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Name: Douglas County District Atty.

Address: _____

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Real Property Transfer Tax: _____

Douglas County - NV
Werner Christen - Recorder
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Judgment

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

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1 Case No. 05-UR-0019

RECEIVED

2 Dept. II

AUG 11 2005

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DOUGLAS COUNTY
DISTRICT COURT CLERK

BARBARA J. ...
CLERK

BDES057
BY _____

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6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS

8
9 NICOLETTE ADELLE PEARSON,

10 Plaintiff,

11 vs.

NOTICE OF ENTRY

12

OF ORDER/JUDGMENT

13 MARK THOMAS O'BRIEN,

14 Defendant.

15

16 TO: Mark Thomas O'Brien, and Nicolette A. Pearson,

17 Please take notice that the Ninth Judicial District Court Judgment and Order,
18 appended hereto, was entered on July 27, 2005.

19

20

21 Dated: 8/10/05

22

SCOTT W. DOYLE
DOUGLAS COUNTY DISTRICT ATTORNEY

23

By: [Signature]

24

Evan Beavers
Deputy District Attorney
P.O. Box 1240
Minden, Nevada 89423
775-782-9881

25

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1 Case No. 05-UR-0019

2 Dept. II

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2005 JUL 28 PM 3:25

JUL 27 2005

DOUGLAS COUNTY
DISTRICT COURT CLERK

BARBARA J. THALER
CLERK

BY J. THALER BDES

FILED IN ERROR

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS

9 NICOLETTE ADELLE PEARSON,

10 Plaintiff,

11 vs.

12 MARK THOMAS O'BRIEN,

13 Defendant.

14 _____
15 **ORDER AND JUDGMENT CONFIRMING MASTER'S FINDINGS AND**
16 **RECOMMENDATIONS FOR SUPPORT**

17 THIS MATTER having regularly come for hearing before the Master on the 8TH day
18 of July, 2005; the Plaintiff being () present () not present; and the Defendant being
19 duly served and () present () not present, and represented by pro se and
20 Evan Beavers, Esq. of the Douglas County District Attorney's Office appearing and
21 representing the State of Nevada's interest in the support and welfare of the child(ren)
22 pursuant to law. After hearing all of the evidence and being fully advised in the premises,
23 the Master makes the following findings and recommendations:

24 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

- 25 1. () The Court has jurisdiction of the parties and of the subject matter of this
26 case.
27 2. () The Defendant is the parent of:
28 Romeo Blaze O'Brien; born: 3/29/03.



- 1 3. The Defendant has a duty to support the above-named child/ren.
- 2 4. The Defendant owes support arrears to the Plaintiff in the amount of
- 3 \$2,031⁰⁰ from 3-1-05 through 7-31-05.
- 4 5. The Defendant's Gross Monthly Income is \$2,513³³ and
- 5 18% of that amount is \$452⁴⁰.
- 6 6. The Defendant's child support obligation pursuant to NRS 125B.070,
- 7 NRS 125B.080, or Existing Order is \$384⁰⁰.
- 8 7. The amount of the child support obligation determined by the Master
- 9 deviates from the NRS 125B.070 percentage formula on the following grounds: _____
- 10 *Obligor provides insurance coverage for child and*
- 11 *shall receive credit for 1/2 cost of insurance premium.*
- 12 8. This modifies the previously filed or registered Order in Case No.
- 13 _____, entered on the _____ day of _____, in the State
- 14 of _____, County of _____, Court _____.

15 IT IS FURTHER FOUND THAT: _____

16 _____

17 _____

18 _____

19 **IT IS HEREBY RECOMMENDED THAT:**

- 20 1a. A judgment of child support arrears is entered in favor of the Plaintiff and
- 21 against the Defendant in the amount of \$2,031⁰⁰, from 5-1-05 through
- 22 7-31-05, and the Defendant is to pay \$38⁰⁰ per month beginning
- 23 8-1, 2005, and continuing each and every month thereafter until paid in full.
- 24 1b. A judgment of health insurance arrears is entered in favor of the Plaintiff
- 25 and against the Defendant in the amount of \$_____, from _____ through
- 26 _____, and the Defendant is to pay \$_____ per month beginning
- 27 _____, 2005, and continuing each and every month thereafter until paid in full.
- 28 1c. A judgment of spousal support arrears is entered in favor of the Plaintiff and



1 against the Defendant in the amount of \$ _____, from _____ through
2 _____, and the Defendant is to pay \$ _____ per month beginning
3 _____, 2005, and continuing each and every month thereafter until paid
4 in full.

5 2. (✓) The Defendant shall pay \$ 384⁰⁰ per month as and for ongoing
6 child support, beginning 8-1, 2005.

7 3. (✓) The Defendant shall pay a total of \$ 422⁰⁰ per month as
8 follows:

9 CHILD SUPPORT:	<u>384⁰⁰</u>	Commencing:	<u>8-1-05</u>
10 ARREARS:	<u>38⁰⁰</u>	Commencing:	<u>8-1-05</u>
11 HEALTH INSURANCE:	_____	Commencing:	_____
12 ARREARS:	_____	Commencing:	_____
13 SPOUSAL SUPPORT:	_____	Commencing:	_____
14 ARREARS:	_____	Commencing:	_____
15 OTHER:	_____	Commencing:	_____

16 **INTEREST/PENALTIES:** Interest will be assessed on all unpaid child support balances
17 for cases with a Nevada controlling order pursuant to NRS 99.040. A 10% penalty may be
18 assessed on each unpaid installment, or portion thereof, of an obligation to pay support for
19 a child, pursuant to NRS 125B.095. If you pay your child support through income
20 withholding and your full obligation is not met by the amount withheld by your employer,
21 you are responsible to pay the difference between your court ordered obligation and the
22 amount withheld by your employer directly to the state disbursement unit. If you fail to do
23 so you will be subject to the assessment of penalties and interest. You may avoid these
24 additional costs by making your current child support payments each month.

25 **OTHER RECOMMENDATIONS REGARDING PAYMENT:** In the event the payments
26 are not made in full by wage withholding or Defendant becomes unemployed or
27 underemployed, all child support payments must be made in the form of a cashier's
28 check, certified check, money order, or in cash. If the payment is in the form of



1 cash, it must be delivered to the Douglas County Clerk at her office in the Old
2 Minden Inn located at 1594 Esmeralda Avenue, Suite 105, Minden, Nevada. If the
3 payment is in the form of a cashier's check, certified check, or money order, it must
4 be made payable to the **STATE COLLECTIONS AND DISBURSEMENT UNIT**
5 **(SCaDU)**, with the notation **Case No.625189532A**, and it must be mailed to the
6 STATE COLLECTIONS AND DISBURSEMENT UNIT (SCaDU), P.O. BOX 98950,
7 LAS VEGAS, NV 89193-8950.

8 4. () The Defendant is not required to provide health insurance coverage at
9 this time because the Plaintiff has not requested _____/has specifically waived _____
10 medical enforcement services in this case.

11 5. (✓) The Defendant shall provide health insurance coverage for the child/ren
12 when available through Defendant's employer or other group policy; and Defendant shall
13 provide all reasonable and necessary assistance to enable the Plaintiff to obtain the
14 medical benefits offered by the policy of insurance.

15 6. (✓) Pursuant to NRS 125B.080.7 expenses for health care which are not
16 reimbursed through insurance, including expenses for medical, surgical, dental, orthodontic
17 and optical expenses, must be borne equally by both parents in the absence of
18 extraordinary circumstances.

19 7. (✓) The Defendant shall notify the Douglas County District Attorney's Office,
20 Child Support Division, at 775-782-9881, of any changes of address, employment or
21 change in the availability of health insurance coverage within ten (10) days of such change.

22 8. (✓) **THIS IS AN INCOME WITHHOLDING ORDER.** A mandatory wage
23 withholding shall be initiated against the Defendant's wages or commissions. This does
24 not preclude the use of other means to collect any arrears or enforce this order, including
25 garnishment, liens, attachments, execution on real or personal property or interception of
26 Federal Income Tax refunds.

27 9. () **GOOD CAUSE BEING FOUND BY THE COURT:** _____
28



1
2 said wage withholding shall be postponed until such time as the Defendant becomes (30)
3 days delinquent in payment. **NO CREDIT WILL BE GIVEN FOR PAYMENTS NOT MADE**
4 **BY WAGE/INCOME WITHHOLDING OR DIRECTLY THROUGH THE OFFICE OF THE**
5 **DISTRICT ATTORNEY OR OTHER CHILD SUPPORT ENFORCEMENT AGENCY.**

6 10. () Pursuant to NRS 125B.145, this order must be reviewed every three (3)
7 years, upon the request of either party, and is subject to modification or review and
8 adjustment as provided by law.

9 11. () Unless a stay of the Order is obtained from the District Court, all
10 enforcement procedures, including but not limited to wage withholding, garnishments, liens
11 and the interception of Federal Income Tax refunds, will be undertaken upon entry of this
12 order.

13 12. () Interest prior to _____ is not ordered based on undue
14 hardship on the Defendant.

15 13. () No attorney's fees are awarded as they have not been requested at
16 this time.

17 14. () Pursuant to NRS 125B.100, when Defendant's minor child/ren
18 emancipate Defendant shall continue to pay \$ _____ per month towards the
19 satisfaction of the existing child support arrearages.

20 15. () Pursuant to NRS 125.510, Defendant's ongoing child support shall
21 continue until the minor child/ren reach the age of 18 years, if he or she is no longer
22 enrolled in high school, otherwise, when he or she reaches the age of 19 years.

23 16. () In accordance with 125B.055, Plaintiff and Defendant shall file with
24 the Court and with the District Attorney's Office their Social Security Number, residential
25 and mailing addresses, telephone number, driver's license number, and the name, address
26 and telephone number of their employer.

27 **IT IS FURTHER RECOMMENDED THAT:**
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IT IS SO RECOMMENDED.

Dated this 8th July, 2005.


MASTER

NOTICE

Objections to this recommendation are governed in part by NRS 425.3844. You have **ten (10)** days from receipt of this recommendation to file an objection.

If this recommendation is governed by the "Review and Adjustment" guidelines of Federal Regulations, you have **thirty (30)** days from receipt of the recommendation to file an objection.

FAILURE TO FILE AN OBJECTION AND SERVE WRITTEN OBJECTIONS TO THIS RECOMMENDATION WITHIN THE APPROPRIATE TIME LIMITS WILL RESULT IN A FINAL JUDGMENT ORDER BY THE DISTRICT COURT AGAINST YOU.

I acknowledge that I have received a copy of the Master's Recommendations.

Dated this _____, 2005.

ORDER

THE COURT HAVING REVIEWED THE PLEADINGS AND PAPERS ON FILE AND THE MASTER'S RECOMMENDATIONS, AND NO TIMELY OBJECTIONS HAVING BEEN FILED,

IT IS HEREBY ORDERED that the Master's Recommendations be and hereby are affirmed and adopted by the Court and Judgment is entered accordingly.

Dated: 7/28, 2005.


DISTRICT COURT JUDGE

ORDER

THE COURT HAVING CONSIDERED THE PLEADINGS AND PAPERS ON FILE



1 HEREIN, THE MASTER'S RECOMMENDATIONS, THE OBJECTION AND RESPONSE
2 TO THE MASTER'S RECOMMENDATIONS, AND GOOD CAUSE APPEARING
3 THEREFOR,

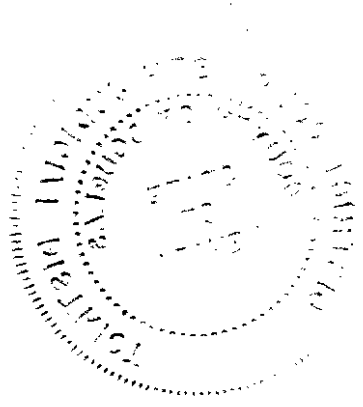
4 **IT IS HEREBY ORDERED** that the Master's Recommendations be and hereby
5 are affirmed and adopted as an order of this Court and Judgment is entered
6 accordingly.

7 Dated: _____, 2005.

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.

DATE: 07/28/05

[Signature] Clerk of the District Court of the State of Nevada, In and for the County of Douglas,

By [Signature] Deputy

1 Case No. 05-UR-0019

2 Dept. II

3

4

5

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 NICOLETTE ADELLE PEARSON,

9 Plaintiff,

10 vs.

AFFIDAVIT OF RECORDATION

11 MARK THOMAS O'BRIEN,

12 Defendant.

13

14 STATE OF NEVADA)
15 COUNTY OF DOUGLAS) ss.

16 I, Marilyn Mariolo, hereby swear and affirm under penalty of perjury that the
17 following assertions are true:

18 1. That affiant is, and at all times mentioned herein was, a citizen of the State of
19 Nevada, over the age of twenty-one years, and an employee of the Douglas County
20 District Attorney's Office managing Case #828945000A.

21

22 2. That this affidavit and judgment is being filed pursuant to NRS 125B.142 and NRS
23 17.150, and when so recorded shall become a lien upon all the real property of the
24 responsible parent.

25

26 3. That the responsible parent's name is Mark Thomas O'Brien, whose address is
27 1980 Palomino Dr; Gardnerville, NV 89410.

28



- 1 4. That affiant cannot provide the responsible parent's driver's license number.
- 2
- 3 5. That the responsible parent's social security number is [REDACTED] 9532.
- 4
- 5 6. That the responsible parent's date of birth is 3/26/83.
- 6
- 7 7. That attached hereto is a certified copy of the Order and Judgment filed July 28,
- 8 2005.
- 9
- 10
- 11
- 12
- 13

Marilyn Marolo
Marilyn Marolo, Caseworker

14 SUBSCRIBED and SWORN to before me
15 this 11th day of August, 2005.

16 *Sharon Maloney*
17 NOTARY PUBLIC

