

This is a private record.

My Name

Address

City, State, Zip

Phone

Email

I am the Petitioner
 Respondent
 Attorney for the Petitioner Respondent and my Utah Bar number is _____

In the District Court of Utah
_____ Judicial District _____ County
Court Address _____

| | |
|---|---|
| <p>_____ Petitioner</p> <p>V.</p> <p>_____ Respondent</p> | <p>Motion to Modify Child Support</p> <p><input type="checkbox"/> Hearing Requested</p> <p>_____ Case Number</p> <p>_____ Judge</p> <p>_____ Commissioner</p> |
|---|---|

Instructions:

- You must complete this form before you file it. The judicial services representative cannot complete this form for you. Use the Checklist to help you understand and complete this form.
- Keep a copy of all documents for your records.
- Attend all court hearings.

- Attach:
 - Additional pages as needed to complete paragraphs that don't have enough space. Write the paragraph number on the additional page.
 - Any documents referred to in this document.
 - The controlling child support order to be modified
 - Non-public Information – Parent Information and Location
 - Non-public Information – Minors
 - Non-public Information – Safeguarded Address (if applicable)
 - Affidavit about Child Support Services
 - Notice to Child Support Division of the Attorney General (if applicable)
 - Child Support Worksheet
 - Other attachments described in this document if they are applicable (Insurance Premium and Child Care Adjustment Worksheet, Consent to Jurisdiction, Stipulation to Enter Judgment)
 - Proposed Findings of Fact, Conclusions of Law and Order Modifying Child Support (if Stipulation to Enter Judgment is also being filed)

- By and through my attorney, (Attorney, check here if you are appearing for your client.)

I say as follows:

(1) Controlling child support order. The controlling child support order is:

| | | | |
|----------------------------|--|---------------------------------|----|
| Title of order: | | | |
| Name of Court: | | State | |
| Address of Clerk of Court: | | Phone Number of Clerk of Court: | |
| Case Number: | | Case Name | |
| Date Signed: | | Signed by Judge: | |
| Payor: | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent | Monthly Amount | \$ |

(2) Jurisdiction

(A) The controlling order was entered by a court or agency in _____ (state).

(B)(i) The controlling order has not been changed.

OR

(B)(ii) The controlling order has been changed by a court or agency in _____ (state).

(C) If the controlling order was entered or last changed by a court or agency of another state, has it been registered and confirmed in Utah? (Applies only if the controlling order was entered or last changed by a court of another state.)

Yes No Does not apply

(D) I reside in _____ (state).

(E) The other party resides in _____ (state).

(F) The children reside in _____ (state).

(G) Do Petitioner and Respondent consent to have the Utah district court modify the controlling order that was entered or last changed by a Utah court? (Applies only if the controlling order was entered or last changed by a Utah court, and Petitioner, Respondent and the children do not reside in Utah.)

Yes (Attach the consent.) No Does not apply

(H) Do Petitioner and Respondent consent to have the Utah district court modify the controlling order that was entered or last changed by a court of a state other than Utah? (Applies only if the controlling order was entered or last changed by a court of a state other than Utah, Petitioner and Respondent do not reside in Utah, and

the children reside in Utah, or

Utah has personal jurisdiction over at least one party.

Yes (Attach the consent and file it in the court in which the order was entered or last changed.) No Does not apply

(I) Utah can exercise personal jurisdiction over any non-resident individual in this action or the individual's guardian or conservator because:

(At least one must apply, but check all that do apply.)

the individual has been personally served with notice within Utah; or

the individual submits to the jurisdiction of Utah by consent, by entering a general appearance, or by filing a responsive document having the effect of waiving any contest to personal jurisdiction; or

the individual resided with the children in Utah; or

- the individual resided in Utah and provided prenatal expenses or child support; or
- the children reside in Utah as a result of the acts or directives of the individual; or
- the individual engaged in sexual intercourse in Utah and the children may have been conceived by that act of intercourse; or
- the individual asserted parentage in the putative father registry maintained in Utah by the state registrar of vital records in the Department of Health; or
- there is a basis for the exercise of personal jurisdiction consistent with the Utah Constitution and the United States Constitution.

(3) Relationship to children. I am the:

- payor (person who pays child support)
- payee (person who receives child support);

and the

- mother of
- father of
- legal guardian, conservator or custodian of

the children more fully described in the attached Non-public Information Form.

(4) Grounds to modify. The controlling child support order should be modified because: (All must apply.)

- it has not been modified within the last three years; and
- there is a difference of 10% or more between the support amount as ordered and the support amount as required under the guidelines; and
- the difference is not temporary; and
- the proposed support amount is consistent with the guidelines.

(5) Request for change in monthly child support payment. Therefore, I request that the court order that Petitioner Respondent pay \$_____ each month to support our children.

Certificate of Service

I certify that I served a copy of this Motion to Modify Child Support on the following people.

| Person's Name | Method of Service | Served at this Address | Served on this Date |
|---|---|------------------------|---------------------|
| (Other Party or Attorney) | <input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) | | |
| (Child Support Division, if applicable) | <input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) | | |
| (Clerk of Court) | <input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Electronic File | | |
| | <input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) | | |
| | <input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Fax (Person agreed to service by fax.) <input type="checkbox"/> Email (Person agreed to service by email.) <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) | | |

Date _____

Sign here ► _____

Typed or printed name _____