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I am the Petitioner

In the District Court of Utah
Judicial District, _____ County

<p>Petitioner</p> <p>v.</p> <p>Respondent</p>	<p>Divorce Decree and Judgment</p> <p>Case Number:</p> <p>Judge:</p> <p>Commissioner: _____</p>
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The court decrees:

Divorce

1. _____ is granted a divorce based on his Affidavit of Jurisdiction and Grounds. The divorce will become final upon entry of the divorce decree.

Children

2. _____ and _____ are the legal parents of the following children (Utah Code 78B-15-101 et seq.). This court has jurisdiction to make orders about these children.

a. _____ **Born**

Children - custody

3. The parties are awarded Joint Legal and Joint Physical Custody of their children. The children will live in _____ home ____ overnights each year and in _____ home ____ overnights each year.

The court approves the following parenting plan.

Parenting plan parent-time

4. The parents will follow a custom parent-time schedule.

The children will live with _____ overnights each year and will have parent-time with _____ overnights each year according to a custom parent-time schedule. _____ will be the “custodial” parent:

The parents will follow a custom parent-time schedule.

The children will live with _____ and will have parent-time with _____ according to a custom parent-time schedule.

Parent-time for special occasions

5. The parents will follow the schedule for special occasions below.

If there is more than one child and the children's school schedules vary for purpose of a holiday, at the option of the parent exercising the holiday or the parent's half of the holiday, the children may remain together for the holiday period beginning the first evening that all children's schools are let out for the holiday and ending the evening before any child returns to school.

(Utah Code 30-3-32, 35)

Special Occasion	Parent-Time Schedule
Labor Day Weekend	
Columbus Day Weekend	
Fall School Break (If applicable, commonly known as U.E.A. weekend)	
Halloween	
Veterans' Day	
Thanksgiving Break	
Winter Break	
Christmas Eve	

Special Occasion	Parent-Time Schedule
Christmas Day	
New Year's Eve	
New Year's Day	
Dr. Martin Luther King Jr. Day Weekend	
Presidents' Day Weekend	
Spring School Break	
Mother's Day	
Memorial Day Weekend	
Father's Day	
Summer School Break / Vacation	
Independence Day	
Pioneer Day	
Children's Birthdays	
Birthday	
Birthday	

Parent-time transfers

6. Pick-up and drop-off ("transfers") of the children for parent-time will be as described below:

No arrangements can be made at this time for who will pick up, deliver and return the children for parent-time.

Decision-making

7. The following applies to the Parenting Plan:

- Each parent will make day-to-day decisions for the children during the time they are caring for the children.
- Either parent may make emergency decisions affecting the health or safety of the children. A parent who makes an emergency decision must share the decision with the other parent as soon as reasonably possible.

Joint decision-making. The parents will share responsibility for making major decisions about the children. If there is a disagreement, the parents will resolve the dispute as provided in the Resolving disputes section below.

8. The school the children will attend is based on _____ home residence.
_____ has authority to check the children out of school.
_____ has access to the children during school. _____ has access to the children during school.

Communication with each other

9. Parents will communicate with each other:

- By any method.

Communication with the children

10. The parents agree they will:

- provide age-appropriate help to the children to communicate with the other parent.
- give the children privacy during their communication with the other parent. The parents will not interfere with or monitor communication between the children and the other parent.

Parents and children may communicate with each other:

- Whenever the children choose.

Records and information sharing

11. Both parents will have access to records and the ability to consult with providers regarding education, child care, and health care.

Travel by the children

12. During their parent-time, the parent may consent for the children to travel with a sports team, religious group, school group, relatives, friends, by themselves, or with others.

Military service by a parent (Utah Code 78B-20-4)

13. Neither parent is a servicemember.

Child care

Relocation of a parent

(Utah Code 30-3-37)

14. If either party moves more than 149 miles from the other parent, the moving parent will provide advance written notice of the intended relocation to the other parent. If possible, the notice will be provided 30 days before the anticipated move. A moving parent who fails to comply with the notice of relocation will be in contempt of the court's order. The written Notice of Relocation must include:

- a. Information about the move;
- b. A proposed parent-time schedule; and
- c. A statement that the parents will not interfere with the other parent's parent-time.

If the moving parent does not give the non-moving parent a Notice of Relocation, the moving parent will be in contempt of the Court's order.

15. If either parent lives more than 149 miles away from the other or the parents live in separate countries, parent-time will be as the parties agree. If they are unable to agree, the following will be the minimum parent-time allowed to the noncustodial parent:

- a. in years ending in odd number, the minor children will spend the following holidays with the noncustodial parent:
 - i. Thanksgiving holiday beginning Wednesday until Sunday; and
 - ii. spring break, if applicable, beginning the last day of school before the holiday until the day before school resumes;
- b. in years ending in an even number, the minor children will spend the following holidays with the noncustodial parent:
 - i. the entire winter school break period; and
 - ii. the fall school break beginning the last day of school before the holiday until the day before school resumes; and
- c. extended parent-time equal to $\frac{1}{2}$ of the summer or off-track time for consecutive weeks. The children will be returned to the custodial home no later than seven days before school begins. This week will be counted when determining the amount of parent-time to be divided between the parents for the summer or off-track period. The parties will mutually agree on this extended time each year. If they are unable to agree, the noncustodial parent will select the dates for the extended time period.

d. One weekend per month at the option and expense of the noncustodial parent. The noncustodial parent's monthly weekend entitlement is subject to the following restrictions.

i. If the noncustodial parent has not designated a specific weekend for parent-time, the noncustodial parent will receive the last weekend of each month unless a holiday assigned to the custodial parent falls on that particular weekend. If a holiday assigned to the custodial parent falls on the last weekend of the month, the noncustodial parent will be entitled to the next to the last weekend of the month.

ii. If a noncustodial parent's extended parent-time or parent-time over a holiday extends into or through the first weekend of the next month, that weekend will be considered the noncustodial parent's monthly weekend entitlement for that month.

iii. If a child is out of school for teacher development days or snow days after the children begin the school year, or other days not included in the list of holidays in Subsection (5) and those days are contiguous with the noncustodial parent's monthly weekend parent-time, those days will be included in the weekend parent-time.

e. The custodial parent is entitled to all parent-time not specifically allocated to the noncustodial parent.

16. If either parent lives more than 149 miles away from the other or the parents live in separate countries, costs for the children's travel expenses for parent-time will be shared equally.

If a parent has been found in contempt for not being current on all support obligations, and they do not have primary physical care of the child, they will be responsible for the child's related travel expenses.

Reimbursement the child's travel expenses must be made within 30 days of receipt of documents detailing those expenses.

Changing the plan

17. This plan remains in effect until changed.

A change must be agreed to by both parents and in the following manner:

Major or permanent changes must be in writing, but minor or temporary changes can be made orally.

Resolving disputes

18. If the parents need to resolve a dispute regarding the children, they will discuss the issues in good faith and try to reach an agreement based on what is best for their children.

If the parents are unable to agree, they will go to the following before bringing the issue to the court:

Mediation.

Additional parenting responsibilities, expectations or commitments:

19. No additional provisions

20. A joint physical custody arrangement may result in denial of cash assistance under the Employment Support Act, Title 35A, Chapter 3, of the Utah Code.

Income: (Utah Code 78B-12-203)

21. gross monthly income for child support purposes is . her
base child support amount using the sole custody calculation is
She receives the following gross monthly income: per month.

a. is employed at . She earns gross
(pre-tax) monthly income working a 40-hour a week job or less.

22. gross monthly income for child support purposes is . his
base child support amount using the sole custody calculation is per month.
He receives the following gross monthly income:

a. is employed at . He earns gross
(pre-tax) monthly income working a 40-hour a week job or less.

Child support

23. Neither party will pay child support.

Dependent children for tax purposes

24. _____ may claim the parties' children as dependents/exemptions for tax purposes in odd-numbered years. _____ may claim the parties' children as dependents/exemptions for tax purposes in even numbered years.

Child health care (Utah Code 78B-12-212)

25. _____ must maintain medical, hospital, and dental insurance for the dependent children if it is available at reasonable cost.

a. If, at any time, a dependent child is covered by the medical, hospital, or dental insurance plans of both parents, the coverage will be as follows:

- _____ insurance will be primary coverage.
- _____ insurance will be secondary coverage.

b. If a parent remarries and that parent's dependent child is not covered by that parent's health, hospital, or dental insurance plan but is covered by a step-parent's plan, the coverage will be as follows:

- _____ insurance will be primary coverage.
- _____ insurance will be secondary coverage.

c. Both parties will equally share the out-of-pocket costs of the insurance premiums.

d. Both parties will equally share all uninsured and unreimbursed medical and dental expenses that are reasonable and necessary. This includes deductibles, co-insurance, and co-payments paid by a party for the dependent children.

e. The party who pays health care expenses must provide the other party written verification of the cost and payment within 30 days

- f. If a party does not follow this order and provide written verification, they may not be able to receive credit for health care expenses or recover the other party's share of the expenses.
- g. On or before January 2 of each year, the party ordered to maintain coverage must provide verification of coverage to the other party, and ORS, if they are involved.
- h. If there is any change in coverage, within 30 days of the change the party ordered to maintain coverage must notify the other party and ORS, if they are involved.

Child care expenses (Utah Code 78B-12-214)

26. Both parties will equally share all reasonable work, career, or occupational training-related child care expenses.

- a. The party who pays child care expenses must provide the other party written verification of the cost and identity of the child care provider. This must be done when a provider is first hired, and any time the other party asks for the information. The party incurring or paying child care expenses must notify the other party of any change of a child care provider or monthly expense. This must be done within 30 calendar days of the change.
- b. The party not directly paying for child care must pay their share of child care expenses as soon as they receive verification of the expenses.
- c. If a party does **not** follow the order and provide written verification, they may not receive credit for work, career, or occupational training-related child care expenses or recover the other party's share of the expenses.

Public assistance statement – Office of Recovery Services (ORS)

(Utah Code 78B-12-113)

27. Neither party has received or is receiving public assistance from the State of Utah.

Personal property (Utah Code 30-3-5)

28. All personal property not addressed in the divorce will be divided as the parties have already divided it.

Debts

29. The parties are not aware of any debts from the marriage. If any debts exist, each debt will be the responsibility of the party who incurred the debt.

Real property

30. The parties acquired the following real property during the marriage:

a. type of property:

i. Address:

ii. Tax Identification Number:

iii. Legal description:

b. This property will be:

Alimony

31. Neither party will pay alimony.

Retirement money

32. The parties do not need a court order about retirement money.

Duty to sign documents

33. The parties will sign all documents necessary to comply with the divorce decree within 60 days from entry of the decree. If a party fails to sign a document within 60 days, the other party may ask the court to appoint someone to sign the document.

(Utah Rule of Civil Procedure 70)

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

DATED _____
District Court Judge

DATED _____
District Court Commissioner

Certificate of Service			
I certify that I filed with the court and am serving a copy of this Divorce Decree and Judgment on the following people.			
Person's Name	Service Method	Service Address	Service Date
Respondent			

Date

Sign here _____