

DIVORCE

THESE ARE YOUR CUSTOMIZED COURT DOCUMENTS. READ THEM CAREFULLY!

These documents have been generated according to the responses you gave to the Online Court Assistance Program. Review these documents carefully. If you need to change something on your documents, you can log back into your session with the following password: **MEY53026**. Your information will be retained for 180 days after your most recent login.

Disclaimer

These documents were generated based on the responses you gave to the Online Court Assistance Program. The Online Court Assistance Program accepts no responsibility for errors or omissions in these documents. Representing yourself in court is an important responsibility. You are responsible for the information in these documents and any other documents you file with the courts.

OCAP fees are regulated by state law

The fees for using an OCAP program are regulated by statute at Utah Code § 78A-2-501. No other fees are authorized by law. A separate fee may only be charged for services above and beyond what someone could receive if they were to use an OCAP program on their own.

NOTE: The OCAP fee will be charged at the time of filing even if the OCAP documents have been altered, such as by the removal of headers and footers.

1. READ AND FINISH COMPLETING THESE DOCUMENTS

In some places, you must provide information that was not available when you generated the documents. The blanks you must complete have been shaded in gray for your convenience. Either type or print with black ink in these blanks.

Spaces that must be completed by the court clerk or the judge must be left blank. Many of your documents need notarized signatures. Don't sign the documents until the notary can watch you sign.

Representing yourself in court is an important responsibility. Read these documents and be sure you understand them. Check that the documents are fully completed before you file them or your case will be delayed.

Making Changes. If you wish to make changes in these documents, you may use the Online Court Assistance Program as often as you need at no charge to you. You will be charged for using this service only when you file your petition with the court.

2. SIGN, COPY AND STAPLE YOUR DOCUMENTS

You are required to date and sign many, but not all of the documents in this packet. Those documents requiring your signature will have a line with the words "Petitioner's Signature" underneath it. Review each document carefully prior to signing. Some of the documents require that you date and sign them twice. Any documents that your spouse must date and sign will have a line with the word "Respondent's Signature" underneath it. For those documents that must be signed in front of a Notary Public, you are strongly urged to sign them in front of a notary prior to going to court. That way necessary copies may be made prior to filing the documents in the court. By doing this, your copies will contain your signature. In addition, making copies at the court will cost \$.25 a page and takes the court clerks away from their other court duties.

As a general rule you will make two extra copies of every document which you use in your case. This means you will have three copies in all, the two extra copies plus your original. In most cases the original is filed with the court. One of the copies is for your personal file at home. The other copy must be either served, delivered by hand, or mailed to your spouse. You must read the instructions carefully to understand how to deliver each different document to your spouse. Not all documents can be hand delivered or mailed by you.

The court requires that each separate document be stapled prior to submitting them to the court. To identify all of the pages in a document, look at the footer at the bottom of that document. The footer will contain the name of the document. All pages with that name must be stapled together in the order of the page numbers.

3. FILE YOUR DIVORCE PETITION WITH THE COURT

____ Sign the Verified Petition in front of a notary. Sign the Affidavit and Application for Waiver of Court Fees in front of a notary (you will only have this document if you stated you couldn't afford to pay the filing fee).

____ Make two extra copies of each of the following documents. The name of each document is printed at the bottom of the page:

1. *CIVIL CASE COVER SHEET*
2. *CERTIFICATE OF DIVORCE, DISSOLUTION OF MARRIAGE...*
3. *MILITARY SERVICE DECLARATION and CERTIFICATE OF MILITARY SERVICE*
(Obtain the Certificate of Military Service at: <https://www.dmdc.osd.mil/owa/scra/home>)
4. *MILITARY SERVICE ORDER*
5. *VERIFIED PETITION (signed and notarized)*
6. *MOTION AND AFFIDAVIT FOR WAIVER OF COURT FEES (signed and notarized)* This document is included only if you are requesting that the filing fees be waived.
7. *COURT ORDER ON MOTION FOR WAIVER OF COURT FEES (This document is included only if you are requesting that the filing fees be waived.)*

____ Take your two copies plus the originals to the courthouse in the county in which you are filing. The address of the county courthouse is Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713. The court clerk will stamp each document, assign a case number and file the originals. One set of copies is for your spouse (the respondent) and the other set is for you (the petitioner). A list all Utah court locations can be found at: <http://www.utcourts.gov/directory>. Write the case number assigned to your case on your attached checklist.

IMPORTANT: You must file your case in the court before you serve your spouse. If you serve your spouse before filing, your papers will not have the case number and names of commissioner and judge. In addition, your case could be dismissed. To serve before you file requires a different summons than the one in your packet.

____ A filing must be paid at this time. Check the CIVIL CASE COVER SHEET for the current amounts. There is a filing fee for the divorce, a Vital Statistics fee, and the Online Court Assistance Program fee for preparing these documents (as of May 12, 2009, the total is \$338). If you are paying by check, the check should be payable to the court where you file.

____ There will be an additional fee of \$20 for a "Divorce Orientation Course" and \$35 for a "Shared Parenting for Divorcing Parents." These courses must be attended by divorcing couples with biological or adoptive children in common. Attendance is not required for couples without children. You will pay these fees at the time you attend the course.

____ If you use a sheriff or constable for service, they will charge you a fee for that also. The amount of the service fee varies and can be different for each case.

____ If, when you prepared your documents, you answered that you were not able to pay the filing fees, a document called MOTION AND AFFIDAVIT FOR WAIVER OF COURT FEES was printed with your documents. You must file this at the court to ask that the fees be waived. The judge will determine if you

qualify to not pay the fees. If the judge decides that you are able to pay the fees and denies your motion, you will need to pay them before your case is final. Your judge will sign the COURT ORDER ON MOTION FOR WAIVER OF COURT FEES once your judge has made a decision. If you want to waive other court related fees, such as service or the divorce education courses, you must have the signed order with you when you talk to the sheriff or constable, or you attend the course.

ADDITIONAL INSTRUCTIONS ARE INCLUDED THROUGHOUT THE DOCUMENTS FOR:

8. *SERVING YOUR SPOUSE*
9. *WAITING THE REQUIRED WAITING PERIOD*
10. *FILING THE FINAL DOCUMENTS*
11. *FOLLOWING UP*
12. *MANDATORY DIVORCE MEDIATION REQUIREMENT*
13. *QUESTIONS AND ANSWERS*

Administrative Office of the Courts
450 South State St. Salt Lake City, UT 84111-0241
ocap@email.utcourts.gov

Online Court Assistance Program
CHECKLIST FOR DIVORCE (WITHOUT CHILDREN)

Judge: _____ Case Number: _____
Commissioner: _____ 90 Day Waiting Period ends _____

INITIAL FILING

- Utah Courts Cover Sheet for Civil Actions
- Certificate of Divorce, Dissolution, or Annulment
- Non-Public Information – Personal
- Non-Public Information – Safeguarded Address (if selected)
- Military Service Declaration and Certificate of Military Service (<https://www.dmdc.osd.mil/owa/scra/home>)
- Military Service Order
- Verified Petition for Divorce
- Affidavit and Application for Waiver of Court Fees (required only if you seek a waiver of the filing fees)

SERVICE *(Serve b only after filing the initial documents above with the court)*

Check only one of the service options.

- Acceptance of Service, Appearance, Consent and Waiver; **OR**
- Summons and Return of Service (Summons in Spanish if selected); **OR**
- Summons and Proof of Service by Mail; **OR**
- Motion for Alternative Service, Affidavit for Alternative Service, Order for Service by Alternative Service, Affidavit of Mailing, Summons; **OR**
- Motion for Service by Commercial Courier to a Foreign Country, Affidavit in Support of Motion for Service by Commercial Courier to a Foreign Country, Order for Service by Commercial Courier to a Foreign Country, Clerk's Affidavit of Service by Commercial Courier to a Foreign Country, Summons

WAIVING 90 DAY WAITING PERIOD

- Motion to Waive 90-Day Waiting Period,*
- Affidavit in Support of Motion to Waive 90-Day Waiting Period,*
- Request to Submit for Decision*
- Notice of Hearing to Waive 90-Day Waiting Period,*
- Order to Waive 90-Day Waiting Period.*

FINAL FILING

- Motion for Entry of Default Certificate
- Default Certificate
- Affidavit of Jurisdiction and Grounds for Divorce
- Request to Submit for Entry of Decree of Divorce
- Findings of Fact and Conclusions of Law – **Two Copies**
- Decree of Divorce – **Two Copies**
- Self Addressed, postage prepaid envelope (for the court to mail the Findings and Decree back to you after they have been signed).

COVER SHEET FOR CIVIL FILING ACTIONS

Page 1 of 2

Party Identification (Attach additional sheets as necessary)

PETITIONER

Name **a**

Address

Day Time Telephone:

RESPONDENT

Name **b**

Address

Day Time Telephone:

TOTAL CLAIM FOR DAMAGES

\$ _____

JURY DEMAND

Yes No

SCHEDULE OF FEES: §78A-2-301. CHECK ANY THAT APPLY.

(See case types on reverse for filing fees for complaints other than claims for damages.)

----- COMPLAINT FOR DAMAGES -----

- \$75 Civil or Interpleader: \$2000 or less
- \$185 Civil or Interpleader: \$2001 - \$9999
- \$360 Civil or Interpleader: \$10,000 & over
- \$360 Civil Unspecified

----- MISCELLANEOUS -----

- \$250 Jury Demand
- \$8 Vital Statistics §26-2-25 per form
- \$20 Online Court Assistance Program

----- SMALL CLAIMS -----

- \$60 Small Claims: \$2000 or less
- \$100 Small Claims: \$2001-\$7,499
- \$185 Small Claims: \$7,500-\$10,000
- \$50 Counterclaim: \$2000 or less
- \$70 Counterclaim: \$2001-\$7,499
- \$120 Counterclaim: \$7,500-\$10,000

Effective: May 12, 2009

COVER SHEET FOR CIVIL FILING ACTIONS Page 2 of 2

Please Check Only One Category

Fee Case Type
----- **APPEALS** -----

- \$360 Administrative Agency Review
- \$225 Civil (78A-2-301(1)(h))
- \$225 Small Claims Trial de Novo

----- **GENERAL CIVIL** -----

- \$360 Attorney Discipline
- Sch Civil Rights
- \$ 0 Civil Stalking
- \$360 Condemnation/Eminent Domain
- Sch Contract
- Sch Debt Collection
- Sch Eviction/Forcible Entry and Detainer
- \$135 Expungement (Fee is \$0 under circumstances of §77-18-10(2))
- \$360 Extraordinary Relief/Writs
- \$360 Forfeiture of Property
- Sch Interpleader
- Sch Lien/Mortgage Foreclosure
- Sch Malpractice
- Sch Miscellaneous Civil
- Sch Personal Injury
- \$360 Post Conviction Relief: Capital
- \$360 Post Conviction Relief: Non-capital
- Sch Property Damage
- Sch Property/Quiet Title
- Sch Sexual Harassment
- Sch Tax
- Sch Water Rights
- Sch Wrongful Death
- \$360 Wrongful Lien
- Sch Wrongful Termination

----- **DOMESTIC** -----

- \$0 Cohabitant Abuse
- \$310 Common Law Marriage
- \$310 Custody/Visitation/Support
- \$310 Divorce/Annulment
 - Check if child support, custody or parent-time will be part of decree
 - Check if Temporary Separation filed
- \$35 Foreign Domestic Decree

- Fee Case Type**
- \$360 Grandparent Visitation
 - \$360 Paternity/Parentage
 - \$100 Domestic Modification
 - \$310 Separate Maintenance
 - \$35 Temporary Separation
 - \$35 Uniform Child Custody Jurisdiction & Enforcement Act (UCCJEA)
 - \$35 Uniform Interstate Family Support Act (UIFSA)

----- **JUDGMENTS** -----

- \$35 Abstract of Foreign Judgment
- \$50 Abstract of Judgment or Order of Utah Court/Agency
- \$30 Abstract of Judgment/Order of Utah State Tax Commission
- \$35 Judgment by Confession

----- **PROBATE** -----

- \$360 Adoption/Foreign Adoption
- \$360 Conservatorship
- \$360 Estate Personal Rep - Formal
- \$360 Estate Personal Rep - Informal
- \$35 Foreign Probate/Child Custody Doc.
- \$360 Gestational Agreement
- \$360 Guardianship
- \$ 0 Involuntary Commitment
- \$360 Minor's Settlement
- \$360 Name Change
- \$360 Supervised Administration
- \$360 Trusts
- \$360 Unspecified Probate

----- **SPECIAL MATTERS** -----

- \$35 Arbitration Award
- \$0 Determination Competency-Criminal
- \$0 Hospital Lien
- \$35 Judicial Approval of Document Not Part of Pending Case
- \$35 Notice of Deposition in Out-of-State Case/Foreign Subpoena
- \$35 Open Sealed Record

STATE OF UTAH – DEPARTMENT OF HEALTH CERTIFICATE OF DIVORCE, DISSOLUTION OF MARRIAGE, OR ANNULMENT

COURT FILE NUMBER

STATE FILE NUMBER

HUSBAND	▶ HUSBAND'S NAME (First, Middle, Last) <div style="text-align: center; font-size: 1.2em;">a</div>								
	2a. RESIDENCE (City, Town or Location)				2b. COUNTY				
					a				
	2c. STATE		3. BIRTHPLACE (STATE OR FOREIGN COUNTRY)			4. DATE OF BIRTH (Month, Day, Year)			
		UTAH			11/11/1999				
5. NUMBER OF THIS MARRIAGE		6. IF NOT FIRST MARRIAGE, LAST MARRIAGE ENDED: By Death, Divorce, Dissolution, or Annulment		DATE (Month, Day, Year)		7. RACE:		8. EDUCATION	
First						Asian, Asian-American,		1	
WIFE	9a. WIFE'S NAME (First, Middle, Last)					9b. MAIDEN LAST NAME			
	<div style="text-align: center; font-size: 1.2em;">b</div>					asdf			
	10a. RESIDENCE (City, Town or Location)				10b. COUNTY				
10c. STATE			11. BIRTHPLACE (STATE OR FOREIGN COUNTRY)			12. DATE OF BIRTH (Month, Day, Year)			
			Alabama			02/02/1999			
13. NUMBER OF THIS MARRIAGE		14. IF NOT FIRST MARRIAGE, LAST MARRIAGE ENDED: By Death, Divorce, Dissolution, or Annulment		DATE (Month, Day, Year)		15. RACE:		16. EDUCATION	
First						Alaskan Native		1	
MARRIAGE	17a. PLACE OF THIS MARRIAGE – CITY, TOWN OR LOCATION			17b. COUNTY		17c. STATE OR FOREIGN COUNTRY		18. DATE OF THIS MARRIAGE (Mon, Day, Year)	
	aaa			Beaver		Utah		02/02/2000	
	19. DATE COUPLE LAST RESIDED IN SAME HOUSEHOLD			20. NUMBER OF CHILDREN UNDER 18 IN THIS HOUSEHOLD AS OF THE DATE in ITEM 19.			21. PETITIONER		
			Number _____ <input checked="" type="checkbox"/> none			<input checked="" type="checkbox"/> husband <input type="checkbox"/> wife <input type="checkbox"/> both <input type="checkbox"/> other (specify) _____			
ATTORNEY	22a. NAME OF PETITIONER'S ATTORNEY					22b. ADDRESS			
	none					not applicable			
DECREE	23. I CERTIFY THAT THE MARRIAGE OF THE ABOVE NAMED PERSONS WAS DISSOLVED ON (Month, Day, Year)				24. TYPE OF DECREE (Divorce, Dissolution, or Annulment)			25. DATE RECORDED (Month, Day, Year)	
					Divorce				
	26. NUMBER OF CHILDREN UNDER 18 WHOSE PHYSICAL CUSTODY WAS AWARDED TO:				27. COUNTY OF DECREE			28. TITLE OF COURT	
Husband _____ Wife _____ Joint _____ Other _____ <input checked="" type="checkbox"/> no children				BEAVER County			BEAVER County District Court		
29. SIGNATURE OF CERTIFYING OFFICIAL				30. TITLE OF CERTIFYING OFFICIAL			31. DATE SIGNED		

Non-public Information – Safeguarded Address

Case Number _____

Instructions: A party's residential address (or that of a party's child) can be safeguarded from the other party in the 5 types of cases that are listed below. Safeguarding an address is your choice. If your case is one of these 5 casetypes and if you want to safeguard your residential address (or that of your child) from the other party, write the address here, and omit it from the public document. Omit it also from the Non-public Information about Minors form and from the Parent Identification and Location form. File this form with the judicial service assistant, but **do not** serve this form on the other party.

Name*	Residential Address	City, State, Zip**
a	a	a, a 111

*Name of an adult may be included on public records.

**City, state and zip code may be included on public records.

Keep this residential address private and do not provide it to the other party because:

I have a court order or agency order authorizing me to keep my address private;

OR because this proceeding is about:

- a protective order (Utah Code Section 78B-7-109)
- a stalking injunction (Utah Code Section 77-3a-101)
- a parentage order (Utah Code Section 62A-11-304.4)
- a custody order (Utah Code 78B-13-209)
- a support order (Utah Code 78B-14-312)

I declare that under penalty of Utah Code Section 78B-5-705 that everything stated in this document is true and correct.

Date

Sign here ► _____

Typed or printed name _____

Judicial Services Representative: This is a private document.

Non-public Information – Personal Information	Case Number _____
--	--------------------------

Use this document to provide non-public information to the court. Write the information here, and omit it from the public document. Complete as many forms as needed. Serve this form on the other party.

Non-public information about a party

Plaintiff/Petitioner	Information	Defendant/Respondent
a	Name (Public)	b
	Social Security Number	
	Driver License State / Number	
	Account Name / Number	
	Account Name / Number	

Non-public information about a non-party (Business information should be provided on public documents. Complete this section only if personal information is the only means to contact this person.)

Name (Public)	Residential Address	Personal Phone	Personal E-mail	This Person is
				(i) Plaintiff/Petitioner’s Employer (ii) Defendant/Respondent’s Employer (iii) Holder of Property (iv) Other Non-party
				(v) Plaintiff/Petitioner’s Employer (vi) Defendant/Respondent’s Employer (vii) Holder of Property (viii) Other Non-party
				(ix) Plaintiff/Petitioner’s Employer (x) Defendant/Respondent’s Employer (xi) Holder of Property (xii) Other Non-party

Other non-public information

Public Document Title	Paragraph Number	Non-public Information

I declare that under penalty of Utah Code Section 78B-5-705 that everything stated in this document is true and correct.

Date _____

Sign here ► _____

Typed or printed name _____

Judicial Services Representative: This is a private document.

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I mailed a copy of this document to:

Date _____ Sign here ► _____

Typed or printed name a _____

Name: a
Address:

Phone:

Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

* **RESPONDENT'S AFFIDAVIT OF**
* **MILITARY SERVICE**
* **(Not Active Duty Status)**

* Case No. _____

* Commissioner: _____

* Judge: _____

Respondent, **b**, being first duly sworn and under oath, affirms and states as follows:

1. I am not in the military service.

2. In support of my statement above, I went to the Defense Manpower Data Center website and entered my correct name, date of birth and Social Security Number. I have attached the certificate which I printed from my computer search on the Defense Manpower Data Center website.

(This document must be dated and signed in front of Notary Public or Deputy Court Clerk)

Date _____

Signature: **b**

Respondent, **b**, appeared before me on _____ (date) with satisfactory evidence to prove to me **b** identity. **b** then signed this document in my presence and affirmed that **b** had read this document and understood its contents and that the contents were true of **b**'s personal knowledge.

Notary Public/ Deputy Clerk Signature

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

* **MILITARY SERVICE**
* **DECLARATION**
* **(Not in Military)**
*
* Case No. _____
*
* Commissioner: _____
*
* Judge: _____

1. To support my Motion for Default Judgment and to comply with the Servicemembers Civil Relief Act, I swear that the following is true:

Respondent, b, is not in military service.

2. I have done the following research to support the above conclusion:

aasd

3. (A certificate from the Department of Defense Manpower Data Center is the preferred evidence of b's military service status. Check this box only if you have attached that certificate.) I visited the Department of Defense Manpower Data Center website (<https://www.dmdc.osd.mil/owa/scra/home>) to inquire about military service, and I entered the following identifying information for Respondent **b**, which I know to be correct:

I did not check the box to this paragraph because I am not attaching a certificate from the Department of Defense Manpower Data Center.

4. I know the identifying information to be correct because:

5. I do not know and am unable to discover the following identity information for Respondent **b**:

Date of Birth

Social Security Number

I declare under criminal penalty of Utah Code Section 78B-5-705 that the information in this document is true and correct. I understand that for knowingly making a false statement, I can be fined as provided in Title 19, United States Code, or imprisoned for not more than one year, or both.

DATE _____
Petitioner: **a**

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I [] mailed or [] hand delivered a copy of the foregoing **MILITARY SERVICE DECLARATION (Not in Military)**, to:

Petitioner: **a**

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

*
*
*
*
*
*
*
*
*

**ORDER REGARDING
RESPONDENT'S
MILITARY SERVICE
(Not Active Duty Status)**

Case No. _____

Commissioner: _____

Judge: _____

The court has reviewed **b**'s ACCEPTANCE OF SERVICE, CONSENT AND WAIVER and AFFIDAVIT OF MILITARY SERVICE. The Court finds:

(the judge will check the appropriate box or boxes)

- b** has voluntarily entered an appearance in this case by signing the ACCEPTANCE OF SERVICE, CONSENT AND WAIVER. The Court concludes that the Servicemembers Civil Relief Act, 50 USC App § 521 does not apply. The Court may enter a decree of divorce.
- b** is not in the military service. The Court concludes that the Servicemembers Civil Relief Act, 50 USC App § 521 does not apply. The Court may enter a decree of divorce.

DATED _____

District Court Judge

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

*
*
*
*
*
*
*

VERIFIED PETITION

Case No. _____

Commissioner: _____

Judge: _____

Petitioner complains and alleges as follows:

1. The Petitioner and/or the Respondent are bona fide residents of BEAVER County, State of Utah and have been for at least three months immediately prior to the filing of this action.
2. The Petitioner and the Respondent were married on 02/02/2000 in aaa, Utah, County of Beaver and are presently married.
3. During the course of the marriage the parties have experienced difficulties that cannot be reconciled that have prevented the parties from pursuing a viable marriage relationship.
- 4 The health, safety, or liberty of me or my child will be put at risk if my address and phone are revealed to **b** or the public. I ask that my and my children’s identifying information, including address and phone number, be safeguarded and not revealed to **b** or the public. The statutory authority for safeguarding my address and phone is found at Utah Code 62A-11-304.4, 78B-13-209, 78B-14-312. I am providing my address and phone number to the court on the

NON-PUBLIC INFORMATION – SAFEGUARDED ADDRESS form pursuant to Rule 4-202.02 of the Utah Rules of Civil Procedure.

5. All personal property should be divided as the parties have already divided it.
6. Petitioner is not aware of any debts from the marriage. Should any debts exist, each debt shall be the responsibility of the party incurring the debt.
7. The parties did not acquire any real property during the marriage.
8. It is reasonable that the Respondent be awarded a sum of not less than \$111 per month as alimony from the Petitioner. Alimony payments shall begin the month immediately following the entry of the order for alimony. The monthly alimony support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless custodial parent uses the Office of Recovery Services to collect support. Alimony due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Alimony due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month. Should the custodial parent use the Office of Recovery Services to collect support, alimony shall be due on the first day of each month and delinquent on the first day of the following month. Petitioner's alimony obligation shall terminate upon Respondent's remarriage, cohabitation, or on 11/11/2001, whichever occurs first.
9. The parties have not acquired any interest in any retirement program (including military retirement), nor have they acquired any interest in any pension or profit sharing plan during the course of the marriage.
10. There are no children at issue in this marriage.
11. Both parties should be ordered to sign and fully execute whatever documents are necessary for the implementation of the provisions of this divorce decree. Should a party fail to execute a document within 60 days of the entry of this divorce decree, the other party may bring an

Order to Show Cause at the expense of the disobedient party and seek that the Court appoint some other person to execute the document pursuant to Rule 70 of the Utah Rules of Civil Procedure. Any document executed pursuant to Rule 70 has the same effect as if executed by the disobedient party.

12. Prior to any Petition being filed to change any provision of the final Decree of Divorce, the parties must attempt to resolve the issue through mediation.

13. The Court should grant such other and further relief as it may deem just and appropriate in this matter.

WHEREFORE, **a** prays that a divorce be granted pursuant to the terms set forth in this Petition.

a, being first duly sworn and under oath, deposes and says that **a** is the Petitioner in the above-entitled action; that **a** has read the foregoing Petition and understands the contents thereof, and the same is true of **a**'s own knowledge.

Signature: **a**

a appeared before me on _____ (date), with satisfactory evidence to prove to me **a**'s identity. **a** then signed this document in my presence and affirmed that **a** had read this document and understood its contents and that the contents were true to **a** personal knowledge.

Notary Public/Deputy Clerk

Petitioner's Address:

a

,

4. Serve Your Spouse

Because you chose to ask your spouse to accept service, the following document is part of your printed materials:

1. *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT, AND WAIVER.*
2. *RESPONDENT'S MILITARY SERVICE AFFIDAVIT*

_____ You can only use an *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT AND WAIVER*, if your spouse agrees with everything in the *VERIFIED PETITION*. If your spouse does not agree with everything in the *VERIFIED PETITION* you will either need to change your petition so that your spouse does agree, or use a different method for service, most likely having a sheriff or constable deliver the *SUMMONS* and *VERIFIED PETITION* to your spouse.

_____ To use the *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT, AND WAIVER*, you must deliver it to your spouse by mail or in person, along with the copies of the *SUMMONS, VERIFIED PETITION* and *RESPONDENT'S MILITARY SERVICE AFFIDAVIT*.

_____ Your spouse should review the documents and, if satisfied with the terms of the *VERIFIED PETITION*, sign the *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT, AND WAIVER* and *RESPONDENT'S MILITARY SERVICE AFFIDAVIT* in front of a notary, and return them to you. You then must file both of these documents with the court.

If your spouse is not satisfied with the terms of the *VERIFIED PETITION*, two things can happen. First, your spouse may file what is called an Answer. At this point your divorce becomes contested and you should consider obtaining legal help. A second option would be for you and your spouse to agree upon the changes to be made to the petition and then redo your documents using the Online Court Assistance Program.

If neither one of those two options apply, and your spouse refuses to sign the *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT, AND WAIVER*, you will need to have a sheriff or constable complete service for you by delivering the *SUMMONS* and *VERIFIED PETITION* to your spouse.

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

* **ACCEPTANCE OF SERVICE**
* **APPEARANCE, CONSENT, AND**
* **WAIVER**
*
* Case No. _____
*
* Commissioner: _____
*
* Judge: _____

The Respondent, **b**, being first duly sworn and under oath, affirms and states as follows:

1. I have received and read a copy of the Petitioner's Verified Divorce Petition.
2. I understand that I have the right to have a summons and the Verified Divorce Petition served upon me if I were not to sign this Acceptance of Service, Appearance, Consent, and Waiver.
3. I understand that after service I would have the right to answer the Verified Divorce Petition within the time set out in the Summons (20 days if served in the state of Utah; 30 days if served outside the state of Utah) if I were not to sign this Acceptance of Service, Appearance, Consent and Waiver.
4. I understand that I have the right to retain an attorney to consult, with me about this divorce, to review and advise me on all of the documents relating to this divorce and to otherwise assist and represent me in this divorce.

Date _____ Sign here ► _____
Typed or printed name _____
Clerk or Notary Public

9. Wait the Required Waiting Period

Since there are no minor children born to the parties to the marriage, there is a 90-day waiting period between the day the *VERIFIED PETITION* is filed and the day the judge may grant a divorce. This waiting period is required by Utah law unless waived by the court. If you chose to ask the court to waive the required 90-day waiting period, you printed out the following documents:

1. *MOTION TO WAIVE 90-DAY WAITING PERIOD*
2. *AFFIDAVIT IN SUPPORT OF MOTION TO WAIVE 90-DAY WAIT*
3. *REQUEST TO SUBMIT FOR DECISION*
4. *NOTICE OF HEARING TO WAIVE 90-DAY WAITING PERIOD (will only be used if court requires a hearing)*
5. *ORDER TO WAIVE 90-DAY WAITING PERIOD*

You must file these documents with the court to request the waiting period be waived.

10. File the final documents

After completion of or waiver of the 90-day waiting period, you are ready to file the documents to complete your divorce. One of the following must be true before you go ahead.

____ Your spouse must have signed the *ACCEPTANCE OF SERVICE, APPEARANCE, CONSENT & WAIVER*.

____ Your spouse must not have answered your *VERIFIED PETITION* within the time allowed (20 days if served in the state of Utah; 30 days if served outside the state.)

To complete your filing,

____ Review the following documents to be sure they are completed. Remember, sign documents that need your notarized signature only in the presence of a notary public. Be sure to also sign the mailing certificates where appropriate. If your spouse signed an *ACCEPTANCE OF SERVICE, CONSENT AND WAIVER*, there will be additional lines on the *FINDINGS OF FACT AND CONCLUSIONS OF LAW* and *DECREE OF DIVORCE AND JUDGMENT* that your spouse can sign which let the court know that your spouse approves what is written in these documents. However, your spouse is not required to sign the approved as to form line.

1. *MOTION FOR ENTRY OF DEFAULT CERTIFICATE*
2. *DEFAULT CERTIFICATE*
3. *PETITIONER'S AFFIDAVIT OF JURISDICTION AND GROUNDS FOR DIVORCE*
4. *NOTICE TO SUBMIT FOR ENTRY OF DEFAULT CERTIFICATE*
5. *FINDINGS OF FACT AND CONCLUSIONS OF LAW*
6. *DECREE OF DIVORCE AND JUDGMENT*

____ Make two extra copies of each of these documents. One copy will be for your records and the other is for your spouse. The original will be filed with the court.

____ Mail (or hand deliver) all of the documents to your spouse. (There is no need to mail or hand deliver them if you do not have an address for your spouse and the court signed an *ORDER FOR ALTERNATIVE SERVICE* and you published notice of your divorce in a newspaper.)

____ Wait eight days after you mail the documents (five business days if you hand deliver them) so that your spouse has time to review the *FINDINGS OF FACT AND CONCLUSIONS OF LAW* and *DECREE OF DIVORCE AND JUDGMENT*. You don't need to wait these eight days if your spouse has signed on the lines for "Approved as to form" located below the mailing certificate in the *FINDINGS OF FACT AND CONCLUSIONS OF LAW* and *DECREE OF DIVORCE*. The "Approved as to form" lines will only be there if you printed an *ACCEPTANCE OF SERVICE, CONSENT AND WAIVER* for your spouse to sign.

____ Make an extra copy of the *FINDINGS OF FACT AND CONCLUSIONS OF LAW* and *DECREE OF DIVORCE*. Prepare an unsealed self addressed envelope with postage prepaid.

____ Take the original documents and the extra *FINDINGS* and *DECREE* and self addressed envelope to the courthouse where you filed your previous papers and ask the clerk to stamp and file them with the court.

____ If all documents are completed properly and there are no questions about your divorce, the judge will sign your completed *DECREE OF DIVORCE*.

If your documents are incorrect or incomplete, you will be contacted to make the necessary changes, or if the judge has questions about your divorce, you and your spouse may be called for a hearing to explain.

The most common reasons default divorces are delayed include: unsigned documents, inconsistencies between the *VERIFIED PETITION, FINDINGS OF FACT AND CONCLUSIONS OF LAW* and the final *DECREE OF DIVORCE*.

11. Follow Up

Your divorce is complete when the judge signs your final *DECREE OF DIVORCE* and it is entered into the court record. This is usually at least 15 working days from the time you give the court your last set of documents. If you have supplied the court with extra copies of the *FINDINGS* and *DECREE*, along with a self addressed, postage prepaid envelope, the court should mail the copies to you with the date of signing on them. If you don't receive them within 15 working days of filing, call the court. Have your case number handy. Wait a week after your Divorce Decree is signed to come in and buy a certified copy of the Decree for your personal files.

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

*
* **MOTION FOR ENTRY OF DEFAULT**
* **CERTIFICATE**
*
* Case No. _____
*
* Commissioner: _____
*
* Judge: _____
*

The file in this matter contains one of the following: (1) an Acceptance of Service, Appearance, Consent, and Waiver; (2) Stipulation agreeing to entry of default; or (3) a Return of Service or other proof of service, and a copy of the summons served on the Respondent. Pursuant to Rule 55 of the Utah Rules of Civil Procedure, Petitioner moves that the Respondent's default be entered by the Clerk of Court.

DATED this ____ day of _____, ____ .

Petitioner Signature

Name: a
Address:
,
Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

*
*
*
*
*
*
*
*

DEFAULT CERTIFICATE

Case No. _____

Commissioner: _____

Judge: _____

The file in this matter contains one of the following: (1) an Acceptance of Service, Appearance, Consent, and Waiver; (2) Stipulation agreeing to entry of default; or (3) a Return of Service or other proof of service, and a copy of the summons served on the Respondent. Pursuant to Rule 55 of the Utah Rules of Civil Procedure, the Respondent's default is now entered by the court clerk.

DATED this ____ day of _____, ____ .

DISTRICT COURT CLERK

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

* **PETITIONER'S AFFIDAVIT**
* **OF JURISDICTION AND GROUNDS**
* **FOR DIVORCE**
*
* Case No. _____
*
* Commissioner: _____
*
* Judge: _____
*

Petitioner, being duly sworn, deposes and states as follows:

1. I am the Petitioner in the above entitled action.
2. I was a resident of BEAVER County for at least three months immediately preceding the filing of my divorce petition on _____ (date).
3. Respondent and I were married on 02/02/2000, in aaa, Utah, County of Beaver, and are presently married.
4. During my marriage to the Respondent, irreconcilable differences developed. The irreconcilable differences are: *asdfasdf* All attempts to reconcile have failed. I do not feel this marriage can continue.
5. To the best of my knowledge the Findings of Fact and Conclusions of Law, and Decree of Divorce conform to my original Verified Petition for Divorce.

DATED _____
_____ Petitioner Signature

a appeared before me on _____ (date) with satisfactory evidence to prove to me his/her identity. a then signed this document in my presence and affirmed that he/she had read this document and understood its contents and that the contents were true to his/her personal knowledge.

DATED _____
_____ NOTARY PUBLIC/DEPUTY CLERK

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I mailed a copy of the foregoing Petitioner's Affidavit of Jurisdiction and Grounds for Divorce, postage prepaid, to Respondent at:

Petitioner Signature

Name: a
Address:

Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

* **REQUEST TO SUBMIT FOR ENTRY**
* **OF DEFAULT DECREE OF**
* **DIVORCE**

* Case No. _____

* Commissioner: _____

* Judge: _____

Petitioner requests that this divorce be submitted for entry of a Default Divorce Decree.

1. The mandatory 90-day waiting period has expired, or has been waived.
2. Petitioner filed a Verified Petition for Divorce on _____ (date).
3. The filing fee has been paid by Petitioner or waived based on Petitioner's inability to pay.
4. Respondent's Acceptance of Service, Appearance and Consent and Waiver or other proof of service is on file with the court and has been properly executed.
5. Motion for Entry of Default, Affidavit of Grounds and Jurisdiction, and the proposed Findings of Fact and Conclusions of Law and Decree of Divorce are being submitted with this document.
6. Application for a default decree is based upon Petitioner's Verified Petition. No responsive pleadings have been filed since the Verified Petition was served or the Acceptance of

Service was signed or the Respondent signed the Acceptance of Service, Appearance, Consent and Waiver.

7. Petitioner's Affidavit of Jurisdiction and Grounds for Divorce states that:

- a. Petitioner was a resident of the county where this court is located at the time of filing and for at least three months prior to filing.
- b. The parties are currently married.
- c. The grounds for divorce are irreconcilable differences and are stated fully in the affidavit in support.
- d. The Findings of Fact and Conclusions of Law, and Decree conform to the Verified Petition which forms the basis for entry of the decree by default.

DATED _____

Petitioner Signature

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I mailed a copy of the foregoing Request to Submit for Entry of Default Divorce Decree, postage prepaid, to Respondent at:

Petitioner

Name: a
Address:
,
Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

vs.

b,
Respondent.

*
*
*
*
*
*
*
*
*
*

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW**

Case No. _____

Commissioner: _____

Judge: _____

This matter came before the court on PETITIONER'S AFFIDAVIT OF JURISDICTION AND GROUNDS FOR DIVORCE in accordance with Rule 104, Utah Rules of Civil Procedure. More than ninety days has passed since this matter was filed with the Court, or the court has waived the 90 day waiting period. The Court has reviewed the file in this matter and has determined that based upon the documents provided, Respondent has been properly served with a copy of the VERIFIED PETITION and the court has jurisdiction to enter a final DECREE OF DIVORCE. The Court having considered the affidavit of Petitioner and being otherwise fully advised, enters its:

FINDINGS OF FACT

1. The Petitioner and/or the Respondent are bona fide residents of BEAVER County, State of Utah and have been for at least three months immediately prior to the filing of this action.
2. The Petitioner and the Respondent were married on 02/02/2000 in aaa, Utah, County of Beaver and are presently married.

3. During the course of the marriage the parties have experienced difficulties that cannot be reconciled that have prevented the parties from pursuing a viable marriage relationship.

4. It is fair and equitable that all personal property be divided as the parties have already divided it.

5. Petitioner is not aware of any debts from the marriage. Should any debts exist, it is fair and equitable that each debt be the responsibility of the party incurring the debt.

6. The parties did not acquire any real property during the marriage.

7. It is fair and equitable that Respondent be awarded a sum of not less than \$111 per month as alimony from the Petitioner. Alimony payments shall begin the month immediately following the entry of the order for alimony. The monthly alimony support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless custodial parent uses the Office of Recovery Services to collect support. Alimony due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Alimony due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month. Should the custodial parent use the Office of Recovery Services to collect support, alimony shall be due on the first day of each month and delinquent on the first day of the following month. Petitioner's alimony obligation shall terminate upon Respondent's remarriage, cohabitation, or on 11/11/2001, whichever occurs first.

8. The parties have not acquired any interest in any retirement program (including military retirement), nor have they acquired any interest in any pension or profit sharing plan during the course of the marriage.

9. There are no children at issue in this marriage.

10. It is fair and equitable that both parties be ordered to sign and fully execute whatever documents are necessary for the implementation of the provisions of this divorce decree. Should a

party fail to execute a document within 60 days of the entry of this divorce decree, the other party may bring an Order to Show Cause at the expense of the disobedient party and seek that the Court appoint some other person to execute the document pursuant to Rule 70 of the Utah Rules of Civil Procedure. Any document executed pursuant to Rule 70 has the same effect as if executed by the disobedient party.

11. Prior to any Petition being filed to change any provision of the final Decree of Divorce, the parties must attempt to resolve the issue through mediation.

From the foregoing Findings of Fact, the Court now makes and enters its:

CONCLUSIONS OF LAW

The Court concludes that the parties are subject to the jurisdiction of the Court as set out above under the Court's Findings of Fact, and that the Petitioner is entitled to a Decree of Divorce, the same to become final upon entry herein.

The Court concludes that all other issues of dispute have been resolved by the Court pursuant to the above Findings of Fact.

DATED _____

DISTRICT COURT JUDGE

Approved as to form:

Respondent's Signature

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I [] mailed or [] hand delivered a copy of the FINDINGS

OF FACTS AND CONCLUSIONS OF LAW, postage prepaid, to Respondent at:

Petitioner Signature

Name: a
Address:
,
Phone:
Pro Se

IN THE FIFTH JUDICIAL DISTRICT COURT
OF BEAVER COUNTY, STATE OF UTAH
Beaver District Court, 2270 South 525 West, PO Box 1683, Beaver, UT 84713

a,
Petitioner,

*
*
*

**DECREE OF DIVORCE
AND JUDGMENT**

vs.

*
*

Case No. _____

b,
Respondent.

*
*
*
*

Commissioner: _____

Judge: _____

This matter came before the court on PETITIONER'S AFFIDAVIT FOR ENTRY OF DIVORCE DECREE in accordance with Rule 104, Utah Rules of Civil Procedure. More than ninety days have passed since this matter was filed with the Court or Petitioner's motion to waive the 90-day waiting period was granted. The Court, having found and entered it FINDINGS OF FACT AND CONCLUSIONS OF LAW and being otherwise fully advised, it is hereby,

ORDERED, ADJUDGED AND DECREED:

That the Petitioner is awarded a DECREE OF DIVORCE from the Respondent, to become final upon signature and entry.

1. All personal property is awarded as the parties have already divided it.
2. Should any debts exist from this marriage, each debt shall be the responsibility of the party incurring the debt.
3. The parties did not acquire any real property during the marriage.

4. The Respondent is awarded a sum of not less than \$111 per month as alimony from the Petitioner. Alimony payments shall begin the month immediately following the entry of the order for alimony. The monthly alimony support shall be paid one half on or before the 5th day of each month, and the other half on or before the 20th day of each month, unless custodial parent uses the Office of Recovery Services to collect support. Alimony due and not paid on or before the 5th day of the month is delinquent on the 6th day of the month. Alimony due and not paid on or before the 20th day of the month is delinquent on the 21st day of the month. Should the custodial parent use the Office of Recovery Services to collect support, alimony shall be due on the first day of each month and delinquent on the first day of the following month. Petitioner's alimony obligation shall terminate upon Respondent's remarriage, cohabitation, or on 11/11/2001, whichever occurs first.

5. The parties have not acquired any interest in any retirement program (including military retirement), nor have they acquired any interest in any pension or profit sharing plan during the course of the marriage.

6. There are no children at issue in this marriage.

7. Both parties are ordered to sign and fully execute whatever documents are necessary for the implementation of the provisions of this divorce decree. Should a party fail to execute a document within 60 days of the entry of this divorce decree, the other party may bring an Order to Show Cause at the expense of the disobedient party and seek that the Court appoint some other person to execute the document pursuant to Rule 70 of the Utah Rules of Civil Procedure. Any document executed pursuant to Rule 70 has the same effect as if executed by the disobedient party.

8. Prior to any Petition being filed to change any provision of the final Decree of Divorce, the parties must attempt to resolve the issue through mediation.

DATED _____

DISTRICT COURT JUDGE

Approved as to form:

Respondent's Signature

CERTIFICATE OF MAILING/DELIVERY

On _____ (date) I [] mailed or [] hand delivered a copy of this DECREE OF DIVORCE AND JUDGMENT, postage prepaid, to:

Petitioner Signature

12. Mandatory Divorce Mediation Required for Contested Divorces

What is the requirement?

If either you or your spouse files an answer to (contests) a divorce petition after May 1, 2005 that designates that you do not agree with the terms listed in the divorce petition, the contested issues are required to be referred to mediation. Parties are required to participate in at least one session of mediation to attempt to resolve the issues in dispute. (If the divorce petition is not contested and you both agree to the terms of the divorce, you are not required to mediate since there is nothing in dispute.) Parties involved in a contested divorce must participate in mediation before the case can move forward in the court system, unless they are excused from the mediation requirement for good cause. This requirement does not preclude the entry of pretrial (temporary) orders.

Parties are responsible for identifying and paying a mediator to provide this service. Unless otherwise ordered by the court or agreed by the parties, the cost of mediation will be divided equally between the parties. The mediator who provides these services must be qualified on the ADR Court Roster to provide Divorce Mediation in accordance with Utah Code § 78B-6-205. A list of mediators in your area is available on the court website at www.utcourts.gov/mediation/divmed/public.asp or you can request a written copy by calling the Divorce Mediation Help Line at 1-800-620-6318.

If the parties are unable to afford a mediator, they may submit a Divorce Mediation Program Income Survey to the ADR Office to be considered for financial assistance to qualify for up to four hours of free divorce mediation. For more information on this contact the Divorce Mediation Help Line at 1-800-620-6318 or the form is available on line at www.utcourts.gov/mediation/divmed/forms.asp.

Parties who do not feel their case is appropriate for mediation may be excused for good cause by the Court, The ADR Office, or a Court Qualified Mediator. If excused by the ADR Office or a Court Qualified Mediator, a notice will be sent to the court to allow the case to move forward. Reasons parties may be excused from mediation will vary from case to case and may include: the level of conflict between the parties, one or both parties do not feel safe or able to fully express themselves in a mediation process, and others as determined by the Court, The ADR Office or a Court Qualified Mediator. An application can be submitted in order to have the specifics of the case considered to be excused for good cause and is available online at www.utcourts.gov/mediation/divmed/forms.asp.

Why is mediation required?

Mediation is appropriate in family related matters because it encourages collaborative problem solving by the parties. Mediation provides the greatest opportunity for direct communication and the sharing of information that can be critical to the successful resolution of disputes and when children are involved, the implementation of parenting agreements. Mediation offers an environment well-suited to identifying and addressing the strong emotional issues associated with divorce and parenting conflicts. Mediation is structured to focus parties on a common interest: the resolution of the disputed issues and when children are involved, the future of their children. The informality and flexibility of the mediation process allows issues to be discussed that might otherwise be raised in a more adversarial or narrowly-focused process.

The benefits of mediation include:

1. You directly participate in finding solutions to the issues in dispute
2. Mediation allows you to resolve your case more quickly
3. Mediation is less expensive
4. Mediation promotes relationships and you will end the process with a better relationship with your former spouse
5. Mediation is less stressful than court.

For more information visit www.utcourts.gov/mediation/divmed/

13. Questions and Answers

Where do I file the petition?

You file in the District Court in the county where you or your spouse live. You or your spouse must have lived in the state and the county at least three months immediately prior to filing for divorce. The District Court's address where you file is in the heading of each of your documents. District Courts are also listed in the blue pages of the local phone book under State Government, Courts, District Courts or you can find the address of any District Court on the courts' web site at <http://www.utcourts.gov/dir>

When will my divorce be final?

Your divorce becomes final when the FINDING OF FACT AND CONCLUSIONS OF LAW, and DECREE OF DIVORCE are signed by the judge and entered into the court's record. Allow 15 working days from the submission of your last set of documents before calling the court clerk to inquire as to the status of your divorce. Have your case number ready.

Where can I read the statutes that govern divorce in Utah?

*Divorce and related issues: Utah Code §§ 30-3-1 through 30-3-38
Support collection by the Utah Office of Recovery Services: Utah Code Ann. §§ 62A-11-401 through 504
Child Support, medical, day care and tax deductions for the children: Utah Code §§ 78B-12-101 through 78B-12-117. These statutes can be found online at <http://www.le.state.ut.us> .*

Where can I find an attorney to help me?

If you do not have an attorney, contact the Utah State Bar's Lawyer Referral Services: 801-531-9075 or 1-800-662-9054 for a list of attorneys or agencies that provide legal representation for pay. <http://www.utahbar.org>

What if I can't afford an attorney?

There are a number of agencies which provide various levels of free legal advice. A list of these agencies and organizations is listed below.

*Utah Legal Services Statewide Intake
Outside of Salt Lake County 1-800-662-4245
Salt Lake County 328-8891*

Legal Aid Society of Salt Lake 1-801-328-8849

*Tuesday Night Bar
Law and Justice Center
645 South 200 East
Salt Lake City, Utah 84111
Call for appointment 1-801-531-9075*

END OF YOUR DOCUMENTS