

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Email

In the [ ] District [ ] Justice Court of Utah  
 \_\_\_\_\_ Judicial District \_\_\_\_\_ County

Court Address \_\_\_\_\_

|   |  |
|---|--|
| <p>_____<br/>Plaintiff/Petitioner</p> <p>V.</p> <p>_____<br/>Defendant/Respondent</p> | <p style="text-align: center;"><b>Findings of Fact, Conclusions of Law, and Order on Motion for Stay</b></p> <hr/> <p>Case Number _____</p> <hr/> <p>Judge _____</p> <hr/> <p>Commissioner _____</p> |
|---|--|

The matter before the court is Motion for Stay under the Servicemembers Civil Relief Act. This matter is being resolved by:

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).

Plaintiff/Petitioner

was present

was not present

was represented by \_\_\_\_\_

was not represented.

Defendant/Respondent

was present

was not present

was represented by \_\_\_\_\_

was not represented.

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

**The Court Finds:**

1. The  Plaintiff/Petitioner  Defendant/Respondent is a military service member on active duty.
2. The service member's military service  does  does not materially affect the service member's ability to appear.

**The Court Concludes:**

3.  The Motion for Stay should be denied.
4.  The Motion for Stay should be granted for such period of time as military service no longer materially affects the service member's ability to appear.

**The Court Orders:**

5. (A)  The Motion for Stay is denied.  
(B)  The court appoints \_\_\_\_\_ (name) as counsel for the service member.
6.  The Motion for Stay is granted. This case is stayed until \_\_\_\_\_ (date).
7.  The clerk of court is directed to track this case until that date.
8. The parties are directed to notify the clerk of court immediately if there is a change in circumstances that affects the service member's ability to appear.

Approved as to form.

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Petitioner or Attorney \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Respondent or Attorney \_\_\_\_\_

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

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Commissioner \_\_\_\_\_

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_  
Judge \_\_\_\_\_

### Certificate of Service

I certify that I filed with the court and am serving a copy of this Findings of Fact, Conclusions of Law, and Order on Motion for Stay on the following people.

| Person's Name | Service Method  | Service Address | Service Date |
|---------------|---|-----------------|--------------|
|               | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |                 |              |
|               | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |                 |              |
|               | <input type="checkbox"/> Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-filed<br><input type="checkbox"/> Email<br><input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.)<br><input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.) |                 |              |

\_\_\_\_\_ Signature ► \_\_\_\_\_  
 Date Printed Name \_\_\_\_\_