

Kelsey Alixx Shuman
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Harrisville, UT 84414
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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
Second Judicial District, Weber County
Ogden Courthouse, 2525 Grant Avenue, Ogden UT 84401

In the Matter of the Marriage of

Kelsey Alixx Shuman

and

Tate James Calvert

Divorce Decree and Judgment

Case Number: **244901178**

Judge: **Neider**

Commissioner: **Conklin**

The court decrees:

Divorce

1. **Kelsey Alixx Shuman** 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. **Kelsey Alixx Shuman** and **Tate James Calvert** 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. **Jackson Tate Calvert** **Born 07/05/2016**
- b. **Mason Zachary Calvert** **Born 08/08/2019**

Children - custody

3. The parties are awarded Joint Legal and Joint Physical Custody of their children. The children will live in **Kelsey Alixx Shuman's** home 183 overnights each year and in **Tate James Calvert's** home 182 overnights each year. The court approves the

following Parenting Plan.

Parenting Plan parent-time

Parent-time will be equal between the parties. **Kelsey Alixx Shuman** will have parent-time starting Monday morning and ending Wednesday morning. **Tate James Calvert** will have parent-time starting Wednesday morning and ending Friday morning. Each parent will alternate weekends having parent-time starting Friday morning and ending Monday morning. Transfers for parent-time will take place at the time the child's school begins or if school is not in session at 9:00 a.m., if the parent picking up the child is to be available with the children during the day.

The chart below shows how this schedule will function.

	Kelsey Alixx Shuman overnights	Tate James Calvert overnights
Week 1 Weeknights	Monday Night Tuesday Night	Wednesday Night Thursday Night
Week 1 Weekend Nights	Friday Night Saturday Night Sunday Night	
Week 2 Weeknights	Monday Night Tuesday Night	Wednesday Night Thursday Night
Week 2 Weekend Nights		Friday Night Saturday Night Sunday Night

Each year, a parent may choose two consecutive weeks to exercise uninterrupted parent-time during the summer when school is not in session. A parent will choose at least 30 days before the day on which the chosen two-week period begins. In even numbered years, **Kelsey Alixx Shuman** may choose at any time and **Tate James Calvert** may choose after May 1. In odd numbered years, **Tate James Calvert** may choose at any time and **Kelsey Alixx Shuman** may choose after May 1. The two consecutive weeks override all holidays except for Mother's Day and Father's Day.

- Children 0-18 (183/182 Overnights) (Utah Code 30-3-35.2)

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 30-3-35, 35.1)

Holiday	Holiday Time Period	Years and Parent Granted Holiday	Years and Parent Granted Holiday
Labor Day Children 5 to 18 years of age (Utah Code 30-3-35)	(1) Holiday begins Friday at: (a) 6 p.m.; or (b) 9 a.m. if school is not in session and the parent can be with the child (2) Holiday ends at 7 p.m. on the day before school resumes.	Odd Years Tate James Calvert	Even Years Kelsey Alixx Shuman
Columbus Day Children 5 to 18 years of age (Utah Code 30-3-35)	(1) Holiday begins at 6 p.m. on the day before Columbus Day. (2) Holiday ends at 7 p.m. on Columbus Day.	Even Years Kelsey Alixx Shuman	Odd Years Tate James Calvert
Fall Break (Custom)	The schedule will follow the regular custody schedule (Kelsey has kids Monday and Tuesday, Tate has kids Wednesday and Thursday and the kids will be with whatever parent has Friday Saturday Sunday that week)		
Halloween Children 5 to 18 years of age (Utah Code 30-3-35 and 30-3-35.1)	(1) Holiday begins on October 31 st or the day that Halloween is traditionally celebrated in the local community: (a) at the time that school is dismissed; or (b) at 4 p.m. if there is no school. (2) Holiday ends at 9 p.m. on the same day the holiday begins.	Even Years Kelsey Alixx Shuman	Odd Years Tate James Calvert
Veterans Day (Custom)	Follows regular custody schedule		
Thanksgiving Break Children 5 to 18 years of age (Utah Code 30-3-35)	(1) Holiday begins on Wednesday at 6 p.m. (2) Holiday ends at 7 p.m. on the night before school resumes.	Even Years Kelsey Alixx Shuman	Odd Years Tate James Calvert
Winter Break (Custom)	Will follow regular custody schedule		
Christmas Eve (Custom)	Tate will have the kids from the morning of December 23 rd until 3pm on the 24 th . Kelsey will get the kids at 3pm on the 24 th .		
Christmas Day (Custom)	Kelsey will have the kids on Christmas Day.		
New Year's Eve (4 pm 31 st to 9 am 1 st)	(1) Holiday begins on December 31 st at 4 p.m. (2) Holiday ends on January 1 st at 9	Odd Years Tate James Calvert	Even Years Kelsey Alixx Shuman

	a.m.		
New Year's Day (9 am 1 st to 9 pm 1 st)	(1) Holiday begins on January 1 st at 9 a.m. (2) Holiday ends on January 1 st at 9 p.m.	Odd Years Tate James Calvert	Even Years Kelsey Alixx Shuman
Dr. Martin Luther King Jr. Day (Custom)	Will follow regular custody schedule		
President's Day (Custom)	Will follow regular custody schedule.		
Spring Break (Custom)	Will follow regular custody schedule.		
Mother's Day Children 5 to 18 years of age (Utah Code 30-3-35 and 30-3-35.1)	(1) Holiday begins Mother's Day at 9 a.m. (2) Holiday ends on Mother's Day at 7 p.m.	All Years: Kelsey Alixx Shuman	All Years: Kelsey Alixx Shuman
Memorial Day (Custom)	Will follow regular custody schedule.		
Father's Day Children 5 to 18 years of age (Utah Code 30-3-35 and 30-3-35.1)	(1) Holiday begins on Father's Day at 9 a.m. (2) Holiday ends on Father's Day at 7 p.m.	All Years: Tate James Calvert is the father	All Years: Tate James Calvert is the father
Juneteenth National Freedom Day Holiday (Custom)	Will follow regular custody schedule.		
Summer Break (Custom)	Will follow regular custody schedule.		
Independence Day (Custom)	On even years Tate will have kids in morning until afternoon on July 4th and Kelsey will have kids in evening. On odd years Kelsey will have kids in morning until afternoon and Tate will have kids in evening.		
Pioneer Day (Custom)	Will follow regular custody schedule.		

Parent-time transfers

5. 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

6. 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

7. The school the children will attend is based on **Kelsey Alixx Shuman's** home residence.

8. **Kelsey Alixx Shuman** has authority to check the children out of school.

9. **Tate James Calvert** has authority to check the children out of school.

10. **Kelsey Alixx Shuman** has access to the children during school.

11. **Tate James Calvert** has access to the children during school.

Communication with each other

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

Communication with the children

13. 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.

By any method

Records and Information sharing

14. 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

15. 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 3 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)

16. Neither parent may relocate with the minor children more than 50 miles from their current residence without a written agreement signed by the parties or further court order.

Changing the plan

17. 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

18. 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

19. **No additional provisions.**

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

20. Neither parent is a servicemember.

21. 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.

Income: Kelsey Alixx Shuman (Utah Code 78B-12-203)

22. **Kelsey Alixx Shuman's** adjusted gross monthly income for child support purposes is **\$4,117.00**. Her base child support amount using the joint custody calculation is **\$0.00** per month. She receives the following gross monthly income:

- a. **Kelsey Alixx Shuman** is employed at **Your Employment Solutions**. She earns **\$4,116.67** gross (pre-tax) monthly income working a 40-hour a week job or less.

Income: Tate James Calvert (Utah Code 78B-12-203)

23. **Tate James Calvert's** adjusted gross monthly income for child support purposes is **\$7,083.00**. His base child support amount using the joint custody calculation is **\$252.00** per month. He receives the following gross monthly income:

- a. **Tate James Calvert** is employed at **Mountain Land Supply**. He earns **\$7,082.83** gross (pre-tax) monthly income working a 40-hour a week job or less.

Child Support (Utah code 78B-12-202 et seq.)

24. **Tate James Calvert** will be ordered to pay child support to **Kelsey Alixx Shuman** as follows:

- a. **\$252.00** per month base support. This amount complies with the Utah Child Support Act.

Unless the Court orders otherwise, 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, or
- a child dies, marries, becomes a member of the United States armed forces, or is emancipated (Utah Code 78A-6-801).

25. 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.

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

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

28. The parties can ask to change this child support order by motion after three years from the date of its entry if:

- there is a difference of 10% or more between the amount previously ordered and the new amount of child support under the Utah child support guidelines,
- the difference is not temporary, and
- the amount previously ordered was not a deviation from the child support guidelines.

(Utah Code 78B-12-210(8)).

If the children receive TANF funds at the time an adjustment is sought, ORS will review the order and ask the court to adjust the amount if appropriate. (Utah Code 26b-9-211).

29. The parties can ask to change this child support order at any time by petition if there has been a substantial change in circumstances because of material changes in:

- custody;
- the relative wealth or assets of the parties;
- income of a parent of 30% or more;
- the employment potential and ability of a parent to earn;
- the medical needs of the child; or
- the legal responsibilities of either parent for the support of others.

(Utah Code 78B-12-210(7) and (9)).

The change must result in a difference of 15% or more between the amount previously ordered and the new amount of child support under the Utah child support guidelines. The difference may not be temporary.

The court can consider natural or adoptive children born after the entry of the decree other than those in common to both parties as part of a request to modify an existing award subject to limitations in the law. (Utah Code 78B-12-210(7)).

Dependent children for tax purposes

30. As long as **Kelsey Alixx Shuman** 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: **Mason Calvert**

As long as **Tate James Calvert** 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: **Jackson Calvert**

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)

31. The parties must provide health care coverage for the medical expenses of the dependent children. Health care coverage means coverage under which medical services are provided to a dependent child through: fee for service, a health maintenance organization, a preferred provider organization, any other type of private health insurance, or public health care coverage. Utah Code 78B-12-102(13).

Tate James Calvert must maintain medical, hospital, and dental care insurance for the dependent children if it is available at reasonable cost. If medical insurance is not available at reasonable cost then both parents must ensure the children have health care coverage. This may require applying for public health care coverage, such as CHIP or Medicaid.

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:

- **Tate James Calvert's** insurance will be primary coverage.
- **Kelsey Alixx Shuman'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:

- **Tate James Calvert spouse's** insurance will be primary coverage.
- **Kelsey Alixx Shuman 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)

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. **Kelsey Alixx Shuman** will receive the following vehicles:

i. Make: **Kia**, Model: **Soul**, Year: **2021**, VIN: **Unknown**
Estimated current value: **\$12,000.00**

Owner (before divorce): **Kelsey Alixx Shuman**

Lien 1

This vehicle is security for the following loan

Lender: **Kelsey Alixx Shuman**

Address: **2421 Wellington Dr**
Harrisville, UT 84414

Amount Owed: **\$12,700.00**

Monthly Payment: **\$242.00**

Kelsey Alixx Shuman will pay: **The entire debt.**

Person to provide creditor divorce decree: **Tate James Calvert**

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

a. Account number: **0884**

Name of Institution: **America First Credit Union**

Address: **Unknown**

Unknown

Account Balance: **\$1,000.00**

Names on Account: **Kelsey Alixx Shuman**

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

Debts

36. 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

37. The parties have the following real property:

a. House:

- i. Address: 2350 W 200 S, Ogden, UT 84404;
- ii. Tax Identification Number: 15042-0003;
- iii. Legal description: 2350 West 200 South , Marriott-Slaterville, 84404.
- iv. Mortgage information and payments:

This mortgage is: **First Mortgage**
Lender: Mountain America Credit Union
Address: 1825 s Washington Blvd
Amount Owed: \$391,000.00
Monthly Payment: \$2,179
Tate James Calvert will pay this mortgage after the divorce.
Tate James Calvert will provide a copy of the divorce decree to the lender.

b. Tate James Calvert will receive sole ownership of this property. Kelsey Alixx Shuman will receive equity from this real property as follows:

Kelsey will get 50% of the equity when Tate sells the house.

Alimony

38. Neither party will pay alimony.

Retirement money

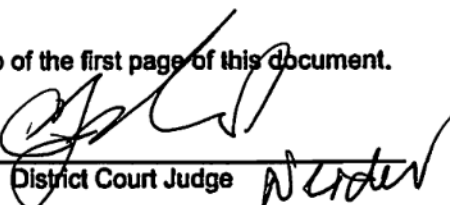
39. The parties do not need a court order about retirement money.

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)

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

DATED Aug 8, 2024


District Court Judge

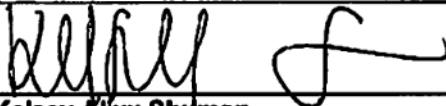
DATED _____ District Court Commissioner



Tate James Calvert
Approved as to Form

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
Tate James Calvert Respondent	Hand Delivery	2350 W 200 S Ogden, UT 84404	07/16/2024

07/15/2024
Date

Sign here 

Kelsey Alixx Shuman