

I am the Petitioner

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

In the District Court of Utah
Judicial District, _____ County

Petitioner	Verified Petition for Divorce
v.	Case Number: _____
Respondent	Judge: _____
	Commissioner: _____

I, _____, am the petitioner. I say:

Three-month residency

1. _____ and _____ were residents of _____ on the date this case was filed. _____ and _____ were residents for at least three months immediately before filing this case.

Marriage

2. _____ and _____ were married on _____ in _____. We are currently married.

Grounds and divorce

3. _____ asks for a divorce from _____ on the grounds of irreconcilable differences.

4. _____ and _____ separated on _____.

Children

5. _____ 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**
- b. _____ **Born**

Children – Jurisdiction over custody and parent-time issues (Utah Code 78B-13-102(7), 201(1), and 208)

6. Utah has jurisdiction over the custody and parent-time issues in this case because:

- Utah is the home state of the parties' minor children under Utah Code 78B-13-102(7), or
- This case meets the criteria under Utah Code 78B-13-201(1), 207, and 208.

During the last five years, the minor children have lived at the following places and with the following people:

- a.
 - i. State: **UT**
 - Address: _____
 - Began living there: _____
 - Resided With: _____
 - Relationship to this child: _____
 - Current Address of _____ :

Children – Other court proceedings

(Utah Rule of Civil Procedure 100; Utah Uniform Child Custody Jurisdiction and Enforcement Act, UCCJEA, Utah Code 78B-13-101 et seq.; Utah Uniform Interstate Family support Act, UIFSA, Utah Code 78B-14-101 et seq.)

7. I say the following:

- a. There are no custody, child support, or parent-time cases about _____ and _____ minor children in any court or government agency. This includes filed, pending, and completed cases.

b. _____ does not know of any criminal, delinquency, or protective order cases involving _____, _____, or their children.

c. _____ and _____ have physical custody of _____, _____ our child. We are the only people who have custody, child support, and parent-time rights to _____.

Children - custody

8. It is in the children's best interest that the parties be awarded Joint Legal and Joint Physical Custody. _____ is filing a separate parenting plan and verifies the plan is filed in good faith.

9. The children will live in _____'s home _____ overnights each year and in _____'s home _____ overnights each year.

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

10. _____'s gross monthly income for child support purposes is \$ _____. She receives the following gross monthly income: _____.

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

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

11. _____'s gross monthly income for child support purposes is _____.

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

Child support (Utah Code 78B-12-202 et seq.)

12. _____ believes the guideline amount for child support is unjust, inappropriate, or not in the best interest of our children for the following reasons:

13. It is in the best interest of the parties' children that neither party be ordered to pay child support to the other. This deviates from the Utah Uniform Child Support

Guidelines.

14. Child support payments will start the month immediately following entry of the order. The payment schedule will be:

- one half by the 5th day of each month, and
- the other half by the 20th day of each month.

Child support not paid by the 5th day of the month is past due on the 6th day of the month.

Child support not paid by the 20th day of the month is past due on the 21st day of the month.

If the Office of Recovery Services is used to collect support, their payment schedule will be followed.

15. The issue of past-due child support may be decided by future court or administrative action.

16. The parties must notify each other within 30 days of any change in their income.

Dependent children for tax purposes

17. _____ 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)

18. Both parents 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:

- **spouse's** insurance will be primary coverage.

- **spouse's** insurance will be secondary coverage.
- c. Both parties will equally share the out-of-pocket costs of the insurance premium.
 - 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)

19. 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)

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

Personal property (Utah Code 30-3-5)

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

Debts

22. Each party will be ordered to assume and pay debts as follows. The party assuming the debt must put the debt in their name and pay it. If they can't put the debt in their name, they must still pay it. If a party pays a debt they are not responsible for, they can recover that amount from the responsible party.

Credit card debt

a. Credit Card:

Credit Card Number:

Purchases:

Amount owed on debt:

Credit Card Owner:

will pay:

Person to provide creditor divorce decree:

Medical debt

b. Health Care Provider:

Street:

Medical Services:

Amount owed on debt:

Debt in name of:

will pay:

Person to provide creditor divorce decree:

Installment loan debt

c. Debt owed to:

Street:

City, State, Zip:

Loan Description:

Amount owed on debt:

will pay:

Person to provide creditor divorce decree:

Other debt

d. Debt owed to:

Street:

City, State, Zip:

Description of debt:

Amount owed on debt:

will pay:

Person to provide creditor divorce decree:

Real property

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

a. type of the property:

i. Address:

ii. Tax Identification Number:

iii. Legal description:

iv. Mortgage information and payments:

This mortgage is:

Lender:

Address:

Amount Owed:

Monthly Payment:

_____ will pay this mortgage after the divorce.

_____ will provide a copy of the divorce decree to the lender.

b. This property will be:

Business interests

24. The parties' ownership interests in business will be divided as follows:

a. Business name:

Address:

Phone:

Nature of business:

Ownership percent:

Ownership percent:

Total value parties own together:

Ownership of business after divorce:

Alimony

25. Neither party will pay alimony.

Retirement money

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

Duty to sign documents

27. The parties will sign all documents necessary to comply with the divorce decree within 60 days from entry of the decree. If a party fail to signs 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)

asks to be granted a divorce pursuant to the terms of this petition, and for such other relief as the court deems equitable and just.

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

Date

Signature _____