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CHILD SUPPORT ENFORCEMENT PROGRAM

Lincoln County - NV
Leslie Boucher - Recorder

Fee: Page 1 of 10
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RECORDING REQUESTED BY AND RETURN TO:

**STATE OF NEVADA
ELKO PROGRAM AREA OFFICE
CHILD SUPPORT ENFORCEMENT
1020 RUBY VISTA DR, #101
ELKO, NV 89801**

**ORDER CONFIRMING COURT MASTER'S FINDINGS AND
RECOMMENDATIONS FOR SUPPORT
AND
COURT MASTER'S FINDINGS AND RECOMMENDATIONS FOR SUPPORT**

***This is a cover page that only the Lincoln County Recorders Office will use to record the above named document. Do not file stamp this cover sheet. Only attach this form to the front of the Order and Notice of Entry of Order form that will be given to the recorders office.**



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FILE NO: CV-1039012

2013 JAN -3 PM 2:27

DEPT. NO: 2

UNCOVERED BY CLERK
MB

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF LINCOLN

-oOo-

DIVISION OF WELFARE AND
SUPPORT SERVICES, and
SHAWNA PUGSLEY,
Obligee

ORDER CONFIRMING COURT
MASTER'S FINDINGS AND
RECOMMENDATIONS FOR SUPPORT

vs

KENNETH LAURIA,
Obligor

FILED IN DISTRICT COURT OF THE 7TH JUDICIAL DISTRICT
COUNTY OF LINCOLN, NEVADA
CLERK OF DISTRICT COURT
AK

THE COURT HAVING REVIEWED THE MASTER'S FINDINGS AND
RECOMMENDATIONS FOR SUPPORT AND ALL PLEADINGS AND PAPERS ON
FILE, FINDS THAT NO TIMELY OBJECTIONS HAVE BEEN FILED WITH THE
COURT THEREFORE;

IT IS HEREBY ORDERED: that the Master's
Recommendations from the hearing held on November 21, 2012, and
Recommendations from the hearing filed on December 7, 2012
are hereby affirmed and adopted by the Court.

Dated this 2nd day of January, 2013

Sam G. Lopez

DISTRICT JUDGE



COPY

This document to which this certificate is attached is a full, true and correct copy of the original, on file and recorded in the County Clerks Office, Pioche Nevada.

In witness whereof, I have hereunto set my hand and affixed the seal of the Seventh Judicial District Court in and for the County of Lincoln, State of Nevada, This 17 day of January 2013

Clerk

Mari Bleck

Deputy Clerk



received
12-7-12

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2012 DEC -7 PM 2:40

LINCOLN COUNTY CLERK
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IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF LINCOLN

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DIVISION OF WELFARE AND
SUPPORT SERVICES, and
SHAWNA PUGSLEY,
Obligee

COURT MASTER'S FINDINGS AND
RECOMMENDATIONS FOR SUPPORT

vs

KENNETH LAURIA,
Obligor

Admission Pursuant to NRS 239B.030
CSH Does Appear
CSH Does Not Appear *ll*

THIS MATTER having regularly come for hearing before
the Court Master on the 21ST day of November, 2012; the
Obligee being (X) present ()not present, and represented by __;
and the Obligor being duly served and (X)present ()not present,
and represented by __; Kimberly Ramirez of the Nevada State
Welfare Division, Child Support Enforcement office appearing
and representing the State of Nevada's interest in the support
and welfare of the child(ren) pursuant to law. After hearing
all of the evidence and being fully advised in the premises,
the Court Master makes the following findings and
recommendations:



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FINDINGS OF FACT AND CONCLUSIONS OF LAW

1.(X) The State of Nevada has/is taking continuing exclusive jurisdiction pursuant to the Full Faith and Credit Support Orders Act (28 U.S.C. 1738b)

2.(X) The Court has jurisdiction of the parties and of the subject matter of this case.

3. () The parties and the child(ren) reside outside the State of Nevada.

4.(x) No child support order exists for the support of the minor child(ren).

5.(X) The Obligor is the parent of the following child(ren):	NAME (S)	DOB (S)
	CALEB PUGSLEY	5-9-2012

6.(X) The Obligor has a duty to support the above named child(ren);

7.(x) The Obligor owes support arrears to the Obligee in the amount of \$ 400.00 from 7-1-12 through 10-31, 2012.

8. (X) Benefits have been received on behalf of the minor child(ren) in the form of: (X) Medicaid (X) TANF

9. () The Obligor's Gross Monthly Income is \$ and % of the amount is \$;

10.(x) The Obligor's child support obligation pursuant to NRS 125B.070 (), 125B.080 (x) or Existing order() is \$ 100.00 per month;

11.(x) The amount of the child support obligation determined by the Court Master deviates from the NRS 125B.070 percentage formula on the following grounds: the Obligor is currently unemployed and unable to work due to a permanent heart condition. The Obligor has been placed on the list for a heart transplant;

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12. (x) Genetic testing has confirmed that the Obligor is the biological father of the minor child(ren), therefore the Master finds the Obligor is the legal father of said child(ren).

13. (X) The obligor was personally served with Notice of Financial Responsibility on September 20, 2012.

OTHER FINDINGS:

Given the Obligor's ability to pay and health condition, no interest shall be charged based upon an undue hardship. The parties obtained genetic testing on their own behalf; said results determined that the Obligor is the biological father of the child. A copy of the results shall be provided to the State.

IT IS HEREBY RECOMMENDED THAT:

1. (x) The Obligor shall pay \$ 100.00 per month as and for ongoing child support, beginning 11-1, 2012.

a. (x) Medical Cash is owed and the Obligor is to pay \$ 5.00 per month beginning 11-1, 2012 and continuing until private insurance is obtained and the child is off Medicaid or coverage under the current policy lapses.

2. (x) A judgment of support arrears is entered in favor of the Obligee and against the Obligor in the amount of \$ 400.00 from 7-1-12 through 10-31, 2012. Obligor is to pay \$ 20.00 per month beginning 11-1, 2012 and also continuing each and every month thereafter until paid in full.

3. ALL PAYMENTS NOT COLLECTED BY INCOME WITHHOLDING SHALL BE MADE BY MONEY ORDER, CASHIER'S CHECK, or BUSINESS CHECK AND PAYABLE TO "SCADU". PERSONAL CHECKS WILL NOT BE ACCEPTED. NO CREDIT WILL BE GIVEN FOR PAYMENTS PAID DIRECTLY TO THE OBLIGEE. ALL SUCH PAYMENTS SHALL CONTAIN THE OBLIGOR'S NAME (PAYOR), OBLIGOR'S SOCIAL SECURITY NUMBER, CASE NUMBER, AND THE OBLIGEE'S NAME (PAYEE) ALL SUCH SHALL BE PAYABLE AND MUST BE DELIVERED BY THE OBLIGOR TO:

STATE COLLECTION AND DISBURSEMENT UNIT



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(SCaDU)
PO BOX 98950
LAS VEGAS, NV 89193-8950

4. () The Obligor shall provide health insurance coverage that is reasonable in cost and accessible for the child(ren) through:

- a. Obligor's employer or group policy; or
- b. private policy; or
- c. any other means available to Obligor, other than Medicaid.

5. (x) The Obligee is required to provide health insurance coverage at this time because () it is available at this time and/or (x) she is receiving Medical Cash compensation. Further, Obligee shall provide all reasonable and necessary assistance to enable the Obligor to obtain the medical benefits offered by the policy of insurance pursuant to NRS 125B.085.

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

7. The Obligor shall notify the Family Support Unit of the District Attorney's office of any change of address, change in employment or change in the availability of health insurance coverage within ten (10) days of such coverage.

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

9. **NO CREDIT WILL BE GIVEN FOR PAYMENTS NOT MADE BY WAGE/INCOME WITHHOLDING OR DIRECTLY THROUGH THE STATE COLLECTION AND DISBURSEMENT UNIT (SCaDU).**

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

11. Unless a stay of this Order is obtained from the District Court, all enforcement procedures, including but not limited to wage withholding, garnishment, liens and the interception of Federal Income tax refunds, will be undertaken upon entry of this Order.

12. **The obligor is hereby given notice that failure to comply with the terms of this order may result in contempt proceedings.** The obligor is required to inform the Court of



1 his ability or inability to pay at all times. THE OBLIGOR IS
2 FURTHER NOTICED that his/her ability to pay shall directly
3 affect the determination of the Court during a contempt
4 hearing.

5 13. A 10% penalty may be assessed on each unpaid
6 installment, or portion thereof, of an obligation to pay
7 support for a child, pursuant to NRS 125B.095. If you pay your
8 child support through income withholding and your full
9 obligation is not met by the amount withheld by your employer,
10 you are responsible to pay the difference between your court
11 ordered obligation and the amount withheld by your employer
12 directly to the state disbursement unit. If you fail to do so
13 you will be subject to the assessment of penalties and
14 interest. You may avoid these additional costs by making your
15 current child support payments each month.

16 14. (x) No interest shall be charged based upon an undue
17 hardship. N.R.S. 125B.140(2)(c).

18 15. (x) The birth certificate(s) of the minor child(ren)
19 shall be amended to reflect that the Obligor is the legal
20 father of said child(ren).

21 **IT IS SO RECOMMENDED**

22 Dated: Nov 28th, 2012

RITA D. FOWLER
COURT MASTER

23 **NOTICE**

24 Objections to this recommendation are governed in part by
25 NRS 425.3844. You have ten (10) days from receipt of this
26 recommendation to file an appeal. This recommendation is
governed by the "Review and Adjustment" guidelines of the
Federal Regulations (45 C.F.R. 303.8).

**PURSUANT TO NRS 425.3844 FAILURE TO FILE AN OBJECTION AND
SERVE WRITTEN OBJECTIONS TO THIS RECOMMENDATION WITHIN TEN DAYS
OF RECEIPT WILL RESULT IN THIS RECOMMENDATION BECOMING A FINAL
JUDGMENT DEEMED APPROVED BY THE DISTRICT COURT BY OPERATION OF
LAW.**

27 Dated: Nov 28th, 2012

RITA D. FOWLER
COURT MASTER

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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Division of Welfare and Supportive Services of the Department of Health and Human Services, and that on this date, I deposited for mailing at Elko, Nevada, with postage fully prepaid thereon, a true and correct copy of the forgoing, Court Master's Findings and Recommendations for Support, addressed as follows:

SHAWNA PUGSLEY
(Address Confidential)

Dated this 5TH day of DECEMBER 2012.


ARTIE TSCHIDA
ADMINISTRATIVE ASSISTANT II




CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Division of Welfare and Supportive Services of the Department of Health and Human Services, and that on this date, I deposited for mailing at Elko, Nevada, with postage fully prepaid thereon, a true and correct copy of the forgoing, Court Master's Findings and Recommendations for Support, addressed as follows:

KENNETH LAURIA
(Address Confidential)

Dated this 5TH day of DECEMBER 2012.


ARTIE TSCHIDA
ADMINISTRATIVE ASSISTANT II

This document to which this certificate is attached is a full, true and correct copy of the original, or file and recorded in the County Clerk's Office, Elko, Nevada.

In witness whereof, I have hereunto set my hand and affixed the seal of the Seventh Judicial District Court in and for the County of Elko, State of Nevada, this 11 day of January, 2013.


Mariee Blank