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DA

FILED

1 Case No. 94-UR-0121

NO. \_\_\_\_\_

2 Dept. II

'95 JAN -9 P4:03

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4

BARBARA REED  
CLERK

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BY H. CHAPPELL

6

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7

IN AND FOR THE COUNTY OF DOUGLAS

8

PLAINTIFF/PETITIONER

9

LEE A WHITNEY,

10

vs.

X IV-D

\_\_\_ NON IV-D

11

DEFENDANT/RESPONDENT

12

ARTHUR D. TURNER,

13

ORDER AND JUDGMENT

14

This matter was heard on 12-15 1994, before

15

Jeffrey L. Millward, Child Support Hearing Master,

16

with the following persons present:

17

Petitioner: \_\_\_ present  not present  
represented by: DOUGLAS COUNTY DISTRICT ATTORNEY'S OFFICE

18

19

Respondent:  present \_\_\_ not present  
represented by: Himself

20

**AFTER CONSIDERING ALL OF THE EVIDENCE, THE CHILD SUPPORT HEARING MASTER FINDS:**

21

22

1.  That the Court has jurisdiction of the parties and subject matter of this case.

23

24

2. \_\_\_ That the defendant is not obligated to pay ongoing child support because: \_\_\_\_\_

25

26

3.  That the defendant is the parent of the following child: BRANDON M. WHITNEY Born: 11/25/93

27

4.  That the defendant owes a duty of support to the following dependent:

28

BRANDON M. WHITNEY Born: 11/25/93

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- 1 5. ✓ That defendant's gross income is \$ 3700<sup>400</sup> per month.
- 2 6. ✓ That pursuant to ( 125B.070 / existing order ) defendant
- 3 owes \$ 683 per month per child, for a total of
- 4 7. ✓ That the defendant owes child support arrears in the
- 5 amount of \$ 6536 to and including 12-15-94.
- 6 8. ✓ Defendant's child support obligation under NRS 125.070
- 7 is 666.<sup>00</sup> per month. This order deviates from
- 8 the statute under NRS 125.080 for the following reasons:
- 9 Mr Turner supports another child, Peter, who resides in
- 10 his home; Mr Turner received support of \$130 per month from
- 11 Peter's mother. This modification Case No LF 00346, Superior
- 12 Court California, entered 12-14-93; Reopened in Nevada 11/18/94
- 13 9. ✓ That the plaintiff (has - has not) requested medical
- 14 enforcement services.
- 15 10. ✓ The Court further finds that:

(1) The defendant is currently unable to pay the full child support amount referred to in finding number six. Defendant will pay \$ \_\_\_\_\_ per month as ongoing support while accruing \$ \_\_\_\_\_ per month in accordance with the existing order.

✓ (2) Judgment interest shall not accrue on unpaid balance based on undue financial hardship, per NRS 125B.149.5

**THEREFORE, IT IS HEREBY ORDERED THAT:**

- 19 1. ✓ Judgment is entered against defendant in the amount
- 20 of \$ 6536 for arrearages through and including
- 21 12-15-94; and defendant will pay
- 22 \$ 50.00 per month to retire said arrears, beginning
- 23 1-1-95.
- 24 2. ✓ That defendant shall pay \$ 500 per month, to be paid
- 25 as follows:

PAYEE: DOUGLAS COUNTY CLERK  
Case # 940196 (TURNER)  
P.O. Box 218  
Minden, NV 89423

CHILD SUPPORT	<u>450</u>
ARREARAGE	<u>50</u>
REIMBURSEMENT	_____
SPOUSAL SUPPORT	_____
<b>TOTAL:</b>	_____
ACCRUING	<u>(500)</u>

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- 1 3.  THIS IS AN INCOME WITHHOLDING ORDER. Defendant's child  
2 support and/or child support arrearage payments shall be  
3 4.  THIS IS NOT AN IMMEDIATE INCOME WITHHOLDING ORDER for the  
4 following reasons: \_\_\_\_\_  
5 \_\_\_\_\_  
6 \_\_\_\_\_

If Defendant becomes thirty (30) days delinquent in child support payments, a wage withholding will be sent to the employer without further notice to defendant in accordance with NRS 31A.

- 8  
9 5. ~~XXXXXXXXXX~~ *N.A. GDM* The defendant will secure and maintain medical health  
10 insurance on the above named child when available  
11 through employment or other group policy. The Defendant  
12 is ordered to continue, upon the request of the Douglas  
13 County District Attorney's Office, to provide it with  
14 information regarding the availability of health insurance  
15 6.  The defendant shall notify the Douglas County District  
16 Attorney's Office of any change in his home or mailing  
17 address, telephone number, employment change in medical  
18 insurance, within 15 days of such change.  
19 7.  It is further ordered that:

(1) Defendant's first monthly payment shall be due on the 1 day of JAN, 1999, and shall continue due on the      day of each and every month thereafter until further order of this court.

(2) Defendant is subject to NRS 125B.100, which states: "A parent who, at the time the child becomes emancipated, is delinquent in the payment of support for that child pursuant to an order of a court for support, shall continue to make the payments for the support as previously ordered until the arrearages are paid."

(3) When the order is entered and approved by the District Court, the defendant's property is subject to actions for collections, including, but not limited to: withholding of wages (NRS 31A), garnishment, attachments, liens on real property, and the interception of federal income tax refunds. Defendant's ordered monthly payment on child support arrearages does not preclude other methods of collection for child support arrears.

(4) Pursuant to NRS 125B.145, this support order when issued may be reviewed every three years and is subject to future modifications.

(5) That if defendant is not making his payments by income withholding, defendant will make his payments to the DOUGLAS COUNTY CLERK. **PERSONAL**

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CHECKS WILL NOT BE ACCEPTED. If the payment is in cash, it must be delivered to the Douglas County Clerk at her office in the Minden Inn, 1594 Esmeralda Avenue, Suite 105, Minden, Nevada. If the payment is in the form of a cashier's check, certified check, or money order, it must be made payable to the DOUGLAS COUNTY CLERK, must contain the notation Case No. 940196 (ARTHUR D. TURNER) and be either mailed to the Douglas County Clerk at Post Office Box 218, Minden, Nevada 89423, or delivered to said County Clerk at her office in Minden, Nevada.

8. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. X OBJECTIONS TO THIS ORDER MAY BE FILED WITH THE DISTRICT COURT AND SERVED UPON THE OTHER PARTY WITHIN TEN (10) DAYS OF RECEIPT OF THE CHILD SUPPORT HEARING MASTER'S RECOMMENDATIONS.

I HEREBY ACKNOWLEDGE I HAVE RECEIVED A COPY OF THE CHILD SUPPORT HEARING MASTER'S RECOMMENDATIONS.

Arthur D. Turner Date: 12-15-94  
DEFENDANT

I HEREBY WAIVE THE TEN DAY PERIOD WHICH IS ALLOWED BY LAW TO APPEAL THE HEARING MASTER'S RECOMMENDATIONS.

Arthur D. Turner Date: 12-15-94  
DEFENDANT

IT IS SO RECOMMENDED THIS 15th day of December, 1994.

Jessie J. Williams  
CHILD SUPPORT HEARING MASTER

\*\*\*\*\*

THE COURT HAS REVIEWED THE PLEADINGS AND PAPERS ON FILE HEREIN, AND FINDS THAT THE DEFENDANT HAS NOT TIMELY FILED AN OBJECTION TO THE HEARING MASTER'S RECOMMENDATIONS.

THEREFORE, THE COURT HEREBY ACCEPTS THE HEARING MASTER'S RECOMMENDATIONS AND ENTERS JUDGMENT ACCORDINGLY.

DATED: 1-9-95 Michael P. Giffin  
DISTRICT COURT JUDGE

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**CERTIFIED COPY**

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

**SEAL**

DATE: January 11, 1995  
Clerk of the 9th Judicial District Court  
of the State of Nevada, in and for the County of Douglas,

By Schappell Deputy

REQUESTED BY  
**DOUGLAS COUNTY**  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

'95 JAN 27 P2:33

LINDA SLATER  
RECORDER

\$ PAID DEPUTY

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