

Checklist to Oppose Motion to Waive 90-day Waiting Period

Keep a copy of all documents for your records.
Attend all court hearings.

(1) See Utah Rule of Civil Procedure 7 governing motions

(2) Statement Opposing Motion to Waive 90-day Waiting Period

- ☐ Print your name and contact information at the top of the first page. Check whether you are the petitioner or respondent or the attorney for the petitioner or respondent.
- ☐ Complete the heading exactly as it appears in the Petition.
- ☐ Describe why you oppose the Motion to Waive the 90-day Waiting Period.
- ☐ Date and sign the form.
- ☐ Complete the Certificate of Service.
- ☐ Serve the form on the other party.
- ☐ File the form with the judicial services representative.

(3) Request to Submit for Decision

- Do not file the Request to Submit for Decision until after the Reply to Statement Opposing Motion to Waive 90-day Waiting Period has been filed or the time for filing has passed. (5 days after the Statement Opposing Motion to Waive 90-day Waiting Period has been served.)
- Do not file a Request to Submit for Decision if the other party has already filed one.
- ☐ Print your name and contact information at the top of the first page. Check whether you are the petitioner or respondent or the attorney for the petitioner or respondent.
- ☐ Complete the heading exactly as it appears in the Petition.
- ☐ Hearings on this type of motion are rare, but you may ask for one. If you want to ask for a hearing, check the box next to "hearing requested." If there is no hearing, the judge will decide the Motion based on the papers that have been filed.
- ☐ Complete the entire form.
- ☐ Date and sign the form.
- ☐ Attach the required documents.
- ☐ Complete the Certificate of Service.
- ☐ Serve the form on the other party.

- ☐ File the form with the judicial services representative.

(4) Notice of Hearing

- ☐ Hearings on this type of motion are rare, but you may ask for one. If you have requested a hearing, file the Notice of Hearing with the Request to Submit for Decision.
- ☐ If you have requested a hearing, file the original Notice of Hearing with the Request to Submit for Decision. Otherwise, do not file this form.
- ☐ Complete the heading exactly as it appears in the Motion.
- ☐ Call the judicial assistant to the judge or commissioner assigned to your case. Schedule the hearing with the assistant and print the date and time of the hearing on the form. Print also the judge's or commissioner's name and courtroom number for the hearing.
- ☐ Date and sign the form.
- ☐ Complete the Certificate of Service.
- ☐ Serve the form on the other party.
- ☐ File the original form with the judicial services representative.

(5) Proposed Order on Motion to Waive 90-day Waiting Period

- ☐ Complete the heading exactly as it appears in the Petition.
- ☐ Do not complete the rest of the form. The judge will do this.
- ☐ File and serve the form with the Request to Submit for Decision.
- ☐ If you are the prevailing party, you will have to serve the other party with a copy of the signed order.

(6) After the judge signs the order

- ☐ Serve a copy of the signed order on the other party.
- ☐ Complete the Certificate of Service.
- ☐ File the Certificate of Service with the judicial service representative.