|  |
| --- |
|  |
| Name |
|  |
| Address |
|  |
| City, State, Zip |
|  |
| Phone |
|  |
| Email |
| In the District Court of Utah  \_\_\_\_\_\_\_\_\_\_ Judicial District \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County  Court Address \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | | |
| In the Matter of (select one)  [ ] the Marriage of (for a divorce with or without children, annulment, separate maintenance, or temporary separation case)  [ ] the Children of (to establish custody, parent-time or child support)  [ ] the Parentage of the Children of (for a paternity case)  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name of Petitioner)  and  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name of Respondent)  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Other parties (if any) | | **Order on Motion to Voluntarily Dismiss**  **[ ] Case**  **[ ] Counterclaim**  **[ ] Crossclaim**  **[ ] Third-party Claim**  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Case Number  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Judge  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Commissioner (domestic cases) |

The matter before the court is a Motion to Voluntarily Dismiss Case, Counterclaim, Crossclaim or Third-party Claim. This matter is being resolved by: (Choose all that apply.)

[ ] The default of [ ] Plaintiff/Petitioner [ ] Defendant/Respondent.

[ ] The stipulation of the parties.

[ ] The pleadings and other papers of the parties.

[ ] A hearing held on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (date), notice of which was served on all parties.

Plaintiff/Petitioner

[ ] was present [ ] was not present.

[ ] was represented by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name).

[ ] was not represented.

Defendant/Respondent

[ ] was present [ ] was not present.

[ ] was represented by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name).

[ ] was not represented.

**The court finds:**

1. There [ ] is [ ] is not a counterclaim, crossclaim or third-party claim.

[ ] The counterclaim, crossclaim or third-party claim would not be affected by a dismissal.

2. [ ] This case has been dismissed before.

Having considered the documents filed with the court, the evidence and the arguments, and now being fully informed,

**The court orders:**

3. The Motion to Dismiss Case, Counterclaim, Crossclaim or Third-party Claim is

[ ] granted [ ] denied.

4. [ ] The following is dismissed:

[ ] case

[ ] counterclaim

[ ] crossclaim

[ ] third-party claim

5. [ ] The case is dismissed without prejudice.

[ ] The case is dismissed with prejudice under Utah Rule of Civil Procedure 41(a)(1)(B).

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

|  |  |  |  |
| --- | --- | --- | --- |
|  | | Signature ► |  |
| Date | Judge | |  |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Certificate of Service**  I certify that I filed with the court and am serving a copy of this Order on Motion to Voluntarily Dismiss Case, Counterclaim, Crossclaim or Third-party Claim on the following people. | | | | | | |
| Person’s Name | | Service Method | | | Service Address | Service Date |
|  | | [ ] Mail  [ ] Hand Delivery  [ ] E-filed  [ ] Email  [ ] Left at business (With person in charge or in receptacle for deliveries.)  [ ] Left at home (With person of suitable age and discretion residing there.) | | |  |  |
|  | | [ ] Mail  [ ] Hand Delivery  [ ] E-filed  [ ] Email  [ ] Left at business (With person in charge or in receptacle for deliveries.)  [ ] Left at home (With person of suitable age and discretion residing there.) | | |  |  |
|  | | [ ] Mail  [ ] Hand Delivery  [ ] E-filed  [ ] Email  [ ] Left at business (With person in charge or in receptacle for deliveries.)  [ ] Left at home (With person of suitable age and discretion residing there.) | | |  |  |
|  | | | Signature ► |  | | |
| Date | Printed Name | | |  | | |