

N.F.
D.A.'s ✓

1 Case No. 06-UR-0017

2 Dept. I

Douglas County - NV
Werner Christen - Recorder
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BK-0706 PG- 2469 RPTT: 0.00



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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 Jaymi N. Miller,

9 Plaintiff,

10 vs.

AFFIDAVIT OF RECORDATION

11 Brian J. Miller,

12 Defendant.

13
14 STATE OF NEVADA)
15 COUNTY OF DOUGLAS) ss.

16 I, Connie Wenner, 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 #313434100A.

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 Brian J. Miller, whose address is 625
27 Thorobred Avenue, Gardnerville, NV 89410.

28

- 1 4. That affiant cannot provide the responsible parent's driver's license number.
- 2 5. That the responsible parent's date of birth is 01/08/1975.
- 3
- 4 6. That attached hereto is a certified copy of the Order and Judgment filed July 3,
- 5 2006.
- 6
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Connie Wenner

Connie Wenner

13 SUBSCRIBED and SWORN to before me
14 this 6th day of July, 2006.

15 *Lynda Caldwell*
16 _____
17 NOTARY PUBLIC



RECEIVED

FILED

1 Case No. 06-UR-0017

JUN 26 2006

2 Dept. I

DOUGLAS COUNTY
DISTRICT COURT CLERK

2006 JUL -3 AM 10:45

BARBARA REED
CLERK

KY WILFERT DEPUTY

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

9 Jaymi N. Miller,

Plaintiff,

11 vs.

12 Brian J. Miller,

Defendant.

16 ORDER AND JUDGMENT CONFIRMING MASTER'S FINDINGS AND
17 RECOMMENDATIONS FOR SUPPORT

18 THIS MATTER having regularly come for hearing before the Master on the 9th day
19 of June, 2006; the Plaintiff being (✓) present () not present; and the Defendant being
20 duly served and (✓) present () not present, and represented by pro se
21 _____ and Evan Beavers, Deputy District Attorney, of the Douglas County District
22 Attorney's Office appearing and representing the State of Nevada's interest in the support
23 and welfare of the child(ren) pursuant to law. After hearing all of the evidence and being
24 fully advised in the premises, the Master makes the following findings and
25 recommendations:

26 FINDINGS OF FACT AND CONCLUSIONS OF LAW

27 1. (✓) The Court has jurisdiction of the parties and of the subject matter of this
28 case.



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2. The Defendant is the parent of:

MacKay O'Brian Miller; born: 04/19/2002.

3. The Defendant has a duty to support the above-named child/ren.

4. Medical insurance coverage for the benefit of the minor child/ren is ___ / is not ___ available through the Defendant's ___ / Plaintiff's ___ employment and the cost of coverage to the Defendant ___ / Plaintiff ___ for the child/ren is \$ ___ each month, one-half of which is \$ ___.

5a. The Defendant owes **child support arrears** to the Plaintiff in the amount of \$ 2,000⁰⁰ from prior order through 5-31-06.

5b. The Defendant owes **health insurance premium arrears** (medical cash) to the Plaintiff in the amount of \$ ___ from ___ through ___.

5c. The Defendant owes **spousal support arrears** to the Plaintiff in the amount of \$ 3,000⁰⁰ from prior order through 5-31-06.

6. The Defendant's child support obligation pursuant to the Existing Order is \$ ___.

7. The Defendant's Gross Monthly Income is \$ ___ and ___ % of that amount is \$ ___.

7a. The Defendant's child support obligation pursuant to NRS 125B.070 / NRS 125B.080 is \$ ___.

7b. The Defendant is to receive the sum of \$ ___ each month as a credit which is reflected in the amount stated above in 7a. This sum represents one-half of the amount Defendant pays for medical insurance coverage benefitting the child or children and may change if the premium increases or decreases.

8. The amount of the child support obligation determined by the Master deviates from the NRS 125B.070 percentage formula on the following grounds: ___

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9. () This modifies the previously filed or registered Order in Case No. _____, entered on the _____ day of _____, in the State of _____, County of _____.

IT IS FURTHER FOUND THAT: _____

IT IS HEREBY RECOMMENDED THAT:

1a. () Judgment for **child support arrears** should enter in favor of the Plaintiff and against the Defendant in the amount of \$ _____, from _____ through _____, and the Defendant shall pay \$ _____ per month beginning _____, 2006, and continuing each and every month thereafter until paid in full. Additionally, judgment for **interest** in the amount of \$ _____ which accrued on **unadjudicated child support arrears** during the period from _____ through _____ should enter in favor of the Plaintiff and against the Defendant.

1b. () Judgment for **health insurance premium arrears** (medical cash) should enter in favor of the Plaintiff and against the Defendant in the amount of \$ _____ from _____ through _____, and the Defendant shall pay \$ _____ per month beginning _____, 2006, and continuing each and every month thereafter until paid in full. Additionally, judgment for **interest** in the amount of \$ _____ which accrued on **unadjudicated health insurance premium arrears** (medical cash) during the period from _____ through _____



1 should enter in favor of the Plaintiff and against the Defendant.

2 **1c.** () Judgment for **spousal support arrears** should enter in favor of the Plaintiff
3 and against the Defendant in the amount of \$ _____, from _____ through
4 _____, and the Defendant shall pay \$ _____ per month beginning
5 _____, 2006, and continuing each and every month thereafter until paid in full.
6 Additionally, judgment for **interest** in the amount of \$ _____ which accrued on
7 **unadjudicated spousal support arrears** during the period from _____
8 through _____ should enter in favor of the Plaintiff and against the Defendant.

9 **2a.** () The Defendant shall pay \$ _____ per month as and for **ongoing**
10 **child support**, beginning _____, 2006.

11 **2b.** () The Defendant shall pay \$ _____ per month as and for **ongoing**
12 **health insurance premium reimbursement** (medical cash), beginning _____,
13 2006. The District Attorney's Office shall have authority to administratively modify the
14 Defendant's health insurance reimbursement amount upon sufficient proof by Plaintiff of
15 changes in the cost of coverage.

16 **2c.** () The Defendant shall pay \$ _____ per month as and for **ongoing**
17 **spousal support**, beginning _____, 2006.

18 **3.** () The Defendant shall pay a **total** of \$ _____ per month as
19 follows:

20	CHILD SUPPORT:	_____	Commencing:	_____
21	ARREARS:	_____	Commencing:	_____
22	HEALTH INSURANCE:	_____	Commencing:	_____
23	ARREARS:	_____	Commencing:	_____
24	SPOUSAL SUPPORT:	_____	Commencing:	_____
25	ARREARS:	_____	Commencing:	_____
26	OTHER:	_____	Commencing:	_____

27 **INTEREST/PENALTIES:** Interest will be assessed on all unpaid child support balances
28 for cases with a Nevada controlling order pursuant to NRS 99.040. A 10% penalty may be

1 assessed on each unpaid installment, or portion thereof, of an obligation to pay support for
2 a child, pursuant to NRS 125B.095. If Defendant pays child support through income
3 withholding and the full obligation is not met by the amount withheld by Defendant's
4 employer, Defendant is responsible to pay the difference between the court ordered
5 obligation and the amount withheld by Defendant's employer directly to the state
6 disbursement unit. If Defendant fails to do so Defendant will be subject to the assessment
7 of penalties and interest. Defendant may avoid these additional costs by making the
8 current child support payments each month.

9 **OTHER RECOMMENDATIONS REGARDING PAYMENT:** In the event the payments
10 are not made in full by wage withholding or Defendant becomes unemployed or
11 underemployed, all child support payments must be made in the form of a cashier's
12 check, certified check, money order, or in cash. If the payment is in the form of
13 cash, it must be delivered to the Douglas County Clerk at her office in the Old
14 Minden Inn located at 1594 Esmeralda Avenue, Suite 105, Minden, Nevada. If the
15 payment is in the form of a cashier's check, certified check, or money order, it must
16 be made payable to the **STATE COLLECTIONS AND DISBURSEMENT UNIT**
17 **(SCaDU)**, identified by the Defendant's name and Social Security Number or **Case**
18 **No. [REDACTED] 4581A**, and it must be mailed to the **STATE COLLECTIONS AND**
19 **DISBURSEMENT UNIT (SCaDU), P.O. BOX 98950, LAS VEGAS, NV 89193-8950.**

20
21 4. () The Defendant is not required to provide health insurance coverage at
22 this time because the Plaintiff shall provide health insurance coverage for the minor
23 child(ren) available through Plaintiff's employer or other group policy. The District
24 Attorney's Office shall have authority to administratively modify the Defendant's medical
25 cash obligation upon sufficient proof of changes in the cost of coverage.

26 5. () The Defendant shall provide health insurance coverage for the child/ren
27 when available through Defendant's employer or other group policy; and Defendant shall
28 provide all reasonable and necessary assistance to enable the Plaintiff to obtain the

1 medical benefits offered by the policy of insurance. The District Attorney's Office shall
2 have authority to administratively modify the credit for health insurance coverage upon
3 sufficient proof of changes in the cost of coverage.

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

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

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

16 9. () **GOOD CAUSE BEING FOUND BY THE COURT:** _____
17 _____

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

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

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

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

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

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

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

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

15 **IT IS FURTHER RECOMMENDED THAT:**

16 *This hearing was for purposes of adjudicating*
17 *arrearages for child support and spousal support*
18 *accrued through May 31, 2006 only.*
19 _____
20 _____
21 _____

22 **IT IS SO RECOMMENDED.**

23
24 Dated this 9th June, 2006.

25 _____
26 _____
27 _____
28 _____
MASTER

NOTICE

Objections to this recommendation are governed in part by NRS 425.3844. Plaintiff or Defendant 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, Plaintiff or Defendant 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 _____, 2006. _____
Plaintiff

Dated this _____, 2006. _____
Defendant

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: 7/3, 2006.



DISTRICT COURT JUDGE

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COPY

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:

7/3/06

SEAL

B. Reed Clerk of the 9th Judicial District Court of the State of Nevada, In and for the County of Douglas,

By K. Willett Deputy

