

Estuardo Guerrero Perez
854 North 890 West
Orem , UT 84057
(801) 597-9774
eperez@laytonconstruction.com

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

Estuardo Guerrero Perez Petitioner	Divorce Decree and Judgment
v.	Case Number: 204401869
Shanelle Hill Perez Respondent	Judge: <u>LOW</u>
	Commissioner: <u>Ito</u>

The court decrees:

Divorce

1. **Estuardo Guerrero Perez** is granted a divorce based on his Affidavit of Jurisdiction and Grounds. The divorce will become final upon entry of the divorce decree.

Children

2. **Estuardo Guerrero Perez** and **Shanelle Hill Perez** 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. **Lexie Olivia Perez** **Born 06/02/2008**
- b. **Gabriel Alexander Perez** **Born 07/08/2009**

Children - custody

(Utah Code 30-3-35.1(6); Utah Code 30-3-10.7 through 30-3-10.10)

3. The parties are awarded joint legal custody of their children. **Shanelle Hill Perez** is

awarded primary physical custody of the children. **Estuardo Guerrero Perez** has the right to parent-time at reasonable times and places. The children will reside in **Estuardo Guerrero Perez's** home **145** overnights each year and in **Shanelle Hill Perez's** home **220** overnights each year. The court approves the following parenting plan.

Parenting plan parent-time

4. The parents will follow the parent-time schedule in the statute(s).

The children will live with **Shanelle Hill Perez 220** overnights each year and will have parent-time with **Estuardo Guerrero Perez 145** overnights each year according to the statutory parent-time schedule. **Shanelle Hill Perez** will be the "custodial" parent:

A copy of the following statute(s) is attached to the Parenting Plan.

- Children 5-18 (Utah Code 30-3-35)
- Children 5-18 (expanded schedule) (Utah Code 30-3-35.1)

FOR CHILDREN 5 YEARS TO 18 YEARS OF AGE:

Midweek – School in Session: During the time a child's school is in session, one weekday evening to be specified by the noncustodial parent, or Wednesday evening if not specified, from 5:30 - 8:30 p.m.; or, at the election of the noncustodial parent, one weekday from the time the child's school is regularly dismissed until 8:30 p.m.

Midweek – School not in Session: During the time a child's school is not in session, one weekday from approximately 9:00 a.m., accommodating the custodial parent's work schedule, until 8:30 p.m., if the noncustodial parent is available to be with the child.

Changes to Midweek Schedule: Once the weekday is designated, it may not be changed except by mutual written agreement of the parents, or court order.

Alternate Weekends: Alternating weekend parent-time shall begin the first weekend after the entry of the decree. Weekends include any "snow" days, teacher development days, or other days when school is not scheduled and which are contiguous to the weekend period.

School in Session: During the time a child's school is in session alternating weekend parent-time shall be from 6:00 p.m. on Friday until 7:00 p.m. on Sunday, or, at the election of the non-custodial parent, from the time a child's school is regularly dismissed on Friday until 7:00 p.m. on Sunday, continuing each year.

School not in Session: During the time a child's school is not in session a noncustodial parent may elect alternating weekend parent-time to begin on Friday from approximately 9:00 a.m., accommodating the custodial parent's work schedule, until 7:00 p.m. on Sunday, if the noncustodial parent is available to be with the child.

Pick Up by Non-Parent: A step-parent, grandparent, or other responsible adult designated by the noncustodial parent, may pick up the child if the custodial parent is aware of the identity of the individual, and the parent will be with the child by 7 p.m.

Changes to Weekends: Weekend parent-time elections shall be made by the noncustodial parent at the time of entry of the divorce decree or court order, and may be changed by mutual agreement, court order, or by the noncustodial parent in the event of a change in the child's schedule.

Holiday Parent-time: Holidays as specified below in the Special Occasion table.

Extended Parent-time: Extended parent-time with the non-custodial parent may be up to four consecutive weeks when school is not in session, at the option of the non-custodial parent including weekends normally exercised by the non-custodial parent, but not holidays;

- a. two weeks shall be uninterrupted time for the non-custodial parent;
- b. the remaining two weeks shall be subject to parent-time for the custodial parent for weekday parent-time but not weekends, except for a holiday to be exercised by the other parent; and
- c. the custodial parent shall have an identical two-week period of uninterrupted time when school is not in session for purposes of vacation.

Both parents shall provide notification of extended parent-time or vacation weeks with the child at least 30 days prior to the end of the child's school year to the other parent and if notification is not provided timely the complying parent may determine the schedule for extended parent-time for the noncomplying parent.

Electronic communication: Telephone contact shall be at reasonable hours and for a reasonable duration. Virtual parent-time, if the equipment is reasonably available and the parents reside at least 100 miles apart, shall be at reasonable hours and for reasonable duration, provided that if the parties cannot agree on whether the equipment is reasonably available, the court shall decide whether the equipment for virtual parent-time is reasonably available, taking into consideration the best interest of the child, each parent's ability to handle any additional expenses for virtual parent-time; and any other factors the court considers material.

For children 5-18:

Weekday parent-time will be Friday. (30-3-35.1)

On school days: Parent-time starts when school is out. (Utah Code 30-3-35.1)

On days when school is not in session: Parent-time starts at the morning time listed in the statute (depending on custodial parent's work schedule) if the noncustodial parent is able to be with the child: 8:00 a.m. (Utah Code 30-3-35.1)

Parent-time for special occasions

5. 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
<p>Labor Day Weekend (30-3-35)</p>	<p>Odd Years: Estuardo Guerrero Perez will have parent-time on the Labor Day Weekend in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m. Shanelle Hill Perez will <u>not</u> have parent-time in odd years on the Labor Day Weekend or holiday.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years on the Labor Day Weekend or holiday. Shanelle Hill Perez will have parent-time on the Labor Day Weekend in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
<p>Columbus Day Weekend (30-3-35)</p>	<p>Odd Years: Shanelle Hill Perez will have parent-time on the Columbus Day Weekend in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m. Estuardo Guerrero Perez will <u>not</u> have parent-time in odd years on the Columbus Day Weekend or holiday.</p> <p>Even Years: Shanelle Hill Perez will <u>not</u> have parent-time in even years on the Columbus Day Weekend or holiday. Estuardo Guerrero Perez will have parent-time on the Columbus Day Weekend in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
<p>Fall School Break (If applicable, commonly known as U.E.A. weekend) (30-3-35)</p>	<p>Odd Years: Estuardo Guerrero Perez will have parent-time on the Fall Break in odd years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m. Shanelle Hill Perez will <u>not</u> have parent-time in odd years on the Fall Break.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years on the Fall Break. Shanelle Hill Perez will have parent-time on the Fall Break in even years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m.</p>
<p>Halloween</p>	<p>Odd Years: Shanelle Hill Perez will have parent-time on Halloween in odd years from after school until 9 p.m. if on a school day, or from 4 p.m. until 9 p.m. Estuardo Guerrero Perez will <u>not</u> have parent-time in odd years on Halloween.</p> <p>Even Years: Shanelle Hill Perez will <u>not</u> have parent-time in even years on Halloween. Estuardo Guerrero Perez will have parent-time on Halloween from</p>

Special Occasion	Parent-Time Schedule
	after school until 9 p.m. if on a school day, or from 4 p.m. until 9 p.m.
Veterans' Day	<p>Odd Years: Estuardo Guerrero Perez will have parent-time on the Veterans' Day in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m. Shanelle Hill Perez will <u>not</u> have parent-time in odd years on the Veterans' Day holiday.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years on the Veterans' Day holiday. Shanelle Hill Perez will have parent-time on the Veterans' Day in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
Thanksgiving Break (30-3-35)	<p>Odd Years: Shanelle Hill Perez will have parent-time on the Thanksgiving Break in odd years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m. Estuardo Guerrero Perez will <u>not</u> have parent-time in odd years on the Thanksgiving Break or holiday.</p> <p>Even Years: Shanelle Hill Perez will <u>not</u> have parent-time in even years on the Thanksgiving Break or holiday. Estuardo Guerrero Perez will have parent-time on the Thanksgiving Break in even years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m.</p>
Winter Break (30-3-35)	<p>Odd Years: Estuardo Guerrero Perez will have parent-time the first portion of the Winter Break until 1 p.m. on the day halfway through the holiday period, if there are an odd number of days for the holiday period; or if there are an even number of days for the holiday period, until 8:00 a.m. the first day of the second half, so long as the entire holiday period is equally divided. Shanelle Hill Perez will have parent-time the second portion of the Winter Break beginning 1:00 p.m. on the day halfway through the holiday period until the morning school begins again when Shanelle Hill Perez delivers the child to school, if there are an odd number of days for the holiday period; or if there are an even number of days for the holiday period, beginning at 8:00 a.m. the first day of the second half until the morning school begins again when Shanelle Hill Perez delivers the child to school, so long as the entire Winter Break is equally divided.</p> <p>Even Years: Estuardo Guerrero Perez will have parent-time the second portion of the Winter Break beginning 1:00 p.m. on the day halfway through the holiday period until the morning school begins again when Estuardo Guerrero Perez delivers the child to school, if there are an odd number of days for the holiday period; or if there are an even number of days for the holiday period, beginning at 8:00 a.m. the first day of the second half until the morning school begins again when Estuardo Guerrero Perez delivers the child to school, so long as the entire</p>

Special Occasion	Parent-Time Schedule
	<p>Winter Break is equally divided.</p> <p>Shanelle Hill Perez will have parent-time the first portion of the Winter Break until 1 p.m. on the day halfway through the holiday period, if there are an odd number of days for the holiday period; or if there are an even number of days for the holiday period, until 8:00 a.m. the first day of the second half, so long as the entire holiday period is equally divided.</p>
Christmas Eve	To be determined
Christmas Day	To be determined
New Year's Eve	To be determined
New Year's Day	To be determined
<p>Dr. Martin Luther King Jr. Day Weekend (30-3-35)</p>	<p>Odd Years: Estuardo Guerrero Perez will have parent-time on the Dr. Martin Luther King Jr. Day Weekend in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m. Shanelle Hill Perez will <u>not</u> have parent-time in odd years on the Dr. Martin Luther King Jr. Day Weekend or holiday.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years on the Dr. Martin Luther King Jr. Day Weekend or holiday. Shanelle Hill Perez will have parent-time on the Dr. Martin Luther King Jr. Day Weekend in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
<p>Presidents' Day Weekend (30-3-35)</p>	<p>Odd Years: Shanelle Hill Perez will have parent-time on the Presidents' Day Weekend in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m. Estuardo Guerrero Perez will <u>not</u> have parent-time in odd years on the Presidents' Day Weekend or holiday.</p> <p>Even Years: Shanelle Hill Perez will <u>not</u> have parent-time in even years on the Presidents' Day Weekend or holiday. Estuardo Guerrero Perez will have parent-time on the Presidents' Day Weekend in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
<p>Spring School Break (30-3-35)</p>	<p>Odd Years: Estuardo Guerrero Perez will have parent-time on the Spring School Break in odd years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m. Shanelle Hill Perez will <u>not</u> have parent-time in odd years on the Spring School Break.</p> <p>Even Years:</p>

Special Occasion	Parent-Time Schedule
	<p>Estuardo Guerrero Perez will <u>not</u> have parent-time in even years on the Spring School Break.</p> <p>Shanelle Hill Perez will have parent-time on the Spring School Break in even years beginning 6:00 p.m. on Wednesday until Sunday at 7:00 p.m.</p>
Mother's Day	<p>Shanelle Hill Perez will have parent-time Mother's Day from 9 a.m. until 7 p.m.</p> <p>Estuardo Guerrero Perez will <u>not</u> have parent-time Mother's Day.</p>
Memorial Day Weekend (30-3-35)	<p>Odd Years:</p> <p>Shanelle Hill Perez will have parent-time on the Memorial Day Weekend in odd years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p> <p>Estuardo Guerrero Perez will <u>not</u> have parent-time in odd years on the Memorial Day Weekend or holiday.</p> <p>Even Years:</p> <p>Shanelle Hill Perez will <u>not</u> have parent-time in even years on the Memorial Day Weekend or holiday.</p> <p>Estuardo Guerrero Perez will have parent-time on the Memorial Day Weekend in even years beginning 6:00 p.m. on Friday until Monday at 7:00 p.m.</p>
Father's Day	<p>Estuardo Guerrero Perez will have parent-time each year Father's Day from 9 a.m. until 7 p.m..</p> <p>Shanelle Hill Perez will <u>not</u> have parent-time Father's Day.</p>
Summer School Break / Vacation	<p>Shanelle Hill Perez will have up to two weeks of uninterrupted Extended summer Parent-time when school is not in session, at the option of Shanelle Hill Perez. Shanelle Hill Perez will have an additional two weeks of Extended Summer Parent-time at the option of Shanelle Hill Perez, subject to weekday parent-time and holidays for Estuardo Guerrero Perez, but not weekends normally exercised by Estuardo Guerrero Perez. Shanelle Hill Perez will notify Estuardo Guerrero Perez of the summer break extended parent-time at least 30 days before the end of a child's school year. If the notification is not timely, Estuardo Guerrero Perez may determine the schedule for extended parent-time for Shanelle Hill Perez, so long as Estuardo Guerrero Perez has provided timely notice.</p> <p>Estuardo Guerrero Perez will have up to two weeks of uninterrupted Extended summer Parent-time when school is not in session, at the option of Estuardo Guerrero Perez. Estuardo Guerrero Perez will have an additional two weeks of Extended Summer Parent-time at the option of Estuardo Guerrero Perez, subject to weekday parent-time and holidays for Shanelle Hill Perez, but not weekends normally exercised by Shanelle Hill Perez. Estuardo Guerrero Perez will notify Shanelle Hill Perez of the summer break extended parent-time at least 30 days before the end of a child's school year. If the notification is not timely, Shanelle Hill Perez may determine the</p>

Special Occasion	Parent-Time Schedule
	<p>schedule for extended parent-time for Estuardo Guerrero Perez, so long as Shanelle Hill Perez has provided timely notice.</p>
Independence Day	<p>Odd Years: Estuardo Guerrero Perez will have parent-time in odd years Independence Day from 6 p.m. the day before the holiday, until 11 p.m. on the holiday, or no later than 6 p.m. on the day following the holiday at the option of Estuardo Guerrero Perez. Shanelle Hill Perez will <u>not</u> have parent-time in odd years Independence Day.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years Independence Day Shanelle Hill Perez will have parent-time in even years Independence Day from 6 p.m. the day before the holiday, until 11 p.m. on the holiday, or no later than 6 p.m. on the day following the holiday at the option of Shanelle Hill Perez.</p>
Pioneer Day	<p>Odd Years: Estuardo Guerrero Perez will have parent-time in odd years Pioneer Day from 6 p.m. the day before the holiday, until 11 p.m. on the holiday, or no later than 6 p.m. on the day following the holiday at the option of Estuardo Guerrero Perez. Shanelle Hill Perez will <u>not</u> have parent-time in odd years Pioneer Day.</p> <p>Even Years: Estuardo Guerrero Perez will <u>not</u> have parent-time in even years Pioneer Day Shanelle Hill Perez will have parent-time in even years Pioneer Day from 6 p.m. the day before the holiday, until 11 p.m. on the holiday, or no later than 6 p.m. on the day following the holiday at the option of Shanelle Hill Perez.</p>
Children's Birthdays	<p>Odd Years: Estuardo Guerrero Perez will have parent-time in odd years on the day before or after the actual birth date from 3:00 p.m. until the following morning when Estuardo Guerrero Perez delivers the child to school, or 8:00 a.m. if there is no school. Shanelle Hill Perez will have parent-time in odd years on the actual birth date from 3:00 p.m. until the following morning when Shanelle Hill Perez delivers the child to school, or 8:00 a.m. if there is no school.</p> <p>Even Years: Shanelle Hill Perez will have parent-time in even years on the day before or after the actual birth date from 3:00 p.m. until the following morning when Shanelle Hill Perez delivers the child to school, or 8:00 a.m. if there is no school. Estuardo Guerrero Perez will have parent-time in even years on the actual birth date from 3:00 p.m. until the following morning when Estuardo Guerrero Perez delivers the child to school, or 8:00 a.m. if there is no school.</p>

Special Occasion	Parent-Time Schedule
Estuardo Guerrero Perez's Birthday	Estuardo Guerrero Perez will have parent-time each year on Estuardo Guerrero Perez's birthday from 3:00 p.m. until the following morning when Estuardo Guerrero Perez delivers the child to school, or 8:00 a.m. if there is no school. Birthdays take precedence over holidays and extended parent-time, except Mother's Day and Father's Day. Birthdays do not take precedence over uninterrupted parent-time if the parent exercising uninterrupted time takes the child away from that parent's residence for the uninterrupted extended parent-time.
Shanelle Hill Perez's Birthday	Shanelle Hill Perez will have parent-time each year on Shanelle Hill Perez's birthday from 3:00 p.m. until the following morning when Shanelle Hill Perez delivers the child to school, or 8:00 a.m. if there is no school. Birthdays take precedence over holidays and extended parent-time, except Mother's Day and Father's Day. Birthdays do not take precedence over uninterrupted parent-time if the parent exercising uninterrupted time takes the child away from that parent's residence for the uninterrupted extended parent-time.

Parent-time transfers

6. Pick-up and drop-off ("transfers") of the children for parent-time will be as described below:

The parties will make arrangements for pick up, delivery and return of the children prior to each scheduled parent-time.

Decision-making

7. The following applies to the Parenting Plan:

- Each parent will make day-to-day decisions for the children during the time they are caring for the children.
- Either parent may make emergency decisions affecting the health or safety of the children. A parent who makes an emergency decision must share the decision with the other parent as soon as reasonably possible.

Joint decision-making. The parents will share responsibility for making major decisions about the children. If there is a disagreement, the parents will resolve the dispute as provided in the Resolving disputes section below.

Education Plan

8. The school the children will attend is based on **Shanelle Hill Perez's** home residence.

9. **Estuardo Guerrero Perez** has authority to check the children out of school.

10. **Shanelle Hill Perez** has authority to check the children out of school.

11. **Estuardo Guerrero Perez** has access to the children during school.

12. **Shanelle Hill Perez** has access to the children during school.

Communication with each other

13. Parents will communicate with each other by any method.

Communication with the children

14. 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 whenever the children choose.

Records and information sharing

15. Both parents will have access to records and the ability to consult with providers regarding education, child care, and health care.

Travel by the children

16. 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. If the children will be travelling for more than 1 days, the parent arranging the travel will notify the other parent at least 7 days in advance. That parent will give the other parent the travel schedule, locations and phone numbers at least 3 days in advance. In case of emergency, the parent will provide as much notice as possible.

Relocation of a parent (Utah Code 30-3-37)

17. If either parent moves more than 149 miles from the other, the moving parent must give the non-moving parent a written Notice of Relocation. The notice must be sent at

least 60 days before the planned move.

The written Notice of Relocation must include:

- Information about the move;
- A proposed parent-time schedule; and
- A statement that the parents will not interfere with the other parent's parent-time.

If the moving parent does not give the non-moving parent a Notice of Relocation, the moving parent will be in contempt of the Court's order.

18. If either parent lives more than 149 miles away from the other, or if the parents live a different countries, parent-time will be as the parties agree. If they are unable to agree, the following will be the minimum parent-time for the noncustodial parent:

Relocation Schedule (Utah Code 30-3-37)

- a. in years ending in odd number, the minor children will spend the following holidays with the noncustodial parent:
 - i. Thanksgiving holiday beginning Wednesday until Sunday; and
 - ii. spring break, if applicable, beginning the last day of school before the holiday until the day before school resumes;
- b. in years ending in an even number, the minor children will spend the following holidays with the noncustodial parent:
 - i. the entire winter school break period; and
 - ii. the fall school break beginning the last day of school before the holiday until the day before school resumes; and
- c. extended parent-time equal to $\frac{1}{2}$ of the summer or off-track time for consecutive weeks. The children will be returned to the custodial home no later than seven days before school begins. This week will be counted when determining the amount of parent-time to be divided between the parents for the summer or off-track period. The parties will mutually agree on this extended time each year. If they are unable to agree, the noncustodial parent will select the dates for the extended time period.
- d. One weekend per month at the option and expense of the noncustodial parent. The noncustodial parent's monthly weekend entitlement is subject to the following restrictions.
 - i. If the noncustodial parent has not designated a specific weekend for parent-time, the noncustodial parent will receive the last weekend of each month unless a holiday assigned to the custodial parent falls on that particular weekend. If a holiday assigned to the custodial parent falls on the last weekend of the month, the noncustodial parent will be entitled to the

next to the last weekend of the month.

ii. If a noncustodial parent's extended parent-time or parent-time over a holiday extends into or through the first weekend of the next month, that weekend will be considered the noncustodial parent's monthly weekend entitlement for that month.

iii. If a child is out of school for teacher development days or snow days after the children begin the school year, or other days not included in the list of holidays in Subsection (5) and those days are contiguous with the noncustodial parent's monthly weekend parent-time, those days will be included in the weekend parent-time.

e. The custodial parent is entitled to all parent-time not specifically allocated to the noncustodial parent.

19. 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 the parties as follows: **To be determined**

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

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

- Major or permanent changes must be in writing, but minor or temporary changes can be made orally.

Resolving disputes

21. 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: **Mediation**

Additional parenting responsibilities, expectations or commitments

22. **No additional provisions.**

23. A joint physical custody arrangement may result in denial of cash assistance under the Employment Support Act, Title 35A, Chapter 3, of the Utah Code.

Military service by a parent (Utah Code 78B-20-4)

24. Neither parent is a servicemember.

Income: Estuardo Guerrero Perez (Utah Code 78B-12-203)

25. **Estuardo Guerrero Perez's** gross monthly income for child support purposes is **\$9,167.00**. He receives the following gross monthly income:

- a. **Estuardo Guerrero Perez** is employed at **Layton Construction**. He earns **\$9,166.73** gross (pre-tax) monthly income working a 40-hour a week job or less.

Income: Shanelle Hill Perez

26. **Shanelle Hill Perez's** gross monthly income for child support purposes is **\$2,640.00**. She receives the following gross monthly income:

- a. **Shanelle Hill Perez** is employed at **Job Match/ApplicantPro**. She earns **\$2,640.00** gross (pre-tax) monthly income working a 40-hour a week job or less.

Child support

27. It is in the best interest of the children that **Estuardo Guerrero Perez** pay child support to **Shanelle Hill Perez** as follows:

- a. **\$1,500.00** per month. This deviates from the Utah Uniform Child Support Guidelines.

Support for each child ends when:

- a child turns 18 or has graduated from high school during the child's normal and expected year of graduation, whichever occurs later (Utah Code 78B-12-219(1)), or
- a child dies, marries, becomes a member of the United States armed forces, or is emancipated (Utah Code 78B-12-219(1), Utah Code 78A-6-801).

28. Child support will be paid as follows:

Estuardo Guerrero Perez will pay child support weekly by direct deposit.

29. **Shanelle Hill Perez** will give **Estuardo Guerrero Perez** the information needed to set up direct deposit through **Estuardo Guerrero Perez's** employer. Once **Estuardo Guerrero Perez** has the information, he will have his employer set up direct deposit to an account of **Shanelle Hill Perez's** choice.

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

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

32. The parties will do the following for child related support or expenses:

a. **Estuardo Guerrero Perez and Shanelle Hill Perez will maintain their current life insurance policies with Midland National Insurance (term policy - \$500,000 death benefit) with each other designated as full beneficiaries until the term expires in July 2029. At that time, they will reassess as to whether or not they will continue the policy.**

They will split additional medical expenses if such should arise.

Dependent children for tax purposes

33. As long as **Estuardo Guerrero Perez** is current on all child support and other court-ordered financial obligations, he may claim the following children as dependents/exemptions for tax purposes as allowed by law: **Lexie Olivia Perez**

As long as **Shanelle Hill Perez** is current on all child support and other court-ordered financial obligations, she may claim the following children as dependents/exemptions for tax purposes as allowed by law: **Gabriel Alexander Perez**

When there is only one child that can be claimed, the parties will alternate claiming this child every other year.

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

34. **Estuardo Guerrero Perez** 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:

- **Estuardo Guerrero Perez's** insurance will be primary coverage.
- **Shanelle Hill Perez'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:

- **Estuardo Guerrero Perez spouse's** insurance will be primary coverage.
- **Shanelle Hill Perez 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.

Public assistance statement – Office of Recovery Services (ORS)
(Utah Code 78B-12-113)

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

Personal property (Utah Code 30-3-5)

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

37. The following vehicles will be divided as indicated:

a. **Shanelle Hill Perez** will receive the following vehicles:

i. Make: **Chevrolet**, Model: **Tahoe**, Year: **2009**

Estimated current value: **\$8,000.00**

Owner (before divorce): **Estuardo Guerrero Perez**
Shanelle Hill Perez

b. **Estuardo Guerrero Perez** will receive the following vehicles:

i. Make: **Ford**, Model: **F-150 Supercrew**, Year: **2006**

Estimated current value: **\$8,000.00**

Owner (before divorce): **Estuardo Guerrero Perez**

Other financial assets

38. These other financial assets will be divided as follows:

a. Account number: **Not Available**

Name of Institution: **GISI**

Address: **Not Available**
Not Available

Account Balance: **\$11,118.60**

Names on Account: **Estuardo Guerrero Perez**
Shanelle Hill Perez

Divide as follows: **Shanelle Hill Perez will retain 177.55 shares of company stock and its accumulated value until she sells her shares. Shares will remain in Estuardo Guerrero Perez's name, as they were purchased through his employer, Layton Construction.**

Other personal property

39. This other property will be divided as follows:

Will sell camp trailer and divide profit evenly

Debts

40. The parties are not aware of any debts from the marriage. If any debts exist, each debt will be the responsibility of the party who incurred the debt.

Real property

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

a. Single Family Home:

- i. Address: **912 Chukar Cir, Saratoga Spgs, UT 84045;**
- ii. Tax Identification Number: **unknown;**
- iii. Legal description: **unknown.**
- iv. Mortgage information and payments:

This mortgage is: **First Mortgage**

Lender: **Security National Mortgage**

Address: **3130 W Maple Loop Dr Unit GL-50 84043**

Amount Owed: **\$226,000.00**

Monthly Payment: **\$1,900**

Shanelle Hill Perez will pay this mortgage after the divorce.

Shanelle Hill Perez will provide a copy of the divorce decree to the lender.

b. This property will be divided as follows:

Shanelle Hill Perez and the children will reside in the home until it is sold at a future time. The equity will then be divided equally between Shanelle Hill Perez and Estuardo Guerrero Perez.

Alimony

42. Alimony will be paid as follows:

- a. **Shanelle Hill Perez will receive alimony from Estuardo Guerrero Perez in the amount of \$1,000/month. Alimony will be paid weekly by direct deposit.**

43. Alimony will be paid as follows:

Payment will be made by weekly direct deposit.

Retirement money – retirement accounts

44. The parties have retirement money. The owner of the retirement money (Plan Participant) must do whatever is necessary for both parties to have full access to information about the pension plan, retirement account, money and benefits. This includes signing any forms needed for release of the information to the other party (Alternate Payee).

In the Plan Participant receives any retirement money awarded to the Alternate Payee, the Plan Participant receives that money in a constructive trust for the Alternate Payee. The Plan Participant is ordered to pay the benefit directly to the Alternate Payee within 5 days of its receipt. Information on the pension plans and how they are to be divided is listed below:

- a. Company: **Fidelity**
 - i. Account Type: **401K**
 - ii. Street: **Not Available**
City, State, Zip: **Not Available**
 - iii. Plan Administrator **Not Available**
 - iv. Account Number **7617**
 - v. This plan is in the name of **Estuardo Guerrero Perez**
 - vi. Plan Value: **\$95,229.76**
 - vii. The retirement money is divided by percentage. **Estuardo Guerrero Perez** is awarded **50%** and **Shanelle Hill Perez** is awarded **50%** of the plan.
 - viii. **Petitioner** will prepare the Qualified Domestic Relations Order (QDRO) for this plan within **45 days** after the divorce decree is entered.

Additional provisions

45. The parties will adhere to the following additional provisions:
- a. **Estuardo Guerrero Perez will pay half of all major home expenses and repairs until the home is sold and the equity is divided. He will also assist with repairs personally whenever able.**

Duty to sign documents

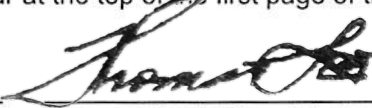
46. The parties will sign all documents necessary to comply with the divorce decree within 60 days from entry of the decree. If a party fails to sign a document within 60 days, the other party may ask the court to appoint someone to sign the document. (Utah Rule of Civil Procedure 70)

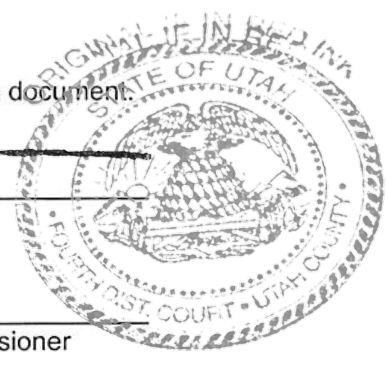
Name after divorce

47. **Shanelle Hill Perez** changed her name when the parties married. Her name will be **Shanelle Hill Perez** after the divorce.

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

DATED Nov. 17, 2020


District Court Judge



DATED _____

District Court Commissioner

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
Shanelle Hill Perez Respondent	Hand Delivery	912 Chucker Circle Saratoga Springs , UT 84045	August 1, 2020

Date 10-20-2020

Sign here 
Estuardo Guerrero Perez