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WALTER J. MILLER  
DISTRICT ATTORNEY  
FAMILY SUPPORT DIVISION  
County of El Dorado  
981 Silver Dollar Ave., Suite 1  
South Lake Tahoe, CA 96150  
(916) 573-3280 File No. 24768

**FILED**

JUN 28 1993

EL DORADO CO. SUPERIOR COURT

*Lawyer*

Attorney pursuant to W&I Code Section 11478.2

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF EL DORADO

ELMA MOTTA,

Case No. SLT 7857

Plaintiff/Petitioner,

ORDER AFTER HEARING

v.

HERVEY MOTTA,

Defendant/Respondent.

On May 20, 1993, the above-entitled matter came on for hearing in Department No. 3 of the above-entitled court, before the Honorable TERRENCE FINNEY on the motion filed on March 22, 1993, by Plaintiff. CAROL OLSON, Deputy District Attorney, appearing on behalf of County of El Dorado and the minor children, pursuant to Welfare and Institutions Code Section 11478.2; Respondent HERVEY MOTTA, appearing with STEPHEN RAPKIN, Attorney of Record.

Evidence presented. Matter submitted.

THE COURT FINDS:

The child support for the period from June 1, 1992 is \$299.00 with credit for \$80.00 paid monthly. The arrears for the period from June 1, 1992, through April 30, 1993, is \$2190.00. Respondent shall pay \$50.00 per month towards repayment of the arrears

1 commencing May 1, 1993.

2 The court modifies the Tentative Decision based on  
3 reconsideration of the parties gross monthly income and upon a  
4 recomputation of the division of parenting time. Respondent is  
5 credited with 34 percent parenting time. Respondent is credited  
6 with payment of health insurance coverage in the amount of \$111.00  
7 per month and \$170.00 a month medical hardship adjustment.

8 The net disposable income of the Respondent is \$1610.00, based  
9 on the following factors:

10 Actual federal income tax filing status of SINGLE 2,

11 Credit for monthly deductions of \$111.00 for health

12 insurance payments and \$170.00 medical hardship payments for

13 orthodontal payments for the minor child NATALIE,

14 34 percentage of primary physical custody,

15 The amount of support under the formula is \$310.00 plus

16 \$90.00 child care for a total of \$400.00,

17 That the net disposable income of the Petitioner, is \$1424.00,

18 based on the following factors:

19 Actual federal income tax filing status of HEAD OF  
20 HOUSEHOLD 2,

21 66 percentage of primary physical custody,

22 THE COURT ORDERS:

23 Respondent shall pay ongoing child support in the sum of

24 \$400.00 per month allocated per child as follows \$250.00 per month

25 child support for EMILY and \$150.00 child support for NATALIE.

26 Child support payment shall commence on May 1, 1993, payable on the

27 first day of each month and continuing until further order of the

28 court or until terminated by operation of law.

1 Respondent shall pay child support arrears of \$2190.00 as of  
2 April 30, 1993, at the rate of \$50.00 per month, without prejudice  
3 to collection in full, payable on the first of each month  
4 commencing May 1, 1993.

5 Interest shall be charged on unpaid child support at the legal  
6 rate which is currently 10% per year.

7 That health insurance benefits, if available at reasonable  
8 cost to the Respondent, shall be obtained for the minor children.  
9 If health insurance is not available at present, at reasonable  
10 cost, the minor children shall be listed as dependents on  
11 Respondent's health insurance coverage, should coverage become  
12 available in the future at reasonable cost.

13 That Respondent shall complete and return form DHS 6110 to the  
14 office of the District Attorney, Family Support Division, within 20  
15 calendar days of the dates the form is served pursuant to Welfare  
16 and Institutions Code Section 11490 and Civil Code Section 4726.  
17 Health insurance assignment is ordered pursuant to Civil Code  
18 4726.1.

19 That a wage assignment, pursuant to Civil Code Section 4390.3,  
20 be issued and remain in effect until further order of the Court.

21 That said payments for child support/arrears shall be made  
22 payable to the District Attorney Trust Fund, File No. 24768, and  
23 shall be sent to the Office of the District Attorney, Family  
24 Support Division, P.O. Box 1045, Placerville, CA 95667.

25 - If Respondent becomes unemployed, the Court will intercept a  
26 portion of his unemployment benefit insurance as provided by law.

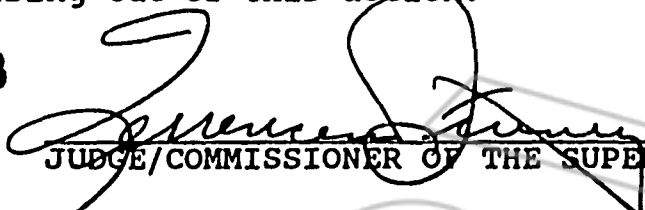
27 This order does not prohibit the County from putting  
28 defendant's account in the State and Federal tax intercept program,

1 nor from recording this judgment in total sum due.

2 That Respondent shall advise the District Attorney, Family  
3 Support Division, in writing, within ten (10) days of every change  
4 of address or employment. Said advisement shall consist of the  
5 same and address of each new employer and each new residence.

6 That the District Attorney is ordered to enforce all child  
7 support orders arising out of this action.

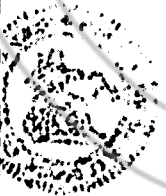
8 DATED: JUN 28 1993

9   
10 JUDGE/COMMISSIONER OF THE SUPERIOR COURT

11 Approved as conforming  
12 to court order.

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15 STEPHEN RAPKIN,  
16 Attorney for HERVEY MOTTA

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315351  
JUN 28 1993  
CLERK OF SUPERIOR COURT  
TREASURY

COPY

This is a true certified copy of the original and bears the seal, imprinted date of issue, the date of issuance and an original signature.



REQUESTED BY  
El Dorado County PA  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

Dated: JUL 28 1993

SHARON D. LAWRENCE  
Superior Court Executive Officer/Clerk  
El Dorado County, California  
By Carol Hillman

Deputy

315351

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SUZANNE BLAIDREAU  
RECORDER

\$ 9.00 PAID Ka DEPUTY

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