

Name: Erik Jon Forslund
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Pro Se I am the Petitioner

Online Court Assistance Program

IN THE SECOND JUDICIAL DISTRICT COURT
OF DAVIS COUNTY, STATE OF UTAH
Second District Court, 800 West State Street, P.O. Box 769, Farmington UT 84025

Erik Jon Forslund,
Petitioner,

**DECREE OF DIVORCE
AND JUDGMENT**

vs.

Case No. 14700927

Charlotte Wray,
Respondent.

Commissioner: Dillon

Judge: Morris

This divorce action is before the court on Erik Jon Forslund's VERIFIED PETITION FOR DIVORCE. The Court having found and entered its FINDINGS OF FACT AND COLCLUSIONS OF LAW and being otherwise fully advised, adjudges and decrees as follows:

DIVORCE

1. Erik Jon Forslund is awarded a Decree of Divorce from Charlotte Wray, to become final upon signature and entry.

CHILDREN

2. There are no children from this marriage.

PERSONAL PROPERTY

3. The following vehicles are divided as indicated:

a. Erik Jon Forslund is awarded the following vehicles:

i. BMW, 235i, 2014

Estimated current value: \$45,000.00

This vehicle is security for the following loans:

Lender: **BMW Financial**
Address: **5550 Britton Parkway**
Hilliard, OH, 43026
Amount Owed: **\$45,000.00**
Monthly Payment: **\$559.00**
Erik Jon Forslund will pay: The entire debt.
Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

b. **Charlotte Wray** is awarded the following vehicles:

i. **BMW, 320xi, 2014**

Estimated current value: **\$32,000.00**

This vehicle is security for the following loans:

Lender: **BMW Financial**
Address: **Britton Parkway**
Hilliard OH, 43026
Amount Owed: **\$32,000.00**
Monthly Payment: **\$357.00**
Charlotte Wray will pay: The entire debt.
Person to provide creditor Decree of Divorce: **Charlotte Wray**

c. The following vehicles are divided as described.

4. The following bank and credit union accounts are divided as indicated:

a. Account number: **8213**

Name of Institution: **Zions Bank**

Account Balance: **\$4,000.00**

Divide as follows: **Award to party whose name is on the account.**

b. Account number: **6439**

Name of Institution: **University of Utah**

Account Balance: **\$100.00**

Divide as follows: **Award to party whose name is on the account.**

c. Account number: **3400**

Name of Institution: **University of Utah CU**

Account Balance: **\$500.00**

Divide as follows: **Award to party whose name is on the account.**

d. Account number: **Not Available at Time Petition Filed**

Name of Institution: **Deseret First CU**

Account Balance: **\$100.00**

Divide as follows: **Award to party whose name is on the account.**

5. The following personal property is divided as indicated:
- a. **Erik Jon Forslund** shall receive the following property:
 - i. **desk**
 - ii. **guest bed**
 - b. **Charlotte Wray** shall receive the following property:
 - i. **Master Bedroom Set**
 - ii. **table and chairs**
 - iii. **couch**
 - c. The following property will be divided as described.
 - i. Property Item: **Washer/Dryer**
Divide as follows: **Charlotte has agreed to give me the washer and dryer as part of the settlement**
6. All other personal property shall be divided as the parties have already divided it.

DEBTS

7. Each party is ordered to assume and pay debts and hold the other harmless from liability as follows:

- a. Debt owed to: **Bmw Financial Services**
Description of debt: **BMW lease #9032**
Amount owed on debt: **\$9,639.00**
Charlotte Wray will pay: **The entire debt.**
Person to provide creditor Decree of Divorce: **Charlotte Wray**
- b. Debt owed to: **BMW Financial**
Description of debt: **BMW Lease #8035**
Amount owed on debt: **\$17,696.00**
Erik Jon Forslund will pay: **The entire debt.**
Person to provide creditor Decree of Divorce: **Erik Jon Forslund**
- c. Debt owed to: **PennyMac Loan Services**
Description of debt: **Mortgage on Primary Residence #8359**
Amount owed on debt: **\$293,000.00**
The debt will be paid as follows: **We have reached an agreement for me to buyout her equity for \$12,000, I will be paying this debt**
Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

d. Debt owed to: Not Available at time Petition Filed

Description of debt: **Student Loans**

Amount owed on debt: **Not available at time petition filed.**

Charlotte Wray will pay: **The entire debt.**

Person to provide creditor Decree of Divorce: **Charlotte Wray**

e. Debt owed to: BMW Credit Card

Description of debt: **Visa #1176**

Amount owed on debt: **\$3,200.00**

The debt will be paid as follows: **Erik has made an offer to payoff this debt for her**

Person to provide creditor Decree of Divorce: **Charlotte Wray**

f. Debt owed to: USAA Master Card

Description of debt: **Visa #2648**

Amount owed on debt: **\$4,900.00**

The debt will be paid as follows: **Erik will pay 100% of this debt as part of settlement offer**

Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

g. Debt owed to: Capital Once Master Card

Description of debt: **master card #3421**

Amount owed on debt: **\$1,000.00**

The debt will be paid as follows: **Erik will pay 100% of this debt as part of a settlement offer**

Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

h. Debt owed to: IRS Department of Treasury

Description of debt: **2012 1040 joint return income taxes**

Amount owed on debt: **\$5,000.00**

The debt will be paid as follows: **Erik will pay 100% of this debt as part of settlement offer**

Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

i. Debt owed to: Chase Credit card

Description of debt: **Chase Visa**

Amount owed on debt: **\$800.00**

The debt will be paid as follows: **As part of the settlement Erik has offered to pay this debt**

Person to provide creditor Decree of Divorce: **Charlotte Wray**

j. Debt owed to: Barclays Bank

Description of debt: **Master Card #2403**

Amount owed on debt: **\$600.00**

The debt will be paid as follows: **Erik will pay 100% of debt as part of settlement offer**

Person to provide creditor Decree of Divorce: **Erik Jon Forslund**

REAL PROPERTY

8. During the course of the marriage, the parties acquired the following real property:

a. **Primary Residence**

- i. Address: **981 S. lakeview drive, Bountiful, ut 84010-**
- ii. Tax Identification Number: **041320113**
- iii. Legal description: **ALL OF LOT 113, BARTON WOODS PUD PLAT A. CONTAINS 0.184 ACRES**

b. This property shall be divided as follows:

Erik Forslund shall receive sole and exclusive ownership of this real property. Charlotte shall receive part of the equity existing in the property at the date of the entry of the Decree of Divorce. The parties agree that the equity at date of the divorce is \$24,000 (amount of equity). Charlotte Wray's share is \$12,000 (Respondent's share of equity). Charlotte shall sign a Quit-Claim deed to Erik at the time the divorce is entered, but shall retain an equitable lien against the property in the amount of \$12,000(Charlotte's share of equity). Upon Petitioner/Erik paying the equitable lien amount, \$12,000, to Respondent/Charlotte she shall sign a second Quit-Claim deed removing the lien from the property.

The agreed upon equity is based upon what we each would net minus what the real estate fees would cost to sell the home to a 3rd party. The value was determined based upon our 90+ day effort to sell the home.

BUSINESS INTERESTS

9. The parties' ownership interests in businesses should be divided as follows:

- a. **Business Name: silver stone recruiting**
Address: 10 W 100 S, Salt lake City, UT, 84101
Phone: (650) 331-1593
Nature of Business: HR/Recruiting Agency
Ownership Percent: Erik Jon Forslund 100%
Ownership Percent: Charlotte Wray 00%
Total Value Parties Own Together: \$0.00

Award Ownership of Business as follows: **The business has 0 income and no current clients it was formed prior to the marriage 8/2011. The ownership is 100% in Erik's name and he asks that it remain that way.**

ALIMONY

10. **Charlotte Wray** is awarded a sum of not less than **\$1,610.00** per month as alimony from **Erik Jon Forslund**. **Erik Jon Forslund's** alimony obligation shall terminate upon **Charlotte Wray's** remarriage, cohabitation, or on **10/31/2014**, whichever occurs first.

11. 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 a 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 a 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.

RETIREMENT MONEY - PENSIONS AND PLANS

12. The parties have retirement money. The owner of the retirement money (Plan Participant) shall cooperate fully in whatever is necessary for both parties to have full access to all of the information concerning the pension plan, retirement account, moneys and/or benefits, including signing any necessary forms for release of the information to the other party (Alternate Payee). In the event that the owner (Plan Participant) receives any of the retirement money awarded to the other party (Alternate Payee), the owner (Plan Participant) shall receive that money in the form of a constructive trust for the other party (Alternate Payee) and the owner (Plan Participant) is ordered to pay the benefit directly to the other party (Alternate Payee) within five days of its receipt. Information on the pension plans, retirement accounts, moneys and/or benefits and how they are to be divided is listed below:

- a. Company: **TradeKing**
 - i. Plan Name: **Charlotte Wray ROTH IRA**
 - ii. Plan Administrator **Not available at time petition filed.**

- iii. Account Number **6259**
 - iv. This plan is in the name of **Charlotte Wray**
 - v. Plan Value: **\$1,000.00**
 - vi. The entire account should be awarded to **Charlotte Wray**.
- b. Company: **TradeKing**
- i. Plan Name: **Erik Forslund ROTH IRA**
 - ii. Plan Administrator **Not available at time petition filed.**
 - iii. Account Number **6107**
 - iv. This plan is in the name of **Erik Jon Forslund**
 - v. Plan Value: **\$900.00**
 - vi. The entire account should be awarded to **Erik Jon Forslund**.

ADDITIONAL PROVISIONS

13. The parties shall adhere to the following additional provision:

- a. **Charlotte Agrees to file a joint tax return for 2013 and we will both file individual tax returns for 2014.**
- b. **Erik will pay health care expenses and premiums for Charlotte until divorce is finalized.**
- c. **Erik agrees to pay all legal costs/fees associated with a pro se divorce**

DUTY TO SIGN DOCUMENTS WHICH IMPLEMENT DECREE OF DIVORCE

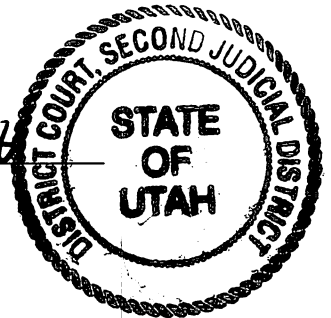
14. Both parties are ordered to sign and fully execute whatever documents are necessary for the implementation of the provisions of their divorce decree. Should a party fail to execute a document within 60 days of the entry of their divorce decree, the other party may bring an Order to Show Cause at the expense of the disobedient party and ask 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.

MEDIATION REQUIRED PRIOR TO MODIFICATION

15. 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 9/16/14


District Court Judge



CERTIFICATE OF DELIVERY

On 9-1-14 (date) I mailed or hand delivered a copy of this
DECREE OF DIVORCE AND JUDGMENT, to:

Charlotte Wray
136 Paracle Circle
Farmington, UT 84025-

Sign here 
Erik Jon Forslund