminal conduct which constitutes the offense(s) is true and correct. No improper inducements, threats, or coercion to encourage a plea has been offered defendant. The plea negotiations are fully contained in the Statement and in the attached Plea Agreement or as supplemented on the record before the Court. There is reasonable cause to believe that the evidence would support the conviction of defendant for the offense(s) for which the plea(s) is/are entered and that the acceptance of the plea(s) would serve the public interest.

Signature of  
Prosecuting  
Attorney ►

\_\_\_\_\_  
Date

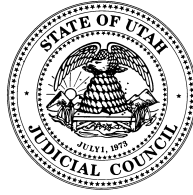
\_\_\_\_\_  
Bar Number

## Order

Based on the facts set forth in the foregoing Statement and the certification of the defendant and counsel, and based on any oral representations in court, the Court witnesses the signatures and finds that defendant's guilty (or no contest) plea(s) is/are freely, knowingly, and voluntarily made.

IT IS HEREBY ORDERED that the defendant's ~~guilty (or no contest) plea(s)~~plea of guilty, no contest, or guilty with a mental condition at the time of the offense to the crime(s) set forth in the Statement be accepted and entered.

|       |             |       |
|-------|-------------|-------|
| _____ | Signature ► | _____ |
| Date  | Judge       | _____ |



# Administrative Office of the Courts

Chief Justice Matthew B. Durrant  
Utah Supreme Court  
Chair, Utah Judicial Council

April 9, 2025

Ronald B. Gordon, Jr.  
State Court Administrator  
Neira Siaperas  
Deputy State Court Administrator

## MEMORANDUM

**TO: Forms Committee**

**FROM: Kaden Taylor**

**RE: Recodification of statutes due to SB 119, HB 21, and HB 128**

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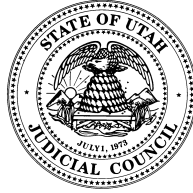
SB 119, HB 21, and HB 128 recodify several statutes. These include sections in Titles 53, 76, and 78B.

A preliminary review of forms has found only a small list of forms affected by these changes: the Acknowledgement of Firearm Restrictions and certain protective order forms. These forms are presented to the Forms Committee as their own agenda items with these changes already in place.

We seek the Form Committee's permission to update any other forms that we may identify that are affected by this recodification.

The mission of the Utah judiciary is to provide the people an open, fair,  
efficient, and independent system for the advancement of justice under the law.





# Administrative Office of the Courts

Chief Justice Matthew B. Durrant  
Utah Supreme Court  
Chair, Utah Judicial Council

March 27, 2025

Ronald B. Gordon, Jr.  
State Court Administrator  
Catherine J. Dupont  
Deputy Court Administrator

## MEMORANDUM

TO: Forms Committee

FROM: Pleasy Wayas, with approval of Family Law Forms Subcommittee

RE: Divorce Decree additional language

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[HB 463](#) requires a divorce decree to include the following if the parties have a child:

213 (iii) a statement providing notice that the Office of Recovery Services provides  
214 services to individuals who are seeking assistance in the collection or enforcement  
215 of child support orders.

Accordingly, the following language should be added to all divorce decrees (where there are minor children at issue) prepared by the court MyPaperwork program beginning May 7, 2025:

The Office of Recovery Services (<https://ors.utah.gov/>) provides services to individuals who are seeking assistance in the collection or enforcement of child support orders.

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
Phone \_\_\_\_\_  
Email \_\_\_\_\_

**If you do not respond to this document within applicable time limits, judgment could be entered against you as**

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

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

In the District Court of Utah

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

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

|                 |   |
|-----------------|---|
| Plaintiff _____ | <b>Complaint for Unlawful Detainer (Eviction)</b><br>Utah Code 78B-6-801 to 814 |
| v. _____        | Case Number _____   |
| Defendant _____ | Judge _____   |

1. Plaintiff is (Choose one.):  
☐ an individual over the age of 18 (including a DBA) and the owner of the property.  
☐ a business or trust with legal right to proceed in this action on behalf of the owner and represented by a lawyer.  
☐ other: \_\_\_\_\_

2. Defendants, \_\_\_\_\_ (names) are residents at: \_\_\_\_\_  
(property address).
3. The agreement to rent the property is: (Choose one.)  
☐ in writing. The contract is attached as Exhibit 1.  
☐ not in writing. It was an oral agreement.
4. Defendants agreed: (Complete a, b, and c or d.)  
☐ a. To rent the premises:  
    ☐ for 1 year, starting on \_\_\_\_\_  
    ☐ month-to-month  
    ☐ other: \_\_\_\_\_  
b. To pay rent of \$ \_\_\_\_\_ ☐ monthly ☐ other:  
    \_\_\_\_\_  
c. To pay rent on ☐ first of the month ☐ other:  
    \_\_\_\_\_  
☐ d. Other: \_\_\_\_\_
5. Defendants was served with the following notices: (Check any that apply.)  
☐ Three Day Notice to Pay or Vacate (Utah Code 78B-6-802(1)(c))  
☐ Three Day Notice to Comply or Vacate (Utah Code 78B-6-802(1)(h))  
☐ Three Day Notice to Vacate for  
    ☐ assigning or subletting (Utah Code 78B-6-802(1)(d))  
    ☐ committing criminal act (Utah Code 78B-6-802(1)(g))  
    ☐ for criminal nuisance (Utah Code 78B-6-1107)  
    ☐ committing waste on premise (Utah Code 78B-6-802(1)(d))  
    ☐ lease violation(s) (Utah Code 78B-6-802(1)(c))  
    ☐ nuisance (Utah Code 78B-6-802(1)(f))  
    ☐ unlawful business on the premises (Utah Code 78B-6-802(1)(e))  
☐ Five Day Notice to Tenant at Will (Utah Code 78B-6-802(1)(b)(ii))  
☐ Fifteen Day Notice to Vacate (Utah Code 78B-6-802(1)(b)(i))  
☐ Other: \_\_\_\_\_
6. On \_\_\_\_\_ (date), the period stated in the notices described in paragraph 5 above ended. A copy of the notices served are attached as Exhibit 2.
7. Plaintiff is asking to evict defendants for the following reasons: (Check the box that matches the eviction notices you already served.)

☐ a. **Three Day Notice to Pay or Vacate** (Utah Code 78B-6-802(1)(c))

Defendants owe plaintiff \$ \_\_\_\_\_. This amount is for:

☐ unpaid rent, for the time period of \_\_\_\_\_ through \_\_\_\_\_  
(date the notice expired).

☐ money other than rent due under the contract: \_\_\_\_\_

(explain what the money is for, such as utilities)

☐ b. **Three Day Notice to Comply or Vacate** (Utah Code 78B-6-802(1)(h))

Defendants have violated the parties' rental agreement as follows:

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

☐ c. **Three Day Notice to Vacate for Assigning or Subletting**

(Utah Code 78B-6-801(1)(d))

Defendants have sublet the premises in violation of the rental agreement as follows: \_\_\_\_\_

\_\_\_\_\_

☐ d. **Three Day Notice to Vacate for Committing Criminal Act**

(Utah Code 78B-6-802(1)(g))

Defendants have committed a criminal act as follows: \_\_\_\_\_

\_\_\_\_\_

☐ e. **Three Day Notice to Vacate for Criminal Nuisance** (Utah Code 78B-6-1107)

Defendants have committed criminal nuisance as follows: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

☐ f. **Three Day Notice to Vacate for Committing Waste on Premises**

(Utah Code 78B-6-802(1)(d))

Defendants have committed waste as follows: (Examples of waste are destruction of property, failure to maintain, trash)

\_\_\_\_\_

☐ g. **Three Day Notice to Vacate for Violations that Cannot Be Brought into Compliance** (Utah Code 78B-6-802(1)(c))

Defendants have violated the parties' rental agreement by committing a violation that cannot be brought into compliance as follows: \_\_\_\_\_

☐ h. **Three Day Notice to Vacate for Nuisance** (Utah Code 78B-6-802(1)(f))

Defendants have permitted nuisance as follows: \_\_\_\_\_

☐ i. **Three Day Notice to Vacate for Engaging in Unlawful Business on or in the Premises** (Utah Code 78B-6-802(1)(e))

Defendants have engaged in unlawful business on or in the premises as follows: \_\_\_\_\_

☐ j. **Five Day Notice to Tenant at Will** (Utah Code 78B-6-802(1)(b)(ii))

Plaintiff served a Five Day Notice to Tenant at Will upon defendants and incorporates that notice and the statements contained in the notice as part of this complaint.

☐ k. **Fifteen Day Notice to Vacate** (Utah Code 78B-6-802(1)(b)(i))

Plaintiff served a Fifteen Day Notice to Vacate upon defendants. It is attached.

8. Defendants did not comply with the notices and are still in possession of the property.
9. Plaintiff asks for an Order of Restitution to remove defendants from plaintiff's property. (Utah Code 78B-6-811(1)(b) and 78B-6-812)
10. Plaintiff asks for a judgment upon proof at trial or upon plaintiff's affidavit in the event of defendant's default of any rent due and unpaid by defendants through the date the notice expires as well as any unpaid amounts under the rental agreement. (Utah Code 78B-6-811)
11. Plaintiff asks for treble (three times) the following damages for (Utah Code 78B-6-811):

☐ rent and other money due under the contract for the time the tenant unlawfully detained the premises;

☐ other money due under the contract

☐ physical damages beyond normal wear and tear (waste) caused by defendants to the plaintiff's property; (this complaint and the notice served include a claim for waste) (Utah Code 78B-6-802(1)(d));

☐ the abatement (termination) of criminal nuisance caused by defendants (the complaint and the notice served include a claim for criminal nuisance) (Utah Code 78B-6-1107 through 1114).

☐ 12. Plaintiff is entitled to a judgment for reasonable attorney's fees. (Utah Code 78B-6-811)

## Requests for Relief

Plaintiff asks that this court:

1. Enter an Order of Restitution to evict the defendants.
2. Grant plaintiff a judgment for unpaid rent, damages and other amounts due.
3. Grant other available relief.

## 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).

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

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

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



## **EXHIBIT 1**

### **Rental Contract**

(Utah Rule of Civil Procedure 26.3)

(Attach copy of written contract to next page.)



## **EXHIBIT 2**

### **Eviction Notices Served on Defendant**

(Utah Rule of Civil Procedure 26.3)

(Attach copy of copy of eviction notices served on defendant to next page.)

### EXHIBIT 3

#### Itemized calculation of amounts defendants owed at time of filing

(Utah Code 78B-6-811 and Utah Rule of Civil Procedure 26.3)

**Instructions to plaintiff:** Look at your complaint and notices. Skip any parts that do not apply.

|   |    |
|---|----|
| a. Rent due <b>after</b> the notice expired (if you need help with this part, use the worksheet below)                            | \$ |
| b. Amounts due under the contract besides rent (utility bills, late fees, etc.) <del>that came due after the notice expired</del> | \$ |
| c. Waste – if the complaint includes a notice for waste   | \$ |
| d. Clearing a nuisance – if the complaint includes a notice for criminal nuisance   | \$ |
| e. <b>Total</b> (add the amounts listed above)  | \$ |

|   |               |
|---|---------------|
| f. Total X 3 (multiply the total in paragraph e by 3 – these are called treble damages)                         | \$            |
| g. Past due rent as listed in the 3-day notice – if the complaint includes a notice to pay or vacate            | \$            |
| <del>h. Amounts due under the contract besides rent – if the complaint includes a notice to pay or vacate</del> | <del>\$</del> |
| <del>h.</del> Attorney fees   | \$            |
| <del>h.i.</del> Filing fees   | \$            |
| <del>k.j.</del> Service fees (to have any papers served on the defendants)                                      | \$            |
| <del>k.</del> <b>Total amount requested</b> (add the paragraphs f through k)                                    | \$            |

#### Worksheet for paragraph a

(You only need to complete this if you need help with paragraph a.)

My case is about past due rent.

1. The monthly rent for the property is: \$\_\_\_\_\_.

2. The monthly rent divided by 30 is: \$\_\_\_\_\_. This is the **daily rent**.

3. The notice was served on: \_\_\_\_\_.

4. The notice is a \_\_\_\_\_ (number of days) notice.

5. Skipping the day I served the notice (day zero), it expired on \_\_\_\_\_.

(Read the notice and compare paragraphs 3 and 4. Calculate the date based on when you served the notice and the number of days it gave to comply.)

6. It has been \_\_\_\_\_ days **since the notice expired.**

7. If I multiply the daily rent from paragraph 2 by the number of days in paragraph 6, it gives me \$ \_\_\_\_\_. (Write this amount in paragraph a.)

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

**Request for Occupancy Hearing**

Utah Code 78B-6-810

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

\_\_\_\_\_  
Judge

1. I am the ☐ plaintiff ☐ defendant.
2. I ask for a hearing to determine who has the right to immediately occupy the property in this case.
3. I ask the hearing be held within 10 business days after the defendant's answer was filed.

**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).

\_\_\_\_\_  
Signature ►

Date

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

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

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

**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Knit z y a m j x j h y t s x g j c | ? \ w y j a m j a s k t w f y t s t w j f h m a j w t s t z f w j x j s i n l f a t u ~ j t 3 t z % m f { j x u f h j t a s h o j i j y | t u j t u g f s i a f ~ f i i a r t w j a u f l j x a k s j j i j i 3**
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Request for Occupancy Hearing to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy<br>to this <b>address</b><br><b>(based on ← option checked)</b> | I provided<br>the copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

Your  
Signature ►

Date  
(when you filled this out)

Your Printed  
Name

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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

In the District Court of Utah

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

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

|                      |   |
|----------------------|---|
|                      | <b>Occupancy Hearing Disclosures</b><br>Utah Rule of Civil Procedure 26.3 |
| Plaintiff/Petitioner | Case Number _____   |
| v.                   | Judge _____   |
| Defendant/Respondent | Commissioner (domestic cases) _____                                       |

### Instructions

**Do not file this form with the court unless the court orders you to do so.** File only the Certificate of Service of Occupancy Hearing Disclosures form, which shows when and how you served this document on the other parties.

I \_\_\_\_\_ (name) provide the following disclosures:

1. **Documents I will use at the hearing** (Choose one):

☐ I do not have any documents I will use at the hearing. Or I have already given the other party any documents I will use at the hearing.

☐ I have attached documents I may use at the hearing. These are in addition to any documents I have already provided to the other party.

2. **Witnesses** (Choose one):

☐ I do not plan to call any witnesses other than myself.

☐ These are the witnesses I may call in addition to myself. (Attach additional pages if needed. If you list the other party you do not need to give a summary of their expected testimony.)

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

I will update these disclosures if any additional information becomes available. (Utah Rule of Civil Procedure 26(d)(5)).

**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).

|       |              |       |
|-------|--------------|-------|
| _____ | 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.

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

In the District Court of Utah

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

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

|   |  |
|---|--|
| <p>_____<br/>Petitioner</p> <p>v.</p> <p>_____<br/>Respondent</p> | <p><b>Certificate of Service of Occupancy Hearing Disclosures</b><br/>Utah Rule of Civil Procedure 26(f) and 26.3</p> <p>_____<br/>Case Number</p> <p>_____<br/>Judge</p> <p>_____<br/>Commissioner (domestic cases)</p> |
|---|--|

I certify that I served a copy of my Occupancy Hearing Disclosures on the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy to this <b>address</b><br><b>(based on ← option checked)</b> | I provided the copy on<br><b>Date</b> |
|---|--|--|---------------------------------------|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |  |                                       |

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy<br>to this <b>address</b><br><b>(based on ← option<br/>checked)</b> | I provided<br>the copy<br>on<br><b>Date</b> |
|---|--|---|---|
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in<br>charge or in receptacle for<br>deliveries.)<br><input type="checkbox"/> Left at home (With person of<br>suitable age and discretion<br>residing there.) |   |   |

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

**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Know it:** You need to know who everyone is that you need to give a copy of the document to. You need to know their names and addresses. You need to know how to contact them.
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Certificate of Service of Occupancy Hearing Disclosures to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy<br>to this <b>address</b><br><b>(based on ← option checked)</b> | I provided<br>the copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

Your  
Signature ►

Date  
(when you filled this out)

Your Printed  
Name

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Court of Utah

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

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

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

**Order of Eviction and Notice That  
You Must Move Out (Order of  
Restitution)**

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

\_\_\_\_\_  
Judge

**To the defendants:**

You are ordered to move out of \_\_\_\_\_ (address).

You must move out at the time stated below, unless the plaintiff and defendant agree otherwise:

☐ within **3 calendar days** of when this Order was served on you

☐ The parties agree the defendants must move out by \_\_\_\_\_: \_\_\_\_\_ (time) on \_\_\_\_\_ (date)

☐ This eviction is because of criminal nuisance. There was a hearing where the court decided it is more likely than not that the criminal act happened. The court orders:

☐ immediate possession of the rental to the landlord or

☐ \_\_\_\_\_ hours (up to 72 hours) for the tenant to move out.

[ ] There was a hearing with the court. The defendant did not attend the hearing and the court entered a default against them. The court orders immediate possession of the rental to the landlord.

Move out means leave the premises, take all your belongings and leave any keys or access cards. You and any person claiming a right to live there from you must move out and allow the plaintiff to have access to and control of the premises.

If you do not follow this order, you may be forcibly removed from the property by the sheriff or a constable. They will use the least destructive means possible to remove you, your personal property, and any persons who claim to have received a right to live there from you.

### **To the sheriff or constable:**

If the defendants are served with this order and fail to vacate the property as ordered, you are ordered to enter the premises by force using the least destructive means possible to remove the defendants, any personal property of the defendants and any persons claiming a right to occupancy from the defendants. If you find a personal animal as defined by Utah Code 78B-6-812, you must notify the local animal control authority to take custody of the personal animal.

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

|      |             |  |
|------|-------------|--|
|      | Signature ► |  |
| Date | Judge       |  |

## **Notice to Defendants**

### **Your options**

Move out. Take your important documents, medicine, medical supplies, and cherished objects.

If you want to ask the court to stop the eviction you can file both of these:

- a Motion to Set Aside Judgment. This asks the court to undo the eviction order. The court must wait 14 days before it can rule on the motion unless you ask the court to delay enforcement of the order.
- a Motion to Delay Enforcement of Judgment. This asks the court to delay the eviction order. The eviction could still move forward unless you ask the court to set aside the eviction order. But the court cannot grant the motion to delay unless you post a bond for a large enough amount to pay the landlord's probable costs, attorney fees, and damages (including unpaid rent) if the court decides in favor of the landlord. Any prepaid rent is a portion of the tenant's bond.

You can find forms and guidance at [www.utcourts.gov/out](http://www.utcourts.gov/out) [We will also add a QR code]

If you do not know where you will be able to stay, call 211 on your phone for help in your county.

## Your rights after eviction

Even though you are being evicted you still have rights. Your landlord must give you the following property back within **5 business days**, without requiring you to pay anything:

- clothing
- identification
- financial documents, including all those related to your immigration or employment status
- documents about the receipt of public services, and
- medical information, prescription medications, and any medical equipment required for maintenance of medical needs

You can get your other belongings back, but you must make a written request to your landlord within **15 calendar days** after your eviction. Your landlord can charge you a reasonable storage and moving fee.

If you are not able to get your belongings as explained above or the landlord does not follow the Order of Restitution, you can ask for a hearing in front of a judge. The hearing would be to talk about problems with getting your belongings. To ask for a hearing, file a form called “Request for Hearing After Eviction Because My Rights are Being Violated.” The landlord must have the sheriff or constable serve this form with you along with this order. Your request for a hearing will not stop the eviction.

You have the right to a hearing to dispute the way this order may be enforced and to assert your rights. A Request for Hearing Regarding Enforcement of an Order of Restitution must be served on you along with this order.

Your request for a hearing will not stop enforcement of this order unless the court has ordered a stay of this order and an appropriate bond has been posted in an amount approved by the court. (Utah Code 78B-6-812(2)(b) and 78B-6-808(4)(b))

If you have a pet and you are not present at the time the eviction order is enforced, the sheriff or constable will contact animal control to take your pets. Animal control will take your pets within 1 business day of being contacted. They will post a notice at the premises with their name and contact information.

## Update the court and the landlord with your contact information

The landlord could file paperwork in your case asking for a money judgment and could file paperwork asking to increase the judgment amount. Update your contact information so you will receive what is being filed and have the opportunity to respond. If animal control takes your pet, the landlord is responsible for giving them your last known contact information.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

**Commented [JW1]:** What header options do we have? Is there one that includes LPP but not defendant?

In the District Court of Utah

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

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

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

**Ex Parte Motion for Order of  
Restitution**

Utah Code 78B-6-811 and 812

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

\_\_\_\_\_  
Judge

1. I filed an eviction case about the property located at (address):  
\_\_\_\_\_  
\_\_\_\_\_
2. The defendant was served with the Summons and Complaint, and proof of service has been filed with the court.
3. The defendant has not filed an answer within the time allowed, and they have not moved out of the property.
4. The Clerk of Court has issued a default certificate.
5. I ask for an Order of Restitution to remove the defendant from the property.

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

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



\_\_\_\_\_  
Date

Signature ►

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

**TENANT'S NOTICE TO RETURN DEPOSIT**  
(Notice to Provide Deposit Disposition)  
Utah Code 57-17-3

TO:

\_\_\_\_\_  
Owner or owner's agent's name (landlord)

RE:

\_\_\_\_\_  
Address of rental property

NOTICE IS HEREBY GIVEN THAT WITHIN FIVE (5) CALENDAR-BUSINESS DAYS pursuant to Utah Code Sections 57-17-3 to 5 the owner or the owner's agent must provide the tenant, at the address below, a refund of the balance of any security deposit, the balance of any prepaid rent, and a notice of any deductions from the security deposit or prepaid rent as allowed by law.

NOTICE IS FURTHER GIVEN that the tenant vacated the property on \_\_\_\_\_ (date).

NOTICE IS FURTHER GIVEN that failure to comply with this notice will require the owner to refund the entire security deposit, the full amount of any prepaid rent, and a penalty of \$100. If the entire security deposit, the full amount of any prepaid rent, and the penalty of \$100 is not tendered to the tenant, and the tenant is required to initiate litigation to enforce the provisions of the statute, the owner may be liable for the tenant's court costs and attorney fees, if the court determines the owner acted in bad faith.

Tenant's Name(s):

\_\_\_\_\_

\_\_\_\_\_  
Mailing Address

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

[ ] Landlord may electronically provide refund and notice of any deductions to tenant at:

\_\_\_\_\_

This is a legal document. Please read and comply with the document's terms. \_\_\_\_\_

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 | _____ |

### Return of Service

On \_\_\_\_\_ (date) I swear and attest that I served this notice in compliance with Utah Code 57-17-3 by: (check all that apply)

- \_\_\_\_\_ Delivering a copy to the owner or the owner's agent personally at the address provided in the lease agreement;
- \_\_\_\_\_ Leaving a copy with a person of suitable age and discretion at the address provided in the lease agreement because the owner or the owner's agent was absent from the address provided in the lease agreement;
- \_\_\_\_\_ Affixing a copy in a conspicuous (clearly visible) place at the address provided in the lease agreement because a person of suitable age or discretion could not be found at the address provided in the lease agreement; or
- \_\_\_\_\_ Sending a copy through registered or certified mail to the owner or the owner's agent at the address provided in the lease agreement.

The owner's address to which the service was effected is:

\_\_\_\_\_  
Address

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

**Person Completing Service**

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

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

|       |              |       |
|-------|--------------|-------|
| _____ | Signature ►  | _____ |
| Date  | Printed Name | _____ |

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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

In the District Court of Utah

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

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

|   |  |
|---|--|
| <p>_____<br/>Plaintiff</p> <p>v.</p> <p>_____<br/>Defendant</p> | <p><b>Plaintiff's Affidavit of Damages</b></p> <p>_____<br/>Case Number</p> <p>_____<br/>Judge</p> |
|---|--|

Plaintiff says

**1. Rent due after the notice expired** (Check one. Fill in blanks if appropriate.)

- ☐ There was no agreement for defendants to pay rent. No rent was ever paid.
- ☐ There is a written or oral agreement for the defendants to pay rent.
- a. The monthly rent for the property is: \$\_\_\_\_\_.
  - b. The monthly rent divided by 30 is: \$\_\_\_\_\_. This is the daily rent.
  - c. The notice was served on: \_\_\_\_\_.
  - d. The notice is a \_\_\_\_\_ (number of days) notice.

- e. Skipping the day I served the notice (day zero), it expired on \_\_\_\_\_.  
(Read the notice and compare paragraphs 3 and 4. Calculate the date based on when you served the notice and the number of days it gave to comply.)
- f. It has been \_\_\_\_\_ days since the notice expired.
- g. If I multiply the daily rent from paragraph 2 by the number of days in paragraph 6, it gives me a total of \$\_\_\_\_\_.

**2. Amounts due under the contract besides rent** (Check one. Fill in blanks if appropriate.)

☐ Defendants do not owe any other amounts under the contract.

☐ Defendants owe \$\_\_\_\_\_ under the contract. It is for (explain)

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**3. Waste** (Check one. Fill in blanks if appropriate.)

☐ The complaint did not include a notice for waste.

☐ The complaint included a notice for waste. Defendants owe \$\_\_\_\_\_ for waste because (explain):

---

---

**4. Clearing a nuisance**(Check one. Fill in blanks if appropriate.)

☐ The complaint did not include a notice for criminal nuisance.

☐ The complaint included a notice for criminal nuisance. Defendants owe \$\_\_\_\_\_ for clearing a nuisance because (explain):

---

---

**5. Treble damages**

When I add the totals in paragraphs 1, 2, 3, and 4 above the total is \$\_\_\_\_\_. That amount multiplied by 3 is \$\_\_\_\_\_.

**6. Past due rent as listed in the 3-day notice** (Check one. Fill in blanks if appropriate.)

- ☐ There is no past due rent owed from before the notice was filed.
- ☐ The defendants owe \$\_\_\_\_\_ in past due rent. This is the amount that was listed on the 3-day notice.

**7. Attorney Fees** (Check one. Fill in blanks if appropriate.)

- ☐ I do not have an attorney or no attorney fees are owed.
- ☐ The defendants owe \$\_\_\_\_\_ in attorney fees.

**8. Filing Fees** (Check one. Fill in blanks if appropriate.)

- ☐ I am not asking for reimbursement of filing fees.
- ☐ The defendants owe \$\_\_\_\_\_ for the filing fee I paid.

**9. Service Fees** (Check one. Fill in blanks if appropriate.)

- ☐ I did not have to pay any service fees or I am not asking for reimbursement of serving fees.
- ☐ The defendants owe \$\_\_\_\_\_ for the fees I paid to have defendants served.

**10. Damage to plaintiff's property** (Check one. Fill in blank if appropriate.)

- ☐ Defendants did not cause damage beyond normal wear and tear while in possession of plaintiff's property
- ☐ Defendants caused the following damage beyond normal wear and tear while in possession of plaintiff's property (Briefly describe the damage.):

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Plaintiff has paid or will pay \$\_\_\_\_\_ to repair the damage caused by defendant(s). Plaintiff is attaching an itemized list of costs plaintiff has already paid to repair the property. If plaintiff has not yet repaired the property, one or more bids or estimates of the costs of repair are attached.

**11. ☐ Other damages**

In addition to the amounts above, plaintiff is entitled to \$\_\_\_\_\_ from defendants for the following reasons. (Include only other damages allowed by statute or case law. Proof is required.)

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## 12. Total Amount of Damages

The total amount of damages I am asking for is \$\_\_\_\_\_ (add the amounts in paragraphs 5 to 11 above).

## 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 _____ |



**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Knit zy&mj&jhytsx&jjç | ?\ wyj&mj&sktw fyts&tw&jhm&ujwts&-tz&fwj&xjsinsl&fntu~&tc% ^tz&nf{j&xufhj&tc&sh&izj&| t&ujtu&j&f&si&r f~&fii& twj&uflj&x&ks&jjjji3**
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Plaintiff's Affidavit of Damages to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy to<br>this <b>address</b><br><b>(based on ← option checked)</b> | I provided the<br>copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

Your Signature



\_\_\_\_\_  
Date  
(when you filled this out)

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

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

\_\_\_\_\_  
In the District Court of Utah

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

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

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

**Judgment for Plaintiff for Unlawful  
Detainer (Eviction)**

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

\_\_\_\_\_  
Judge

This judgment follows (Check only one.):

- ☐ A ruling by the judge.  
☐ A stipulation of the parties.  
☐ Entry of a default certificate.

1. ☐ The defendant is ordered to immediately surrender possession of the leased premises. Plaintiff may request an Order of Restitution to enforce this order.

2. ☐ The plaintiff is awarded judgment against the defendants as follows:

|  |    |
|--|----|
| a. Rent due <b>after</b> the notice expired  | \$ |
| b. Amounts due under the contract besides rent   | \$ |
| c. Waste – if the complaint includes a notice for waste  | \$ |
| d. Clearing a nuisance – if the complaint includes a notice for criminal nuisance                    | \$ |
| e. <b>Total</b> (add the amounts listed above)   | \$ |
| f. Total X 3 (multiply the total in paragraph e by 3 – these are called treble damages)              | \$ |
| g. Past due rent as listed in the 3-day notice – if the complaint includes a notice to pay or vacate | \$ |
| h. Attorney fees   | \$ |
| i. Filing fees   | \$ |
| j. Service fees (to have any papers served on the defendants)  | \$ |
| k. Damage to plaintiff's property  | \$ |
| l. Other damages   | \$ |
| m. <b>Total judgment</b> (add the paragraphs f through k)  | \$ |

3. ☐ Interest from the date of judgment until paid

☐ at \_\_\_\_\_ % interest per year under Utah Code 15-1-4 (the current state post-judgment rate)

OR

☐ at \_\_\_\_\_ % interest per year (pursuant to the contract between the parties)

4. This judgment may be supplemented by additional costs and fees incurred in proper efforts to enforce the judgment.

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

|       |             |       |
|-------|-------------|-------|
| _____ | Signature ► | _____ |
| Date  | Judge       | _____ |

**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Know it:** You need to know the names and addresses of everyone you need to give a copy of the document to. You need to know the address of the court where you are filing the document.
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Plaintiff's Affidavit of Damages to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy to<br>this <b>address</b><br><b>(based on ← option checked)</b> | I provided the<br>copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

### Certificate of Service

I confirm that I provided a copy of this Plaintiff's Affidavit of Damages to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>   | I provided the copy to<br>this <b>address</b><br><b>(based on ← option checked)</b> | I provided the<br>copy on<br><b>Date</b> |
|---|---|---|--|
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With<br>person in charge or in<br>receptacle for<br>deliveries.)<br><input type="checkbox"/> Left at home (With<br>person of suitable age and<br>discretion residing there.) |   |  |

\_\_\_\_\_  
Your Signature



\_\_\_\_\_  
Date  
(when you filled this out)

\_\_\_\_\_  
Your 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 ☐ Defendant  
☐ Plaintiff Attorney ☐ Defendant Attorney (Utah Bar #: \_\_\_\_\_)  
☐ Plaintiff's Licensed Paralegal Practitioner  
☐ Defendant's Licensed Paralegal Practitioner (Utah Bar #: \_\_\_\_\_)

In the District Court of Utah

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

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

### Pretrial Disclosures - Eviction

Utah Rule of Civil Procedure 26(a)(5) and 26.3

Plaintiff \_\_\_\_\_

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

v. \_\_\_\_\_

Judge \_\_\_\_\_

Defendant \_\_\_\_\_

### Instructions

**Do not file this form with the court unless the court orders you to do so.** File only the Certificate of Service of Eviction Pretrial Disclosures form, which shows when and how you served this document on the other parties.

I \_\_\_\_\_ (name) provide the following disclosures:

1. **Documents for trial** (Choose all that apply):

☐ I do not have any documents I will use at the trial.

☐ I will use the following documents at the trial. (List names of documents and attach them. Add additional pages if needed.)

**Commented [JW1]:** I have not drafted a form. We will use the format of the Certificate of Service of Occupancy Hearing Disclosures as a template and once that is approved just change the names, etc.

☐ I may use the following documents at the trial. I am not sure at this time if I will use them or not. (List name of document and attach them. Add additional pages if needed.)

2. **Witnesses** (Choose all that apply):

☐ I do not plan to call any witnesses.

☐ These are the witnesses I will call. (Attach additional pages if needed. List yourself if you plan to testify. If you list the other party you do not need to give a summary of their expected testimony.)



|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

☐ These are the witnesses I may call. I have not decided if they will testify or not yet. (Attach additional pages if needed. If you list the other party you do not need to give a summary of their expected testimony.)

|                    |  |
|--------------------|--|
| Name               |  |
| Address (if known) |  |
| Phone (if known)   |  |
| Summary of         |  |

|                    |  |
|--------------------|--|
| expected testimony |  |
|--------------------|--|

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

3. **Deposition testimony** (Choose all that apply):

☐ I will not submit any deposition testimony of witnesses at trial.

☐ I will submit the deposition testimony of the following witnesses at trial. They will not be present at the trial to testify. (Attach additional pages if needed. List yourself if you plan to testify. If you list the other party you do not need to give a summary of their expected testimony.)

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

**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 \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

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

In the District Court of Utah

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

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

|           |  |
|-----------|--|
|           | <b>Designation of Deposition<br/>Witnesses and Objections - Eviction</b><br>Utah Rule of Civil Procedure 26(a)(5) and 26.3 |
| Plaintiff | _____  |
| v.        | Case Number _____  |
| Defendant | Judge _____  |
|           | Commissioner (domestic cases) _____  |

#### Instructions

**Do not file this form with the court unless the court orders you to do so.** File only the Certificate of Service of Designation of Deposition Witnesses and Objections (Eviction trial) form, which shows when and how you served this document on the other parties.

I \_\_\_\_\_ (name) provide the following disclosures:

1. **Counter Designation of Deposition Witnesses** (Choose one):

☐ I do not have additional deposition testimony to use at trial.

**Commented [JW1]:** I have not drafted a form. We will use the format of the Certificate of Service of Occupancy Hearing Disclosures as a template and once that is approved just change the names, etc.

☐ ] Now that I know what the other party will use at trial I plan to use the following deposition testimony at trial for witnesses that will not be available for trial.

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

|                               |  |
|-------------------------------|--|
| Name                          |  |
| Address (if known)            |  |
| Phone (if known)              |  |
| Summary of expected testimony |  |

2. **Objections to Other Party's Deposition testimony** (Choose one):

☐ ] I do not object to the deposition testimony disclosed by the other party.

☐ ] I object to the deposition testimony of the following witnesses disclosed by the other party. (Attach additional pages if needed.)

|                        |  |
|------------------------|--|
| Name                   |  |
| Objections and grounds |  |

|                        |  |
|------------------------|--|
| Name                   |  |
| Objections and grounds |  |

|  |  |
|--|--|
|  |  |
|--|--|

3. **Objections to Other Party's Witnesses** (Choose one):

☐ I do not object to the witnesses disclosed by the other party.

☐ I object to the following witnesses disclosed by the other party. (Attach additional pages if needed.)

|                       |  |
|-----------------------|--|
| Name                  |  |
| Objection and grounds |  |

|                       |  |
|-----------------------|--|
| Name                  |  |
| Objection and grounds |  |

4. **Objections to Other Party's exhibits** (Choose one):

☐ I do not object to the exhibits disclosed by the other party. They can be introduced into evidence at trial.

☐ I object to the following exhibits disclosed by the other party. They should not be introduced into evidence at trial. (Attach additional pages if needed.)

|                       |  |
|-----------------------|--|
| Name                  |  |
| Objection and grounds |  |

|                       |  |
|-----------------------|--|
| Name                  |  |
| Objection and grounds |  |

|  |  |
|--|--|
|  |  |
|--|--|

**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 \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

**This motion requires you to respond. Please see the Notice to Responding Party.**

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

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

In the District Court of Utah

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

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

|                      |  |
|----------------------|--|
|                      |  |
|                      | <b>Motion to Renew Judgment and Supporting Affidavit</b><br>(Utah Code 78B-6-1801 et seq.) |
| Plaintiff/Petitioner | <b><input type="checkbox"/> Hearing Requested</b>  |
| v.                   | _____  |
|                      | Case Number  |
| Defendant/Respondent | _____  |
|                      | Judge  |

1. I request the court renew the judgment in this case for the amount due. I ask the renewal be effective on the date the new judgment is signed, ~~or the date the original judgment expires, whichever is earlier.~~
2. On \_\_\_\_\_ (date) this court entered judgment against  
☐ Plaintiff/Petitioner.  
☐ Defendant/Respondent.



☐ The judgment has been renewed previously. The date of entry of the original judgment is \_\_\_\_\_.

3. The judgment expires on \_\_\_\_\_ (date).

43. (Choose one.)

☐ I am the original judgment creditor.

☐ I currently own the judgment, but I am not the original judgment creditor. I have attached proof that I own the judgment. (Attach proof of ownership, such as an assignment or proof of purchase or affidavit of the original judgment creditor.)

54. The judgment debtor owes:

|  |    |
|--|----|
| Amount of judgment<br>(Original or as last renewed by motion, whichever is later.)               | \$ |
| Post-judgment interest to the date of this affidavit at _____% per year                          | \$ |
| Fee to file applications for writs of garnishment or writs of execution<br>(Attach receipts.)    | \$ |
| Garnishees' fees (Attach receipts.)  | \$ |
| Cost to serve writs (Attach receipts.)   | \$ |
| Attorney fees (Attach statute or contract showing right to claim attorney fees.)                 | \$ |
| Fee to file Motion to Renew Judgment<br>(One-half the fee for a civil claim of the same amount.) | \$ |
| Subtotal   | \$ |
| Less payments made   | \$ |
| Total amount due   | \$ |

65. The statute of limitations on the judgment has not expired.

76. ☐ The judgment debtor has stipulated to this motion. (Attach stipulation.)

87. The address provided in the certificate of service below is the most current known address of the judgment debtor.

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

98. ☐ I request a hearing.

[ ] I do not 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 \_\_\_\_\_

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

\_\_\_\_\_  
Date

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

### Notice to responding party

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

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

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

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

See the court's Motions page for more information about the motions process, deadlines and forms: [utcourts.gov/motions](http://utcourts.gov/motions)



Scan QR code to visit page

### Finding help

The court's Finding Legal Help web page ([utcourts.gov/help](http://utcourts.gov/help)) 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.



Scan QR code to visit page

### Aviso para la parte que responde

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

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

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

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

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

[utcourts.gov/motions-span](http://utcourts.gov/motions-span)



Para acceder esta página escanee el código QR

### Cómo encontrar ayuda legal

La página de la internet del tribunal Cómo encontrar ayuda legal ([utcourts.gov/help-span](http://utcourts.gov/help-span))

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.



Para acceder esta página escanee el código QR

**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Know it:** You need to know who everyone is that you need to give a copy of the document to. You need to know their names and addresses. You need to know how to contact them. You need to know how to serve them.
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Motion to Renew Judgment and Supporting Affidavit to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy<br>to this <b>address</b><br><b>(based on ← option checked)</b> | I provided<br>the copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

Your  
Signature ►

Date  
(when you filled this out)

Your 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 \_\_\_\_\_

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

v.

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

~~Findings of Fact, Conclusions of Law and Order on Motion to Renew Judgment~~

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

\_\_\_\_\_  
Judge

The matter before the court is the judgment creditor's Motion to Renew Judgment. This matter is being resolved by: (Choose all that apply.)

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

Plaintiff/Petitioner

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

Defendant/Respondent

- ☐ was present ☐ was not present.

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

☐ was not represented.

Other party (Describe) \_\_\_\_\_

☐ was present ☐ was not present.

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

☐ was not represented.

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

**The court finds:**

1. This court ☐ did ☐ did not enter a judgment in this case.
2. The Motion to Renew Judgment ☐ was ☐ was not filed before the statute of limitations on the judgment expired.
3. The Motion to Renew Judgment ☐ was ☐ was not properly served.
4. ☐ The judgment in this case has been purchased by or assigned to \_\_\_\_\_ (name).
5. The motion includes an affidavit that contains an accounting of the original judgment and all post-judgment payments, credits, and other adjustments which are provided for by law or are contained within the original judgment.
6. The judgment has not been fully paid.
7. The time for responding to the motion has expired.
8. The required fee has been paid or waived.

**The court concludes:**

9. The judgment creditor ☐ has ☐ has not satisfied the requirements for renewing a judgment by motion.

**The court orders:**

10. The Motion to Renew Judgment is ☐ granted ☐ denied.
11. ☐ The judgment is renewed as of the date of this order ~~or the date the original judgment was to expire, whichever occurred first.~~

12. This renewed judgment maintains the date of the original judgment and that priority of collection 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 ► \_\_\_\_\_  
Plaintiff/Petitioner, Attorney, or Licensed  
Paralegal Practitioner \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Defendant/Respondent, Attorney, or Licensed  
Paralegal Practitioner \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Other Party, Attorney, or Licensed Paralegal  
Practitioner \_\_\_\_\_

**The Certificate of Service** proves you gave copies of this document to everyone involved in your case. It is saying, "I gave everyone the papers they need to see." (Utah Rule of Civil Procedure 5)

1. **Knit zy&nj%jhytsxgjc | ?\ wyj&nj&sktw fyts&twjfhm&jwts%tz&fwj&jsinsl&f&tu~&t&^tz% mf{j&xufhj&t&shqij&| t&jtuqj&f&si& f~&fiir twj&ufljx&ke&jjij3**
2. **Serve it:** You need to give a copy of the document including the certificate of service page to the other person. Give it to them on or before the day you give the document to the court.
3. **File it:** You need to give this document including the certificate of service page to the court. Make sure you also keep a copy for yourself.

### Certificate of Service

I confirm that I provided a copy of this Order on Motion to Renew Judgment and Supporting Affidavit to the following people.

| I provided a copy to<br><b>Name of Person</b> | I provided the copy by<br><b>[x]check one</b>  | I provided the copy<br>to this <b>address</b><br><b>(based on ← option checked)</b> | I provided<br>the copy on<br><b>Date</b> |
|---|--|---|--|
| 1.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |
| 2.  | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed/MyCase<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |   |  |

Your  
Signature ►  
Your Printed  
Name

Date  
(when you filled this out)



In the District Court of Utah

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

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

**Notice of Judgment from Another State**

Utah Code 78B-5-301 to 307

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

v.

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

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

\_\_\_\_\_  
Judge

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

To Judgment Debtors:

A judgment against you from another state has been filed in Utah under the Utah Foreign Judgment Act.

**Information About Judgment From Other State**

Name of judgment, decree, or order:

Name of Court that issued judgment:

Case number from the other state's case: \_\_\_\_\_

**What Happens Next?**

You can ask for a copy of the judgment from the court listed at the top of this form. For more information see (short url and QR code).

The court will treat this judgment like a judgment made by a Utah court. The judgment will have the same power and follow the same rules as a Utah judgment. This means:

- It can be enforcedd in the same way.
- You can use the same defenses against it.
- You can ask to change, cancel, or delay it just like a Utah judgment.
- [Utah interest rates under Utah Code 15-1-4 may apply.](#)

The judgment can be enforced once 30 days have passed from when the judgment was filed.

## Creditor Information

Name and Address of Creditor (person who won the judgment):

Name and Address of Creditor's Lawyer (if any)

\_\_\_\_\_  
Date  
Signature ► \_\_\_\_\_  
Printed name of court clerk \_\_\_\_\_

## Clerk's Certificate of Service

I certify that on \_\_\_\_\_ (date) a copy of this Notice of Judgment from Another State was sent to the following people at the following addresses:

\_\_\_\_\_  
Date  
Signature ► \_\_\_\_\_  
Printed name of court clerk \_\_\_\_\_



In the District Court of Utah

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

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

|                                      |  |
|--------------------------------------|--|
| Plaintiff<br><br>v.<br><br>Defendant | <b>Acknowledgment of<br/>Firearm Restriction</b><br>(Utah Code 76- <del>10-503-111</del> -309)<br><br>Case Number _____<br><br>Judge _____ |
|--------------------------------------|--|

1. ☐ **Firearm and ammunition restriction as a result of entering a plea.**

I acknowledge that before entering a guilty plea, guilty and mentally ill plea, no contest plea, or plea in abeyance, my attorney or the prosecuting attorney informed me that:

- my plea will classify me as a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess, or own a firearm (as defined by federal and state law) or ammunition;
- I will have to give up my firearms and ammunition;
- there will be additional criminal charges and penalties if I violate this restriction, which under state law can include (choose one, based on the charges):

(For a Category I restricted person as defined in Utah Code 76-~~10-503~~111-302)

- ☐ charges for a second degree felony: 1-15 years in prison, up to \$10,000 +90% surcharge ([Utah Code 76-11-305](#)); and

(For a Category II restricted person as defined in Utah Code 76-~~10-503~~111-303)

- ☐ charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge ([Utah Code 76-11-306](#)); and

- there can be additional penalties under federal law if I violate this restriction.

By pleading guilty, no contest, or entering a plea in abeyance:

- I will be a restricted person;

- upon conviction, I must give up all the firearms and ammunition ~~+~~possessin my possession and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future; and
- I will be in violation of federal and state law if I violate this restriction.

**2. [ ] Firearm and ammunition restriction as a result of a conviction from trial.**

My conviction is the result of being found guilty at trial. I acknowledge that my attorney, the prosecuting attorney, or the court verbally informed me that:

- I am now a restricted person;
- as a restricted person, I cannot purchase, transfer, use, or otherwise possess, ~~or own~~ a firearm (as defined by federal and state law) or ammunition;
- I will have to give up my firearms and ammunition;
- there will be additional criminal charges and penalties if I violate this restriction, which under state law can include (choose one, based on the charges):

(For a Category I restricted person as defined in Utah Code 76-~~40-503~~11-302)

- [ ] charges for a second degree felony: 1-15 years in prison, up to \$10,000 +90% surcharge (Utah Code 76-11-305); and

(For a Category II restricted person as defined in Utah Code 76-~~40-503~~11-303)

- [ ] charges for a third degree felony: 0-5 years in prison, up to \$5,000 +90% surcharge (Utah Code 76-11-306); and

- there can be additional penalties under federal law if I violate this restriction.

Now that I have been convicted, I acknowledge and understand that:

- I am a restricted person;
- I must give up all the firearms and ammunition I possess and I will not be able to purchase, transfer, use, or otherwise possess any firearms or ammunition unless the court restores my right in an order in the future; and
- I will be in violation of federal and state law if I violate this restriction.

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.

In the [ ] District [ ] Justice Court of Utah

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

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

In Re:

\_\_\_\_\_  
Petitioner

**Order on Petition to Expunge  
Records with Special Certificate**

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

\_\_\_\_\_  
Judge

The matter before the court is a Petition to Expunge Records. This matter is being resolved by:

[ ] The pleadings and other papers of the parties, or

[ ] A hearing held on \_\_\_\_\_ (date), notice of which was served on all parties and at which the court considered the pleadings and evidence presented by the parties.

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

**The Court Finds by Clear and Convincing Evidence that:**

1. The petition is sufficient and provides ~~enough~~sufficient information for the court to determine that the statutory requirements have been met.
2. The certificate of eligibility ~~was~~ valid at the time the petition for expungement was filed with the court.
3. The statutory requirements have been met.

34. Expunging the petitioner's records will not harm the interests of the public.

**The Court Concludes:**

54. All records of petitioner's arrest, investigation, and detention relating to: (choose one)

☐ the following incidents: \_\_\_\_\_; (law enforcement agency file number) of \_\_\_\_\_  
(law enforcement agency name) should be expunged.

☐ case number: \_\_\_\_\_ should be expunged. The Court

**The Court Orders:**

65. All records of petitioner's arrest, investigation, detention relating to:

☐ the following incidents: \_\_\_\_\_; (law enforcement agency file number) of \_\_\_\_\_  
(law enforcement agency name) will be expunged.

☐ case number: \_\_\_\_\_ will be expunged.

- Petitioner may deliver a copy of this order to any government agency or official that may have such records.
- The Bureau of Criminal Identification must notify all criminal justice agencies affected by this order.
- The clerk of the court must expunge all related court records as provided by Rule 4-205.
- Any other government agency or official receiving this order must expunge related records as provided by Utah Code, Title 77, Chapter 40a, Part 4.
- Any government agency or official receiving this order may not divulge information identifying the petitioner.
- Any government agency or official receiving this order must respond to any inquiry as though the arrest or conviction did not occur.

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

\_\_\_\_\_  
Signature ►

Date

Judge \_\_\_\_\_



\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the [ ] District [ ] Justice Court of Utah

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

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

In Re:

\_\_\_\_\_  
Petitioner

**Order on Petition to Expunge  
Records with Certificate of Eligibility**

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

\_\_\_\_\_  
Judge

The matter before the court is a Petition to Expunge Records. This matter is being resolved by:

[ ] The pleadings and other papers of the parties, or

[ ] A hearing held on \_\_\_\_\_ (date), notice of which was served on all parties and at which the court considered the pleadings and evidence presented by the parties.

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

**The Court Finds by Clear and Convincing Evidence that:**

1. The petition is sufficient.
2. The certificate of eligibility **was** valid at the time the petition for expungement was filed with the court and contains the information needed for the court to issue an order for expungement.
3. The statutory requirements have been met.

4. Expunging the petitioner's records will not harm the interests of the public.
5. The court also finds that: (choose any that apply)
- ☐ the expungement petition is for a case that was dismissed without prejudice or without condition. The prosecutor has consented to the expungement, and the prosecutor has indicated that they have not filed and do not intend to file related charges.
- ☐ the court received an objection. The expungement petition is for a charge dismissed because of a plea in abeyance agreement, and the charge is eligible for enhancement, but there is good cause for the court to grant the expungement.

**The Court Concludes:**

6. The records of petitioner's arrest, investigation, and detention relating to: (choose one)
- ☐ the following incidents: \_\_\_\_\_; (law enforcement agency file number) of \_\_\_\_\_  
(law enforcement agency name) should be expunged.
- ☐ case number: \_\_\_\_\_ should be expunged.

**The Court Orders:**

7. The records of petitioner's arrest, investigation, detention relating to:
- ☐ the following incidents: \_\_\_\_\_; (law enforcement agency file number) of \_\_\_\_\_  
(law enforcement agency name) will be expunged.
- ☐ case number: \_\_\_\_\_ will be expunged.
- Petitioner may deliver a copy of this order to any government agency or official that may have such records.
  - The Bureau of Criminal Identification must notify all criminal justice agencies affected by this order.
  - The clerk of the court must expunge all related court records as provided by Rule 4-205.

- Any other government agency or official receiving this order must expunge related records as provided by Utah Code, Title 77, Chapter 40a, Part 4.
- Any government agency or official receiving this order may not divulge information identifying the petitioner.
- Any government agency or official receiving this order must respond to any inquiry as though the arrest or conviction did not occur.

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

|       |             |       |
|-------|-------------|-------|
| _____ | Signature ► | _____ |
| Date  | Judge       | _____ |

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

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

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

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

In the District Justice Court of Utah

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

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

In the Matter of Protection for

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

**Notice of Hearing, Rights, and  
Adverse Consequences of a  
Guardianship for an Adult with  
a Severe Intellectual Disability-  
Respondent**  
(Utah Code 75-5-605)

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

\_\_\_\_\_  
Judge

To:

\_\_\_\_\_  
Respondent Name

\_\_\_\_\_  
Respondent Address

This court has received the attached petition claiming that you are:

- incapacitated, which means the petitioner believes that you are unable to make or communicate responsible decisions, and

- an adult with a severe intellectual disability, which means that the petitioner believes you have lifelong functional limitations and a diagnosis from a physician or psychologist of a severe intellectual disability that has existed since you were a minor.

The petition asks that this court appoint \_\_\_\_\_  
(name) as your guardian to make decisions for you.

The court has scheduled a hearing at the following date, time, and place:

Hearing Date: \_\_\_\_\_

Hearing time: \_\_\_\_\_

Location: WebEx (virtual) – the court will mail you information on how to log into the hearing.

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

Courthouse Address: \_\_\_\_\_

Courthouse Phone: \_\_\_\_\_

For more information on attending virtually (over the computer or by phone), visit the court calendar webpage (<https://legacy.utcourts.gov/cal/>), or can contact the courthouse above for more information.

You must attend the hearing and you must be represented by a lawyer, unless the court says otherwise. At the hearing the court will decide whether you are incapacitated and whether you are an adult with a severe intellectual disability. If you are found to be incapacitated, at the hearing it will also be decided who the guardian will be and what decision-making power the guardian will take on for you.

You have the following rights:

- the right to choose your own attorney (or the court will appoint a lawyer);
- the right to have an attorney to represent you in this case;
- the right to nominate a guardian;
- the right to limit the guardian's decision-making power to only what is needed;

- the right to receive written reasons for appointing a guardian;
- the right to demand that the hearing be open or closed to the public;
- the right to present evidence;
- the right to ask questions of witnesses;
- the right to be examined by a court-appointed physician;
- the right to be interviewed by a person the court appoints to look at the circumstances of the case, otherwise known as a Court Visitor;
- the right to have the Court Visitor interview the proposed guardian;
- the right to ask that the Court Visitor go to visit your current home and proposed home; and
- the right to trial by jury.

You and any person interested in your welfare have the right to ask the court for a hearing to end the guardianship, to appoint a different guardian, or to change the guardian's decision-making power.

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

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

If the court decides that you are an adult with a severe intellectual disability, then you might also:

- not be allowed to drive a car;
- not be allowed to make a will;
- not be allowed to marry or divorce;
- not be allowed to choose who you spend time or communicate with;
- not be allowed to choose your daily activities; or
- not be allowed to vote.

|  |  |
|--|--|
| <p><b>Attendance</b></p> <p>You must attend. If you do not attend, you might be held in contempt of court and the relief requested might be granted. You</p> | <p><b>Asistencia</b></p> <p>Presentarse es obligatorio. Si usted no llegara a presentarse, se lo podría encontrar en desacato de las órdenes del juez y la</p> |
|--|--|

have the right to be represented by a lawyer.

### **Evidence**

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

### **Interpretation**

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

### **ADA Accommodation**

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

### **Finding help**

The court's Finding Legal Help web page ([www.utcourts.gov/howto/legalassist/](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.

reparación solicitada podría ser otorgada. Usted tiene el derecho de que lo represente un abogado.

### **Pruebas**

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

### **Interpretación**

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

### **Adaptación o Arreglo en Caso de Discapacidad**

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

### **Cómo encontrar ayuda legal**

La página de la internet del tribunal Cómo encontrar ayuda legal ([www.utcourts.gov/howto/legalassist/index-sp.html/](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

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In the District Justice Court of Utah

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

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

In the Matter of Protection for

\_\_\_\_\_  
Respondent

**Notice of Hearing, Rights, and  
Adverse Consequences of a  
Guardianship for an Adult with a  
Severe Intellectual Disability-  
Interested Person**  
(Utah Code 75-5-605)

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

\_\_\_\_\_  
Judge

To:

\_\_\_\_\_  
Interested Person Name

\_\_\_\_\_  
Interested Person Address

This court has received the attached petition claiming that \_\_\_\_\_  
(name of respondent) is:

- incapacitated, which means the petitioner believes that the respondent is unable to make or communicate responsible decisions, and
- an adult with a severe intellectual disability, which means that the petitioner believes the respondent has lifelong functional limitations and a diagnosis from a

physician or psychologist of a severe intellectual disability that has existed since the respondent was a minor.

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, time, and place:

Hearing Date: \_\_\_\_\_

Hearing time: \_\_\_\_\_

Location: WebEx (virtual) – the court will mail you information on how to log into the hearing.

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

Courthouse Address: \_\_\_\_\_

Courthouse Phone: \_\_\_\_\_

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The respondent must attend the hearing and must be represented by a lawyer, unless the court says otherwise. At the hearing the court will decide whether the respondent is incapacitated. If the respondent is found to be incapacitated, at the hearing it will also be decided who the guardian will be and what decision-making power the guardian will take on for the respondent.

The respondent has the following rights:

- the right to choose an attorney (or the court will appoint a lawyer);
- the right to have an attorney to represent them in this case;
- the right to nominate a guardian;
- the right to limit the guardian's decision-making power to only what is needed;
- the right to receive written reasons for appointing a guardian;
- the right to demand that the hearing be open or closed to the public;
- the right to present evidence;
- the right to ask questions of witnesses;
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**Attendance**

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

**Evidence**

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

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adaptación.

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\_\_\_\_\_

Date

Signature ► \_\_\_\_\_

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