

In the [] District [] Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

	Order on Motion to Waive Fees (Inmates)
_____ Plaintiff/Petitioner	_____ Case Number
v.	_____ Judge
_____ Defendant/Respondent	_____ Commissioner

The matter before the court is a Motion to Waive Fees. Having reviewed the Motion and Affidavit to Waive Fees and supporting financial evidence, and having made an independent determination,

The Court Orders that:

- (1) [] **The motion is denied.** The information shows that the party is reasonably able to pay the fees.
- (2) [] **The motion is denied.** The party failed to provide the required information. The party may re-file the motion with the required information within 14 days.
- (3) [] **The motion is granted.** The following fees are waived. If the fee is waived in part, it is because the party is reasonably able to pay the balance.

Fee	Waived in Full	Waived in Part – Amount to be Paid
Filing fee	[]	
OCAP fee	[]	
Divorce education class fee	[]	
Divorce orientation class fee	[]	
Service fee	[]	
Fee for writs	[]	

Divorce Certificate Fee (Vital Stats fee)	[]	
Report of Adoption Fee (Vital Stats fee)	[]	
Other (Describe)	[]	
Other (Describe)	[]	

- (4) [] The party shall pay the fees as determined above, but since the party is unable to pay the full amount of those fees at this time:

The party must pay an initial fee of \$ _____, which is 50% of the party's current trust account balance or 10% of the party's six-month aggregate disposable income, whichever is greater.

Each month until the fees are paid in full, the agency having custody of the party shall garnish 20% of the party's aggregate disposable income for the preceding month and, when the amount collected exceeds \$10, pay the amount to the clerk of the court.

- (5) If the court decides the party is able to pay some or all of the fees associated with this case, the party must do so within 30 days or the case may be dismissed.
- (7) This order is subject to review and amendment for so long as the court has jurisdiction of the case.

_____ Sign here ► _____
Date Recommended by Commissioner _____

_____ Sign here ► _____
Date Approved by Judge
(Judge's signature may appear at top of first page) _____

Notice to the Moving Party

If the fee waiver was denied because the judge found **you are reasonably able to pay** (paragraph (1) is marked), and you:

- have lost your source of income;
- have unaccounted nondiscretionary expenses limiting your ability to pay;
- will suffer immediate irreparable harm if the action is unnecessarily delayed; or
- will otherwise lose the cause of action by unnecessary delays associated with securing funds necessary to satisfy the assessed filing fee,

you may file a Memorandum Demonstrating Inability to Pay Fees within 10 days of the date of this order.

If the fee waiver was denied **because you failed to provide the required information** (paragraph (2) is marked), and you want your request to be reconsidered, you must file a corrected motion with the required information within 14 days of the date of this order.

Clerk's Certificate of Service

I certify that on _____ (date) a copy of this order was served on the moving party by the method indicated below:

Mailed	Emailed	Party Name	Mail or Email Address
[]	[]	_____	_____
		_____	_____

_____ Sign here ► _____
Date
Typed or printed name (Court Clerk) _____