

STATE OF OKLAHOMA
OFFICE OF ADMINISTRATIVE HEARING
(Department of Human Services)

APR 08 2014

FILED

OFFICE OF ADMINISTRATIVE HEARINGS: CHILD SUPPORT
DEPARTMENT OF HUMAN SERVICES
STATE OF OKLAHOMA

AMY PACE,)	
)	District Court Case No.: FD-11-211
Petitioner/Plaintiff,)	OAH No.: 2013-16675
vs,)	
)	OK IV-D No.: 689530001
SCOTT PACE,)	
)	
Respondent/Defendant.)	

ORDER REGARDING LICENSES AND PAST DUE CHILD SUPPORT

On April 8, 2014, the Notice of Intent to Revoke or Suspend Licenses or License Reinstatement comes before the court.

Oklahoma Child Support Services ("OCSS") appears through its attorney.

The Obligor is the Petitioner Respondent (noncustodial parent) and appears:

- in person, pro se.
- in person, with counsel _____
- by telephone
- not.
- not, being in default.
- not, having previously signed this order.
- not, represented by counsel _____

The Custodial Person is the Petitioner Respondent Other and appears:

- in person, pro se.
- in person, with counsel _____
- by telephone
- not.
- not, having previously signed this order.
- not, represented by counsel _____
- not, UIFSA.

Other persons appear: _____

This Court has jurisdiction over the subject matter and the parties. The non-custodial parent/obligor has been properly served and has been given notice and opportunity to be heard.

The Court, upon hearing the testimony and evidence presented, and any agreements of the parties, and being fully advised, **FINDS, ORDERS, AND DECREES** as follows:

18169
KH

1. **CURRENT SUPPORT:** Obligor has a duty to provide support for the minor child(ren) who is/are the subject of this action. Obligor is ordered to pay child support of \$ 1468.20 per month per prior court order.

2. **PRIOR ORDERS AND CHILD SUPPORT ARREARS.** All provisions in prior orders entered in this case not specifically modified herein remain in full force and effect.

The issue of child support owed by either parent for a period prior to this order is reserved for future determination.

Judgment is confirmed for past due child support against the Obligor in the sum of \$ _____ for the time period from _____ through _____, plus \$ _____ representing the balance of previous judgments, for a total judgment of \$ _____ and does not include statutorily required interest.

Determination of the amount of interest owed through the date of this order is reserved.

Statutory interest is also owed in the amount of \$ _____ through _____.

3. *** PAYMENT OF JUDGMENT.** The obligor is ordered to pay the above judgment(s) by making monthly payments to the Oklahoma Department of Human Services in the amount of \$ _____ beginning on _____ and continuing each month until the judgment(s), together with interest, are paid in full. When current support is no longer due, the amount previously applied to ongoing current support shall be applied to the judgment(s) and the obligor shall continue to pay the total amount of \$ _____ per month until the judgment(s), together with interest, are paid in full or until further order of the court or of the Department of Human Services. *AS PREVIOUSLY ORDERED **

The Court specifically finds that imposition of a three year payment schedule in this case would be unreasonable under current factual circumstances and, therefore, is not in the best interests of the child(ren) involved.

4. Regarding the **NOTICE OF INTENT TO REVOKE LICENSE(S)**, the Court finds and Orders:

Probation. The obligor is not in compliance with an order for support as defined in Title 43 O.S. Section 139.1. The obligor:

has failed to make child support payments required by a child support order in an amount equal to the child support payable for at least ninety (90) days or has failed to make full payments pursuant to a court-ordered payment plan for at least ninety (90) days;

has failed to obtain or maintain health insurance coverage as required by an order for support for at least ninety (90) days;

- has failed after receiving appropriate notice to comply with subpoenas or orders relating to paternity or child support proceedings; or
- has failed to comply with an order to submit to genetic testing to determine paternity.

The Obligor is placed on probation as to any license defined by Title 43 O.S. Section 139.1. Probation shall be for an initial period of six (6) months. Probation is conditioned upon full compliance with the terms and payment plan in this order. If at the completion of the probationary period the obligor has failed to fully comply with the order, the licenses of the obligor shall be automatically suspended or revoked without further hearing. Full compliance is defined as full payments, including both current support and judgment payments, each and every month until the obligor is current in his/her support obligation, or until further order of this Court. The obligee or OCSS may request a hearing at any time to review the status of the obligor's compliance with the payment plan and to request immediate suspension or revocation of the obligor's license;

LICENSE REINSTATEMENT: Defendant's license shall be reinstated for a 90-day period during which full monthly payments must be made. If full payments are made, the license may remain reinstated in probationary status. If payments are not made, the license will be revoked. Defendant is responsible for contacting the Department of Public Safety and making arrangements for license reinstatement and paying all applicable fees.

REVIEW OF COMPLIANCE: Obligor is recognized back and ordered to appear on the following court date, _____ at _____ am. This is the only notice of this date that Obligor will receive. Notice of any subsequent hearings in this matter shall be mailed by regular mail to the address provided in this order or to the last known address.

NON-ISSUANCE, NON-RENEWAL, OR REVOCATION. The Court finds that the obligor is not in compliance with an Order for Support as defined in Title 43 O.S. Section 139.1; therefore, the obligor's licenses (including driver's license) are hereby REVOKED.

5. **ADDRESS OF RECORD FOR SERVICE OF PROCESS AND EMPLOYMENT CHANGES:** All parties and Custodial Persons are required to inform the Central Case Registry of the current address of record for service of process in support, visitation, and custody actions. Any changes (names and addresses) in your address of record, your employer, and your health insurance must be provided in writing to the Central Case Registry within 30 days of the change at the following address:

Central Case Registry
P. O. Box 528805
Oklahoma City, Oklahoma 73152-8805

You may be served in child support actions filed after this date by regular mail to the last address of record provided to the Central Case Registry. The address of record may be different from the party's physical address. If your physical address and address of record are different, you must

notify the child support enforcement office of any changes in your physical address. Future notices will be sent to the last address of record provided to the Central Case Registry.

The following is the current address of record for service of process for the Obligor:

on record

The following is the current address of record for service of process for the Custodial Person (if applicable):

on record

6. **METHOD OF PAYMENT:** Child support and judgment payments shall be made payable to the Oklahoma Department of Human Services and mailed to: Oklahoma Centralized Support Registry, P.O. Box 268849, Oklahoma City, OK 73126-8849, with the child support case number: _____ on the face of the payment. Payments may also be paid electronically through the State of Oklahoma Web Pay System.

Payments shall continue to be made in this manner for so long as child support services are provided for the benefit of the minor child(ren) by the Department of Human Services. Upon termination of such services, the Department of Human Services shall provide written notice to the person owing the child support. Any delinquent child support payments due at the time and still subject to an assignment made in favor of the Department of Human Services shall continue until the assignment has been released by the Department of Human Services. **PAYMENTS MADE IN ANY MANNER OTHER THAN AS SPECIFIED IN THIS ORDER SHALL BE CONSIDERED GIFTS AND SHALL NOT BE CREDITED TO THE AMOUNT OWED.**

7. **INCOME ASSIGNMENT:** An immediate income assignment is ordered pursuant to 12 O.S. § 1171.3(G)(1). A portion of the Obligor's monthly or other periodic income shall be assigned to the Custodial Person or appropriate agency in an amount sufficient to ensure payment of the monthly support obligation, including any arrearage and judgment payments. The assignment is effective immediately; provided however, that the Obligor remains responsible for making payments directly to OKDHS in any month when an income assignment is not in effect or does not pay the full amount due under this order.

The Obligor's current employment or payor of income is as follows:

Employer Name: _____

Address: _____

Phone Number: _____

8. **OTHER COLLECTION REMEDIES:** The payment plan on the judgment(s) ordered herein shall not be the exclusive collection remedy. Until all past support is paid in full, the

Department may use other methods to collect the past support. These methods include but are not limited to interception of federal and/or state tax refunds, administrative offset, bank levy, seizure of other personal and real property, and Notice and Order of Child Support Lien. The obligor is hereby put on notice that the Department will request consumer reporting agencies to furnish the obligor's consumer report to the Department. Additionally, the monthly judgment payment may be increased periodically in accordance with 56 O.S. § 237A(A)(9), 56 O.S. § 240.23 (A)(3), or by other administrative or judicial action.

9. **APPEAL:** An administrative order may be appealed to the district court **WITHIN THIRTY (30) DAYS**, as provided in 56 O.S. § 240.3. Copies of the petition in error should be served upon the Office of Administrative Hearings, Child Support, P.O. Box 53025, Oklahoma City, Oklahoma 73152-3025, AND upon the District Child Support Services Office. A district court order may be appealed pursuant to statute.

10. **OTHER:** All licenses are hereby reinstated including medical license and driver license.

IT IS SO ORDERED.



J. Ramirez
Administrative Law Judge

I certify that this is a correct copy of the document as it appears on file in the State of Oklahoma's Office of Administrative Hearings (Department of Human Services).

Date: _____

Signature: _____

Title: _____

APPROVED AS TO FORM:

(Signature)

(Signature)

Custodian (Printed name)

Obligor (Printed name)

(Address)

(Address)

(Phone)

(Phone)

ATTORNEY FOR
OBA#

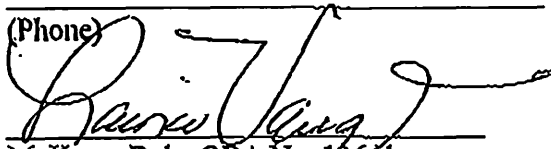
ATTORNEY FOR
OBA#

(Address)

(Address)

(Phone)

(Phone)



M. Karen Dale, OBA No. 13641
Laina Vaughn, OBA No. 19961
State's Attorney for OCSS

CERTIFICATE OF SERVICE

On _____, a true and correct copy of this document was:

- Hand Delivered to the Obligor Oblgee ATTORNEY(S)
- Mailed with sufficient postage prepaid to the verified address of record above for the following parties: Obligor Oblgee ATTORNEY(S) - obligee's (Amy McFarland)
- Mailed with sufficient postage prepaid to the following parties:
 - Obligor at _____
 - Oblgee at _____

Tahlequah Child Support Representative

STATE OF OKLAHOMA

STATE OF



OKLAHOMA

AMY PACE,

PLAINTIFF

vs.

District Court No. FD-2011-211

SCOTT PACE,

DEFENDANT

STATE OF OKLAHOMA
OFFICE OF ADMINISTRATIVE HEARING
(Department of Human Services)

APR 08 2014

NONCOMPLIANCE WITH AN ORDER OF CHILD SUPPORT
ORDER TO REVOKE DRIVING PRIVILEGE

FILED

NOTICE OF COMPLIANCE

The Court or the Office of Administrative Hearing, Dept. of Human Services hereby issues a release of the Order of Revocation for Noncompliance with an Order of Support

Authorized Signature

Date:

4-8-14

NAME		LAST	FIRST	MIDDLE
		PACE	SCOTT	E
STREET ADDRESS				
1140 S 101st East Ave Apt 32				
CITY		STATE	ZIP CODE	
TULSA		OK	74128	
DRIVERS LICENSE NUMBER	EXP. DATE	STATE	DATE OF BIRTH	
F083377791	01/31/2016	OK	3/3/59	
SOCIAL SECURITY NUMBER			RACE	SEX
			W	M
OAH NUMBER (FOR DIIS USE ONLY)	FQN NUMBER (FOR DIIS USE ONLY)			
2013-16675	689530001			

TO DPS AND DEFENDANT: Pursuant to 47 O.S., Section 6-201.1, the court/OAH orders revocation of defendant's driving privileges.

This order is effective: 3/6/2014

JUDGE/ALIASIGNATURE	DATE	
	3/6/2014	
NAME OF COURT / CSRD OFFICE	COUNTY CODE	
Tahlequah CSRD	11	
MAILING ADDRESS	TELEPHONE NUMBER	
P.O. Box 480	1-800-522-2922	
CITY	STATE	ZIP CODE
Tahlequah	OK	74465-0480
DRIVER LICENSE SUBMITTED TO OKLAHOMA DEPARTMENT OF PUBLIC SAFETY? (CIRCLE ONE)		
YES NO		

MAIL TO:

Driver Improvement Bureau
Oklahoma Department of Public Safety
P.O. Box 11415
Oklahoma City, OK 73136-0415

DPS USE ONLY

DATE ORDER ENTERED AND FLAGGED _____ BY _____