

FILED
MAY - 5 2020
4TH DISTRICT
STATE OF UTAH
UTAH COUNTY

Jovan Marie Bonkosky
Protected Address

Online Court Assistance Program

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

I am the Petitioner

In the District Court of Utah
Fourth Judicial District, Utah County
Fourth District Court, 137 North Freedom Blvd, Provo UT 84601

Jovan Marie Bonkosky Petitioner	Divorce Decree and Judgment
v.	Case Number: 204400758
Jared Marcus Bonkosky Respondent	Judge: Derek P Pullan
	Commissioner: Sean Petersen

The court decrees:

Divorce

1. **Jovan Marie Bonkosky** is granted a divorce based on her Affidavit of Jurisdiction and Grounds. The divorce will become final upon entry of the divorce decree.

Children

2. **Jovan Marie Bonkosky** and **Jared Marcus Bonkosky** 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. **Cali Celisa Bonkosky** **Born 07/06/2007**
- b. **Hayli Rebecca Bonkosky** **Born 06/18/2008**
- c. **Naomi Bliss Bonkosky** **Born 11/02/2014**

Children - custody

3. **Jovan Marie Bonkosky** is awarded sole legal and sole physical custody of the

* Parent time from Petition

Parent-time - Jared Bonkosky (Respondent)

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

The children will live with Jovan Marie Bonkosky and will have parent-time with Jared Marcus Bonkosky according to a custom parent-time schedule. Jovan Marie Bonkosky will be the "custodial" parent.

1. No parent time for respondent while he is incarcerated. If and when respondent is released from incarceration, the following will apply to parent time.
2. No parent time should be granted until respondent has completed the following steps entirety.
 - a. Respondent (Jared) must take a sexual abuse evaluation after being released from incarceration. (Jared). The sexual abuse evaluation will be conducted by a licensed therapist that specializes in child sexual abuse. The therapist shall be approved by petitioner (Jovan); all costs and fees to be covered by respondent (Jared).
 - b. Respondent will follow all of the recommendations of the sexual abuse evaluation and sign a release so that petitioner (Jovan) may review records thereof and speak to the providers thereof.
 - c. Upon completing said recommendations, respondent must provide proof of the sexual abuse evaluation and following of recommendations thereof. Respondent may then petition the court for supervised parent time with the two younger children, which if granted should take the following form: Working in consultation with the children's therapist to reintroduce the children with their father, short visits in a therapeutic setting should be allowed, supervised by said therapist or other adult approved-of by petitioner. After reintroduction, visits will be no more than 1 hr a week and will be supervised by an agency that is previously approved of by petitioner (Jovan) all costs and fees to be paid in full by respondent (Jared).
 - d. For the parties' oldest child, victim of respondent's abuse, no parent time should be allowed. If a licensed therapist agrees that it would be beneficial for the child, meetings may be set up in a therapeutic setting, solely for the well-being of the oldest child, and no parent time beyond that should be granted. (Licensed therapist must be approved by petitioner (Jovan)).

children. **Jared Marcus Bonkosky** will have ~~parent time at reasonable times and places.~~ *Please see attached parent time from Petition.

Parent-time

Parent-time for special occasions

4. 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	No parent time.
Columbus Day Weekend	No parent time.
Fall School Break (If applicable, commonly known as U.E.A. weekend)	No parent time.
Halloween	No parent time.
Veterans' Day	No parent time.
Thanksgiving Break	No parent time.
Winter Break	No parent time.
Christmas Eve	No parent time.
Christmas Day	No parent time.

Special Occasion	Parent-Time Schedule
New Year's Eve	No parent time.
New Year's Day	No parent time.
Dr. Martin Luther King Jr. Day Weekend	No parent time.
Presidents' Day Weekend	No parent time.
Spring School Break	No parent time.
Mother's Day	No parent time.
Memorial Day Weekend	No parent time.
Father's Day	No parent time.
Summer School Break / Vacation	No parent time.
Independence Day	No parent time.
Pioneer Day	No parent time.
Children's Birthdays	No parent time.
Jovan Marie Bonkosky's Birthday	With me always.
Jared Marcus Bonkosky's Birthday	No parent time.

Parent-time transfers

5. 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.

6. The school the children will attend is based on a specific plan for where the children will attend school: **They are apart of a distant learning program through Canyon Grove Academy. . Jovan Marie Bonkosky** has authority to check the children out of school. **Jovan Marie Bonkosky** has access to the children during school.

Communication with each other

7. Parents will communicate with each other:

- By letter

Communication with the children

8. 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:

- At any reasonable times:
Weekends between **None** and **None**.
Holidays between **None** and **None**.
School days **None** and **None**.
School vacation days **None** and **None**.

Records and information sharing

Other terms regarding records and information sharing:

Only Petitioner (Jovan) will have access to child records as sole custodial parent.

Travel by the children

9. 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)

10. Neither parent is a servicemember.

Child care

11. A child care provider for our children must be:

- **Other qualifications:**

Petitioner will approve anyone used for childcare.

Relocation of a parent

(Utah Code 30-3-37)

12. Other terms about relocating:

If in the future parent time changes respondent (Jared) will travel to the children for any scheduled parent time with all costs to be paid by respondent (Jared).

13. 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 paid by **Jared Marcus Bonkosky**.

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

Changing the plan

14. This plan remains in effect until changed. A change must be agreed to by both parents and in the following manner:

- **All changes to be made in writing, signed and notarized by both parties.**

Resolving disputes

15. 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:

Income: Jovan Marie Bonkosky (Utah Code 78B-12-203)

16. **Jovan Marie Bonkosky's** gross monthly for child support purposes is **\$2,405.00**. her base child support amount using the sole custody calculation is **\$784.00** per month. She receives the following gross monthly income:

- a. **Jovan Marie Bonkosky** is employed at **Stilling & Harrison, PLLC**. She earns **\$1,625.00** gross (pre-tax) monthly income working a 40-hour a week job or

less.

b. **Jovan Marie Bonkosky** has income in the amount of **\$780.00** per month from the following source:

Part time job, Lendio, Lehi UT

Income: Jared Marcus Bonkosky

17. **Jared Marcus Bonkosky's** gross monthly income for child support purposes is **\$0.00**. his base child support amount using the sole custody calculation is **\$30.00** per month. He receives the following gross monthly income:

Child support

18. It is in the best interest of the children that neither party pay child support. This deviates from the Utah Uniform Child Support Guidelines.

19. Once a child is no longer eligible to receive child support, the support amount for the eligible children should be recalculated using the child support worksheet (Utah Code 78B-12-202 et seq.). The parties may not divide the base child support award by the number of children and subtract that amount from the prior child support amount.

20. Child support will be paid as follows:

Upon being released respondent should pay child support to the petitioner by the first of every month following the first month of his release.

a. The sole custody worksheet was used to calculate child support.

- **Jovan Marie Bonkosky's** base child support amount is **\$784.00** per month.
- **Jared Marcus Bonkosky's** base child support amount is **\$30.00** per month.

If physical custody of a child changes from what the court orders:

- The parent owing support must pay the support amount to whomever has physical custody of the child.
- The parent must pay the support amount without asking the court to modify the child support order.
- This does not apply to temporary parent-time changes. (Utah Code 78B-12-108).

Child Support Reduction for Extended Parent-Time

21. If a child lives with the non-custodial parent by court order or written agreement of the parties for:

- 25 of any 30 consecutive days, base child support will be reduced by 50% for each child who lives with the non-custodial parent during that time. (Utah Code 78B-12-216(1)(a)).
- 12 of any 30 consecutive days, base child support will be reduced by 25% for each child who lives with the non-custodial parent during that time. (Utah Code 78B-12-216(1)(b)).

The custodial parent's normal parent-time and holiday parent-time do not count as an interruption of the consecutive day requirement.

22. If a child receives cash assistance through the T.A.N.F. or F.E.P. programs, any agreement by the parties to reduce child support during extended parent-time must be approved by the Office of Recovery Services.

23. **Jared Marcus Bonkosky** will give **Jovan Marie Bonkosky** the information needed to set up direct deposit through **Jovan Marie Bonkosky's** employer. Once **Jovan Marie Bonkosky** has the information, she will have her employer set up direct deposit to an account of **Jared Marcus Bonkosky's** choice.

24. **Jovan Marie Bonkosky** will give **Jared Marcus Bonkosky** the information needed to set up direct deposit through **Jared Marcus Bonkosky's** employer. Once **Jared Marcus Bonkosky** has the information, he will have his employer set up direct deposit to an account of **Jovan Marie Bonkosky's** choice.

25. The person ordered to receive child support can request mandatory income withholding (Utah Code 62A-11 parts 4 and 5). If support is past due, the State of Utah may take federal or state tax refunds or rebates and apply the amounts to the child support owed.

Withheld income will be sent to the Office of Recovery Services (ORS) until all past-due support is paid. Child support payments will be sent to:

Office of Recovery Services

PO Box 45011

Salt Lake City, Utah 84145-0011

unless ORS gives notice that payments should be sent elsewhere.

If ORS begins mandatory income withholding, child support is due on the first day of each month and will be past due on the first day of the next month.

26. **Jared Marcus Bonkosky** will pay any ORS fees. If **Jovan Marie Bonkosky** is the ORS applicant and the fees are withheld from payments to **Jovan Marie Bonkosky**, **Jared Marcus Bonkosky** will reimburse **Jovan Marie Bonkosky**.

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

28. The parties must notify each other of any change in their income as follows:

Respondent (Jared) is currently unemployed because he is incarcerated. Upon being released he should be imputed his historical income of \$4,024.00/mo and begin paying child support to petitioner (Jovan) the month after release in the amount of \$995.00 as reflected by the child support worksheet as Exhibit B obligation

Dependent children for tax purposes

29. **Jovan Marie Bonkosky** may claim the parties' children as dependents/exemptions for tax purposes.

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

30. **Jovan Marie Bonkosky** must maintain medical, hospital, and dental care 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:

- **Jovan Marie Bonkosky's** insurance will be primary coverage.
- **Jared Marcus Bonkosky's** 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:

- **Jovan Marie Bonkosky spouse's** insurance will be primary coverage.
- **Jared Marcus Bonkosky spouse's** 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)

31. 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)

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

Personal property (Utah Code 30-3-5)

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

34. The following vehicles will be divided as indicated:

a. **Jovan Marie Bonkosky** will receive the following vehicles:

i. Make: **Chrysler**, Model: **Town and Country**, Year: **2010**

Estimated current value: **\$3,000.00**

Owner (before divorce): **Jovan Marie Bonkosky**
Jared Marcus Bonkosky

b. **Jovan Marie Bonkosky** will receive the following vehicles:

i. Make: **Hyundai**, Model: **Elantra**, Year: **2017**

Estimated current value: **\$10,000.00**

Owner (before divorce): **Jovan Marie Bonkosky**
Jared Marcus Bonkosky

Lien 1

This vehicle is security for the following loans

Lender: **Utah Prison Employee Credit Union**

Address: **14425 Bitterbrush Lane**

Draper , UT 84045

Amount Owed: **\$14,739.18**

Monthly Payment: **\$319.00**

Jovan Marie Bonkosky will pay: **The entire debt.**

Person to provide creditor divorce decree: **Jovan Marie Bonkosky**

c. **Jovan Marie Bonkosky** will receive the following vehicles:

i. Make: **Dodge**, Model: **Journey**, Year: **2016**

Estimated current value: **\$15,000.00**

Owner (before divorce): **Jovan Marie Bonkosky**
Jared Marcus Bonkosky

Lien 1

This vehicle is security for the following loans

Lender: **Utah Prison Employee Credit Union**

Address: **14425 Bitterbrush Lane**

Draper, UT 84045

Amount Owed: **\$21,500.18**

Monthly Payment: **\$319.00**

Jovan Marie Bonkosky will pay: **The entire debt.**

Person to provide creditor divorce decree: **Jovan Marie Bonkosky**

35. Bank and credit union accounts are divided as follows:

a. Account number: **6977**

Name of Institution: **Wells Fargo**

Address: **Not Available**

Not Available

Account Balance: **\$5,235.84**

Names on Account: **Jovan Marie Bonkosky**

Jared Marcus Bonkosky

Divide as follows: **Don't divide.**

b. Account number: **7073**

Name of Institution: **Chase Bank**

Address: **1412 N. Exchange Drive**

Saratoga Springs, UT 84045

Account Balance: **\$2,351.00**

Names on Account: **Jovan Marie Bonkosky**

Jared Marcus Bonkosky

Divide as follows: **Don't divide.**

c. Account number: **4649**

Name of Institution: **Utah Prison Employee Credit Union**

Address: **14425 Bitterbrush Lane**

Draper, UT 84020

Account Balance: **\$80.00**

Names on Account: **Jovan Marie Bonkosky**

Divide as follows: **Don't divide.**

d. Account number: **4154**

Name of Institution: **Utah Prison Employee Credit Union**

Address: **14425 Bitterbrush Lane**

Draper, UT 84020

Account Balance: **\$213.54**

Names on Account: **Jovan Marie Bonkosky**

Jared Marcus Bonkosky

Divide as follows: **Don't divide.**

e. Account number: **6959**

Name of Institution: **Wells Fargo**

Address: **Not Available**

Not Available

Account Balance: **\$175.00**

Names on Account: **Jovan Marie Bonkosky**

Jared Marcus Bonkosky

Divide as follows: **Don't divide.**

f. Account number: **9193**

Name of Institution: **Chase Bank**

Address: **1412 N Exchange Drive**

Saratoga Springs, UT 84045

Account Balance: **\$8,227.32**

Names on Account: **Jovan Marie Bonkosky**

Divide as follows: **Don't divide.**

Debts

36. 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: **Visa**

Credit Card Number: **9519**

Amount owed on debt: **\$6,209.72**

Credit Card Owner: **Jovan Marie Bonkosky**

Jovan Marie Bonkosky will pay: The entire debt.

Person to provide creditor divorce decree: **Jovan Marie Bonkosky**

b. Credit Card: **Visa**

Credit Card Number: **0398**

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

Credit Card Owner: **Jared Marcus Bonkosky**

Jared Marcus Bonkosky will pay: The entire debt.

Person to provide creditor divorce decree: **Jared Marcus Bonkosky**

Real property

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

a. **Home:**

- i. Address: **7873 N. Santa Clara Drive, Eagle Mountain, UT 84005;**
- ii. Tax Identification Number: **66-491-0002;**
- iii. Legal description: **Lot 1102, of Plat "11", Silverlake Subdivision, Eagle Mountain, Utah County, Utah .**
- iv. Mortgage information and payments:

This mortgage is: **First Mortgage**

Lender: **Penny Mac**

Address: **3043 Townsgate Road, Suite 200, Westlake Village, CA 91361**

Amount Owed: **\$274,568.48**

Monthly Payment: **\$1,747.66**

Jovan Marie Bonkosky will pay this mortgage after the divorce.

Jovan Marie Bonkosky will provide a copy of the divorce decree to the lender.

b. This property will be divided as follows:

Respondent (Jared) has already signed Power of Attorney for real property and Quit Claim deed to Petitioner (Jovan).

Alimony

38. Neither party will pay alimony.

Retirement money

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

Duty to sign documents

40. 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)

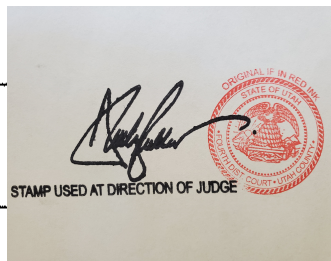
Name after divorce

41. **Jovan Marie Bonkosky** changed her name when the parties married. Her name will be **Jovan Marie Des Combes** after the divorce.

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

DATED May 5, 2020

DATED _____



District Court Judge

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
Jared Marcus Bonkosky Respondent	Mail	3075 N Main Street Spanish Fork, UT 84660	April 24, 2020

4/24/2020
Date

Sign here Jovan Marie Bonkosky
Jovan Marie Bonkosky