

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

**1. CODY RICHARDSON V. JENNIFER DAVIS**

**PFL20210489**

On August 13, 2021, Petitioner filed a Request for Order (RFO) requesting the court to make custody and parenting time orders. A CCRC session was scheduled for September 10, 2021 with a hearing on the RFO set for October 28, 2021.

On September 2, 2021, Petitioner filed an ex parte application for temporary custody pending the hearing date, which was denied by the court the following day.

Only Petitioner participated in the CCRC session. A single parent CCRC report was issued on September 10, 2021 with copies mailed to the parties on September 15, 2021. Since only Petitioner participated, no recommendations were included in the report.

On September 21, 2021, Respondent was personally served with the RFO.

On October 14, 2021, Respondent filed a Responsive Declaration along with a Declaration in support of the RFO, served on Petitioner by overnight delivery the day prior. Respondent contends that she did not attend the CCRC session because she was not served with the RFO and referral to CCRC until after the date of the session. Respondent requests sole legal and physical custody of the minor, reasonable visitation to Petitioner, and a re-referral to CCRC.

At the October 28, 2021 hearing, the court adopted the tentative ruling, which re-referred the parties to CCRC on December 2, 2021 and continued the matter to January 20, 2022.

Both parties participated in CCRC and reached some agreements, but not on the parenting schedule itself. A CCRC report was issued on January 12, 2022 with copies mailed to the parties on January 14, 2022.

The report notes that both parties are requesting physical custody with visits to the other parent on the 1st, 2nd, and 4th weekends of the month. Petitioner lives in Chico area, whereas Respondent lives in Placerville area, making a more equal timeshare impractical. The report recommends that the child reside primarily with Petitioner with Respondent having weekend visitation. The report states that the parties both agree that the move from Oroville to El Dorado County was due to the parties being displaced by the Wall fire in 2017, after which they moved to Antelope and then to Camino. The report noted the extended family in the Chico area and close proximity to it and the child's lack of strong ties to the community in Placerville, given her young age.

Parties appeared on January 20, 2022. Respondent requested a continuance due to the late mailing of the CCRC report. The court continued the hearing to March 10, 2022.

On March 3, 2022 Respondent filed a Supplemental Declaration and Memorandum of Points and Authorities. Petitioner was served via overnight delivery on March 2, 2022 with Proof of Service filed on March 3, 2022. Respondent objects to the recommendations in the CCRC report. Respondent asserts that the minor's ties to the community in El Dorado County are more than tangential and Petitioner's return to Butte County was intended to be temporary. Respondent requests the court deny Petitioner's request to relocate the minor from El Dorado County to Butte County. Respondent requests she be awarded temporary sole physical custody with reasonable parenting time to Petitioner. Respondent also requests parties be re-referred to CCRC to specifically discuss the potential move away.

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On March 10, 2022, parties appeared for the hearing and presented oral argument. The court re-referred the parties to CCRC with Normal Labat to address the potential move away, discuss, consider and analyze the LaMusga factors. The court continued the review hearing to June 2, 2022. The court ordered Petitioner's parenting time to be every other weekend from Friday after school until Sunday at 5:00 pm.

Neither party has filed an additional Supplemental Declaration.

Parties participated in CCRC on April 14, 2022 but were unable to reach any agreements. A report with recommendations was filed on May 23, 2022 and mailed to the parties on the same date. The court has read and considered the CCRC report and recommendations and finds the recommendations to be in the minor's best interest. The court adopts the recommendations as the court's orders. The parties shall have joint legal custody. Respondent shall have primary physical custody. Petitioner shall have parenting time the 1<sup>st</sup>, 2<sup>nd</sup>, and 4<sup>th</sup> weekend of the month from Friday at 5:00 pm until Sunday at 5:00 pm. The exchanges shall take place at the Roseville Galleria. The court adopts the holiday schedule as outlined in the report. The court adopts the vacation recommendations. The court adopts the additional provisions as outlined in the report. Parties are to abide by the respect guidelines. Parties shall enroll in and complete a co-parenting class. The parties shall use talkingparents.com or similar application to communicate about the minor.

All prior orders not in conflict remain in full force and effect. Respondent shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #1: THE COURT ADOPTS THE RECOMMENDATIONS AS THE COURT'S ORDERS. THE PARTIES SHALL HAVE JOINT LEGAL CUSTODY. RESPONDENT SHALL HAVE PRIMARY PHYSICAL CUSTODY. PETITIONER SHALL HAVE PARENTING TIME THE 1<sup>ST</sup>, 2<sup>ND</sup>, AND 4<sup>TH</sup> WEEKEND OF THE MONTH FROM FRIDAY AT 5:00 PM UNTIL SUNDAY AT 5:00 PM. THE EXCHANGES SHALL TAKE PLACE AT THE ROSEVILLE GALLERIA. THE COURT ADOPTS THE HOLIDAY SCHEDULE AS OUTLINED IN THE REPORT. THE COURT ADOPTS THE VACATION RECOMMENDATIONS. THE COURT ADOPTS THE ADDITIONAL PROVISIONS AS OUTLINED IN THE REPORT. PARTIES ARE TO ABIDE BY THE RESPECT GUIDELINES. PARTIES SHALL ENROLL IN AND COMPLETE A CO-PARENTING CLASS. THE PARTIES SHALL USE TALKINGPARENTS.COM OR SIMILAR APPLICATION TO COMMUNICATE ABOUT THE MINOR. ALL PRIOR ORDERS NOT IN CONFLICT REMAIN IN FULL FORCE AND EFFECT. RESPONDENT SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**

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**2. DARCIE CHAMBERS V. JOHN CHAMBERS**

**22FL0087**

On March 1, 2022, Petitioner filed a Request for Order (RFO) requesting the court make orders for child custody, parenting time, child support, spousal support, and attorney fees. Petitioner filed an Income and Expense Declaration the same day. Parties were referred to Child Custody Recommending Counseling (CCRC) for an appointment on March 14, 2022 and a review hearing on April 28, 2022. Respondent was served by mail on March 1, 2022. On February 23, 2022, the parties submitted, and the court signed, a stipulation and order to the court for temporary custody and parenting time orders.

Petitioner requests the court order joint legal custody with Petitioner to have primary physical custody. Petitioner is requesting guideline child support and spousal support. Petitioner is also requesting Family Code section 2030 attorney fees. Petitioner asserts she has been the primary caretaker of the minors throughout their lives. Petitioner further asserts that by agreement of the parties she has not worked for a number of years. Petitioner is requesting attorney fees as she has no income.

On March 11, 2022, parties submitted, and the court signed, a stipulation and order to reset the CCRC appointment and review hearing. The new CCRC appointment was set for April 7, 2022 and the review hearing was reset for June 2, 2022.

Respondent filed a Responsive Declaration as well as an Income and Expense Declaration on April 5, 2022. Petitioner was served electronically on April 5, 2022. Respondent objects to Petitioner's request as to custody and parenting time but does agree to an order substantially similar to the stipulated temporary orders with equal parenting time. Respondent requests the court order Petitioner to submit to an 80 hour "Etg" alcohol test at the end of her parenting time. Respondent consents to guideline support, however, requests Petitioner be imputed with income, as Respondent asserts Petitioner has turned down work as a teacher. Respondent also requests the court deny Petitioner's request for attorney fees.

Parties attended CCRC on April 11, 2022 and were able to reach a full agreement. A copy of the report was mailed to the parties on May 20, 2022.

Petitioner filed a Supplemental Declaration on May 25, 2022. Respondent was served electronically on May 25, 2022. Petitioner requests the court adopt the agreement of the parties reached at CCRC. Petitioner is requesting the court order right of first refusal if Respondent requires more than three hours of childcare. Petitioner asserts there is no need for the court to order the 80 hour "Etg" test as she does not have an alcohol abuse problem and has been sober since November 2021. Petitioner states she has not turned down employment, rather there was a potential position at a school that did not come to fruition. Petitioner requests the court not impute income to her currently as she is actively seeking employment. Petitioner also makes an additional request that Respondent properly secure his firearms and ammunition.

The court has read and considered the above and makes the following findings and orders:

The court has read and considered the report and finds the agreement of the parties to be in the best interest of the minors. The court adopts the parties' agreement as the court's order. Parties shall share joint legal and physical custody. Parties shall utilize a 2-2-3 parenting plan schedule. The court

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adopts the holiday schedule. The court adopts the additional provisions. Parties are to enroll and participate in a parenting education class as well as a co-parenting class. The court denies Respondent's request for an 80-hour Etg test without prejudice.

Based on the March 1, 2022 filed Income and Expense Declaration, Petitioner has no income and approximately \$8,000 in expenses each month. The court finds Petitioner has the means and ability to work. The court imputes income for Petitioner at minimum wage for 40 hours a week, as that is what she has earned when she is working as a substitute teacher. Petitioner last filed taxes in 2020 jointly with Respondent.

Respondent has an average monthly income of \$11,930, based on the April 5, 2022 filed Income and Expense Declaration. Respondent has monthly deductions of \$621 for health care, \$597 for 401K contributions, and \$776 for property taxes. Respondent also has \$200 per month in non-reimbursed work expenses. Respondent last filed taxes in 2020 jointly with Petitioner.

Using the above figures, the court finds guideline child support to be \$1,533 per month payable from Petitioner to Respondent. This order is effective March 1, 2022. This results in an arrears balance of \$6,132 for March through June. The court orders Petitioner to pay Respondent \$511 per month as and for arrears beginning on June 15, 2022 and due on the 15<sup>th</sup> of each month until paid in full (approximately 12 months). If there is a missed payment, the full balance is due plus legal interest.

The court finds guideline spousal support to be \$1,053 per month payable from Petitioner to Respondent. This order is effective March 1, 2022. This results in an arrears balance of \$4,212 for March through June. The court orders Petitioner to pay Respondent \$351 per month as and for arrears beginning on June 15, 2022 and due on the 15<sup>th</sup> of each month until paid in full (approximately 12 months). If there is a missed payment, the full balance is due plus legal interest.

The court finds the total net amount for child and spousal support is \$2,586 per month due from Petitioner to Respondent the 1<sup>st</sup> of each month continuing the 1<sup>st</sup> of each month thereafter until further order of the court or legal termination. The net amount of arrears owed is \$862 due the 15<sup>th</sup> of each month until paid in full (approximately 12 months).

The court orders that the parties shall share equally in the uncovered medical costs for the child and any agreed upon extracurricular costs. Respondent shall provide health insurance for the minors.

The court finds that there is a disparity in income between the parties, even with the temporary spousal support order. Additionally, the court finds that Respondent has substantial funds available to him for purposes of obtaining legal representation as indicated in his Income and Expense Declaration in item #11a. Petitioner does not have similar funds listed. Therefore, the court grants the request for attorney's fees and costs under Family Code section 2030 in the amount of \$5,000.

The court orders Respondent shall properly secure and maintain all firearms and ammunition in a secure location the minors cannot access.

All prior orders not in conflict with this order remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

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**TENTATIVE RULING #2: THE COURT ADOPTS THE PARTIES' AGREEMENT REACHED AT CCRC AS THE COURT'S ORDER. PARTIES SHALL HAVE JOINT LEGAL AND PHYSICAL CUSTODY AND USE A 2-2-3 PARENTING PLAN. THE COURT ADOPTS THE REMAINDER OF THE AGREEMENTS AS CONTAINED IN THE CCRC REPORT. THE COURT ORDERS RESPONDENT TO PAY GUIDELINE CHILD SUPPORT AND SPOUSAL SUPPORT AS OUTLINED ABOVE. THE NET AMOUNT PAYABLE FROM RESPONDENT TO PETITIONER IS \$2,586 DUE THE 1<sup>ST</sup> OF EACH MONTH. RESPONDENT SHALL PAY PETITIONER \$862 PER MONTH AS AND FOR ARREARS DUE THE 15<sup>TH</sup> OF EACH MONTH UNTIL PAID IN FULL. ANY MISSED PAYMENT WILL RESULT IN THE FULL BALANCE BECOMING DUE, WITH LEGAL INTEREST. THE PARTIES SHALL SHARE EQUALLY IN THE UNCOVERED MEDICAL COSTS FOR THE CHILD AND ANY AGREED UPON EXTRACURRICULAR COSTS. RESPONDENT SHALL PROVIDE HEALTH INSURANCE FOR THE MINORS. THE COURT ORDERS RESPONDENT SHALL PROPERLY SECURE AND MAINTAIN ALL FIREARMS AND AMMUNITION IN A SECURE LOCATION THE MINORS CANNOT ACCESS. THE COURT GRANTS PETITIONER'S REQUEST FOR FAMILY CODE SECTION 2030 ATTORNEY FEES IN THE AMOUNT OF \$5,000. ALL PRIOR ORDERS NOT IN CONFLICT WITH THIS ORDER REMAIN IN FULL FORCE AND EFFECT. PETITIONER SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**

ATTORNEY (NAME AND ADDRESS): <b>EDC Court California</b>	TELEPHONE NO:	Superior Court Of The State of California, County of
ATTORNEY FOR: <b>Resp.</b>		COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
<b>DISSOMASTER REPORT</b> 2022, Monthly		CASE NUMBER: <b>22FL0087</b>

Input Data	Resp.	Pet.	Guideline (2022)	Cash Flow Analysis	Resp.	Pet.
Number of children	0	2	<b>Nets (adjusted)</b>	<b>Guideline</b>		
% time with Second Parent	50%	0%	Resp.	7,795	Payment (cost)/benefit	(2,585) 2,585
Filing status	MFJ->	<-MFJ	Pet.	1,606	Net spendable income	5,210 4,192
# Federal exemptions	1*	3*	Total	9,401	% combined spendable	55.4% 44.6%
Wages + salary	11,930	2,080	<b>Support (Nondeductible)</b>	Total taxes	2,717	474
401(k) employee contrib	0	0	CS Payor	Resp. # WHA	6	0
Self-employment income	0	0	Presumed	1,533	Net wage paycheck/mo	9,158 1,778
Other taxable income	0	0	Basic CS	1,533	Comb. net spendable	9,402
Short-term cap. gains	0	0	Add-ons	0	<b>Proposed</b>	
Long-term cap. gains	0	0	Presumed Per Kid		Payment (cost)/benefit	(2,585) 2,585
Other gains (and losses)	0	0	Child 1	586	Net spendable income	5,210 4,192
Ordinary dividends	0	0	Child 2	947	NSI change from gdl	0 0
Tax. interest received	0	0	SS Payor	Resp.	% combined spendable	55.4% 44.6%
Social Security received	0	0	Alameda	1,053	% of saving over gdl	0% 0%
Unemployment compensation	0	0	Total	2,586	Total taxes	2,717 474
Operating losses	0	0	<b>Proposed, tactic 9</b>		# WHA	6 0
Ca. operating loss adj.	0	0	CS Payor	Resp.	Net wage paycheck/mo	9,158 1,778
Roy, partnerships, S corp, trusts	0	0	Presumed	1,533	Comb. net spendable	9,402
Rental income	0	0	Basic CS	1,533	Percent change	0.0%
Misc ordinary tax. inc.	0	0	Add-ons	0	Default Case Settings	
Other nontaxable income	0	0	Presumed Per Kid			
New-spouse income	0	0	Child 1	586		
Adj. to income (ATI)	0	0	Child 2	947		
SS paid other marriage	0	0	SS Payor	Resp.		
Ptr Support Pd. other P'ships	0	0	Alameda	1,053		
CS paid other relationship	0	0	Total	2,586		
Health ins(Pd by party)	621	0	Savings	0		
Qual. Bus. Inc. Ded.	0	0	No releases			
Itemized deductions	776	0				
Other medical expenses	0	0				
Property tax expenses	776	0				
Ded. interest expense	0	0				
Charitable contribution	0	0				
Miscellaneous itemized	0	0				
Required union dues	0	0				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	597	0				
Hardship deduction	0*	0*				
Other gdl. deductions	200	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				
TANF,SSI and CS received	0	0				



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**3. ERIKA SANDOVAL V. JUSTIN PAINTER**

**PFL20200280**

On January 20, 2022, Petitioner filed a Request for Order (RFO) requesting the court make child custody, parenting time, child support, split medical care costs for the minor, Respondent to remove personal property, and attorney fee orders. Parties were referred to Child custody Recommending Counseling (CCRC) for an appointment on March 3, 2022 and a review hearing on April 7, 2022. Petitioner filed an Income and Expense Declaration concurrently with the RFO. Respondent was served by mail and electronically on February 18, 2022.

Petitioner is requesting the court order joint legal custody to the parties with Respondent to have parenting time every other weekend. Petitioner is also requesting guideline child support. Finally, Petitioner has listed several personal property items that belong to Respondent that Petitioner wants removed from the home. Petitioner asserts the parties have a signed prenuptial agreement. Petitioner's Income and Expense Declaration shows she has an average monthly income of \$6,441. She does receive overtime and bonuses. Petitioner has deductions of \$284 per month for health insurance and \$553 per month for property taxes. Petitioner also contributes \$240 per month to a 401K plan.

Respondent has not filed a Responsive Declaration to the January 20, 2022 RFO or an Income and Expense Declaration.

Parties attended CCRC on March 3, 2022 and reached a full agreement. Copies of the report were mailed to the parties on March 30, 2022.

On April 1, 2022, Petitioner filed a Request to Reschedule the hearing as counsel for Petitioner had conflicting appearance in another county. The court granted the request to continue the hearing to June 2, 2022. The court ordered parties to file Income and Expense Declarations at least 10 days prior to the hearing. Neither party has filed a current Income and Expense Declaration.

The court has read and considered the above filings and makes the following findings and orders: The agreement contained within the CCRC report is in the best interest of the minor and is adopted as the court order. The court continues the request for child support to July 28<sup>th</sup>, 2022 at 8:30 AM. Parties are to file and serve Income and Expense Declarations no later than 10 days prior to the next court date. The court reserves jurisdiction to modify child support to the date of the filing of the RFO. Respondent is to arrange a time to pick up the personal property items from Petitioner no later than June 23, 2022, if he has not already done so. The court reserves on the request for attorney fees.

All prior orders not in conflict remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #6: THE AGREEMENT CONTAINED WITHIN THE CCRC REPORT IS IN THE BEST INTEREST OF THE MINOR AND IS ADOPTED AS THE COURT ORDER. THE COURT CONTINUES THE REQUEST FOR CHILD SUPPORT TO JULY 28<sup>TH</sup>, 2022 AT 8:30 AM. RESPONDENT IS TO FILE AND SERVE HIS INCOME AND EXPENSE DECLARATION NO LATER THAN 10 DAYS PRIOR TO THE NEXT COURT DATE. THE COURT RESERVES JURISDICTION TO MODIFY CHILD SUPPORT TO THE DATE OF THE FILING OF THE RFO. RESPONDENT IS TO ARRANGE A TIME TO PICK UP THE PERSONAL PROPERTY ITEMS FROM PETITIONER NO LATER THAN JUNE 23, 2022. THE COURT RESERVES JURISDICTION ON THE REQUEST**

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**FOR ATTORNEY FEES. ALL PRIOR ORDERS NOT IN CONFLICT REMAIN IN FULL FORCE AND EFFECT.  
PETITIONER SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**



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**4. H.B. V. B.N.**

**22FL0211**

On December 21, 2022, Petitioner filed a Petition to Establish a Parental Relationship and a Request for Order (RFO) requesting child custody and parenting plan orders. Parties were referred to Child Custody Recommending Counseling (CCRC) for an appointment on January 21, 2022 and a review hearing on March 10, 2022. Respondent was personally served on January 17, 2022. Petitioner asserts Respondent is the presumed father of the minor as he signed a voluntary declaration of paternity and appears on the minor's birth certificate. Petitioner requests the court order sole legal and physical custody of the minor with the Respondent to have parenting time every other weekend.

On January 18, 2022, Petitioner filed a Updating Declaration clarifying the requested orders. Respondent was served electronically on January 18, 2022. Petitioner is requesting joint legal custody with Petitioner to have primary physical custody. Petitioner requests Respondent have parenting time the first weekend of the month with weekly dinner visits until Respondent has established a pattern of sobriety. Petitioner is also requesting the minor not be introduced to parties' significant others until the relationship has been established for a period of at least six months. Petitioner also requests the minor not ride on any ATVs. Petitioner raises other concerns as well.

On January 21, 2022, only Petitioner appeared for CCRC. As such, a single parent report without an agreement or recommendations was issued. A copy of the report was mailed to the parties on March 4, 2022.

On February 25, 2022, Respondent filed a Responsive Declaration to the RFO. Petitioner was served electronically on February 25, 2022. Respondent asserts Petitioner's concerns are unfounded. Respondent requests the court order Petitioner have parenting time with the minor every other weekend.

On March 4, 2022, Respondent filed a Responsive Declaration to the Petition to Establish Paternity, confirming he is the presumed father of the minor. Petitioner was served by mail on March 3, 2022. Respondent requests the court order joint legal custody with Respondent to have primary physical custody and Petitioner to have every other weekend parenting time with the minor. The court finds Respondent to be the presumed father of the minor.

Also on March 4, 2022, parties submitted a stipulation and order to rerefer the parties to CCRC and continue the review hearing. The court signed the order and the parties were referred to CCRC for an appointment on April 21, 2022 and a review hearing on June 2, 2022.

The parties attended CCRC on April 21, 2022 and were able to reach a full agreement. A report was issued on May 18, 2022 and mailed to the parties on May 20, 2022. The court has read and considered the CCRC report and find the agreement of the parties to be in the best interest of the minor and adopts the agreement as the court's order. The parties shall have joint legal custody. The Petitioner shall have primary physical custody. Respondent shall have parenting time every other weekend as well as every Wednesday evening from 3:00 pm until 8:00 pm. The court adopts the parties' agreements as to vacation, holiday schedule, and additional provisions.

All prior orders not in conflict with this order remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

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**TENTATIVE RULING #4: THE COURT FINDS RESPONDENT TO BE THE PRESUMED FATHER OF THE MINOR. A JUDGEMENT OF PATERNITY IS ENTERED. THE COURT ADOPTS THE PARTIES' AGREEMENT AS CONTAINED IN THE CCRC AS THE COURT'S ORDER. THE PARTIES SHALL HAVE JOINT LEGAL CUSTODY. THE PETITIONER SHALL HAVE PRIMARY PHYSICAL CUSTODY. RESPONDENT SHALL HAVE PARENTING TIME EVERY OTHER WEEKEND AS WELL AS EVERY WEDNESDAY EVENING FROM 3:00 PM UNTIL 8:00 PM. THE COURT ADOPTS THE PARTIES' AGREEMENTS AS TO VACATION, HOLIDAY SCHEDULE, AND ADDITIONAL PROVISIONS. ALL PRIOR ORDERS NOT IN CONFLICT WITH THIS ORDER REMAIN IN FULL FORCE AND EFFECT. PETITIONER SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**

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**5. JENNIFER LADLEY V. WILLIAM LADLEY**

**PFL20180837**

On April 6, 2022, Respondent filed a Request for Order (RFO) requesting the court bifurcate and terminate marital status. Petitioner was served by mail on April 25, 2022. Respondent asserts the Petition for dissolution was filed on November 5, 2018. Respondent acknowledged receipts on November 13, 2018. All preliminary disclosures were served on or before June 24, 2021. All pensions have been joined. Respondent previously requested bifurcation on June 22, 2020, however, the request was denied as the disclosure process had not been completed and all retirement plans had not been joined. Respondent requests the court grant the request for bifurcation as it has been over three years since the petition was initially filed and Respondent wishes to remarry.

Petitioner filed a Responsive Declaration on May 17, 2022. Upon review of the court file, there is no Proof of Service showing Respondent was served with the Responsive Declaration. Therefore, the court has not read or considered it.

The court grants Respondent's request to bifurcate. Parties are ordered to appear.

**TENTATIVE RULING #5: THE COURT GRANTS RESPONDENT'S REQUEST TO BIFURCATE. PARTIES ARE ORDERED TO APPEAR.**

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8:30 a.m./1:30 p.m.

**6. JOSEPH MCKEEN V. HEIDI MCKEEN**

**PFL20200547**

On April 8, 2022, Respondent filed a Request for Order (RFO) to modify child support. Respondent concurrently filed an Income and Expense Declaration. Petitioner was served electronically on April 6, 2022. Respondent requests the court order guideline child support. The parties previously had an equal timeshare parenting plan and had stipulated to child support being set at \$0. On April 5, 2022, the court granted Respondent's ex parte request for temporary sole legal and physical custody with Petitioner having professionally supervised visitation twice per week. Parties were referred to Child Custody Recommending Counseling (CCRC) for an appointment on May 11, 2022 and a review hearing on June 23, 2022.

Petitioner filed a Responsive Declaration on May 19, 2022 requesting the court deny the request for child support or in the alternative continue the request pending the hearing on June 23, 2022. Petitioner filed an Income and Expense Declaration on May 19, 2022. Respondent was served electronically on May 19, 2022.

On May 25, 2022, Respondent filed a Supplemental Declaration renewing her request for guideline child support and additionally requesting Petitioner pay one half of child support add-ons. Petitioner was served electronically on May 25, 2022. Respondent is requesting \$581.24 in child support add-ons for the month of April 2022. Respondent is also requesting \$582.40 for child support add-ons for the month of May 2022. The total additional amount Respondent is requesting is \$1,163.74. Respondent included a proposed DissoMaster report.

The court adopts Respondent's proposed DissoMaster report. The court finds guideline child support to be \$937 per month payable from Petitioner to Respondent. Effective April 8, 2022 Petitioner is ordered to pay Respondent \$937 per month as an for child support. This order is effective April 8, 2022. This results in a prorated amount of \$687.14 due for the month of April. This results in an arrears balance of \$2,561.15 for April through June. The court orders Petitioner to pay Respondent \$256.11 per month as and for arrears beginning on June 15, 2022 and due on the 15<sup>th</sup> of each month until paid in full (approximately 10 months). If there is a missed payment, the full balance is due plus legal interest.

The court orders Petitioner and Respondent to split child support add-ons 50/50. The court orders Petitioner to pay Respondent \$581.24 for child support add-ons for the month of April 2022. The court orders Petitioner to pay Respondent \$582.40 for child support add-ons for the month of May 2022. The court finds this creates an arrears balance of \$1,163.74. Petitioner is ordered to pay Respondent \$116.37 per month as and for child support add-ons arrears beginning on June 15, 2022 and due on the 15<sup>th</sup> of each month until paid in full (approximately 10 months). If there is a missed payment, the full balance is due plus legal interest.

The total net payment from Petitioner to Respondent for arrears is \$372.37 due on the 15<sup>th</sup> of each month until paid in full (approximately 10 months).

Respondent shall submit a statement to Petitioner no later than the 5<sup>th</sup> of each month for the prior month's child support add-on expenses. Petitioner is ordered to pay Respondent one half the child support add-ons within 10 business days.

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The court reserves jurisdiction to modify child support and will reassess child support at the hearing on June 23, 2022.

All prior orders not in conflict with this order remain in full force and effect. Respondent shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #6: THE COURT ORDERS CHILD SUPPORT AS OUTLINED ABOVE. THE COURT ORDERS PARTIES TO SPLIT THE COSTS OF CHILD SUPPORT ADD-ONS 50/50. RESPONDENT SHALL SUBMIT A STATEMENT TO PETITIONER NO LATER THAN THE 5<sup>TH</sup> OF EACH MONTH FOR THE PRIOR MONTH'S CHILD SUPPORT ADD-ON EXPENSES. PETITIONER IS ORDERED TO PAY RESPONDENT ONE HALF THE CHILD SUPPORT ADD-ONS WITHIN 10 BUSINESS DAYS. THE COURT RESERVES JURISDICTION TO MODIFY CHILD SUPPORT AND WILL REASSESS CHILD SUPPORT AT THE HEARING ON JUNE 23, 2022. ALL PRIOR ORDERS NOT IN CONFLICT WITH THIS ORDER REMAIN IN FULL FORCE AND EFFECT. RESPONDENT SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**

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**8. PHILLIP BOGGS V. AIMEE MERKLEY**

**PFL20210218**

On April 6, 2022 Petitioner's Attorney filed a Notice of Motion and Motion to be Relieved as Counsel and a Declaration in Support of the Motion to be Relieved, which included that Petitioner and Respondent were served by mail at their last known address. In addition, Petitioner's Attorney filed a Proof of Service by Mail showing service upon Petitioner on April 6, 2022. However, Petitioner's attorney has not provided address verification.

No responsive pleadings have been filed.

The court has read and considered the above and makes the following findings and orders:

Proper service pursuant to California Rule of Court, rule 3.1362(d)(1) has not been demonstrated. Counsel has mailed notice to Petitioner's last known address but has not shown she has been unable to locate a more current address after making reasonable efforts to do so within 30 days before the filing of the motion to be relieved.

Parties are ordered to appear.

**TENTATIVE RULING #8: PARTIES ARE ORDERED TO APPEAR.**

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

**9. TAMARA RANEY V. BRIAN RANEY**

**PFL20180602**

On April 4, 2022, Petitioner filed a Request for Order (RFO) requesting the court order the clerk to act as elisor to sign the QDRO in Respondent's stead and for 271 sanctions. Respondent was served by mail on April 4, 2022.

The court ordered a QDRO to be prepared for the Operating Engineers Pension and that the pension be divided equally during the marriage. Moon Schwartz and Madden were ordered to prepare a QDRO, and the parties were to share the costs equally. Petitioner asserts Respondent has failed to pay his portion of the costs, \$296.12. Petitioner asserts there have been several attempts to reach Respondent to obtain his signature to complete the QDRO, to no avail. Respondent did not participate in the trial regarding the dissolution and has failed to communicate and cooperate with Petitioner to complete the QDRO. Petitioner is requesting \$716.12 in Family Code section 271 sanctions.

On May 23, 2022, Counsel for Petitioner filed a Declaration in support of Petitioner's RFO. Respondent was served by mail on May 23, 2022. Counsel asserts that her office has continued to make attempts to reach Respondent since the filing of the RFO to no avail. Counsel has sent two emails to Respondent and has received no response. Additionally, Counsel has attempted to contact Respondent via phone, with no response.

Respondent has not filed a Responsive declaration.

The court grants Petitioner's request for the clerk of the court to act as elisor and sign the QDRO in Respondent's stead. Respondent has failed to cooperate and complete the process and has had adequate opportunity to do so. The court grants Petitioner's request for Family Code section 271 sanctions in the amount of \$716.21 as Respondent's failure to cooperate does not promote the public policy for settlement.

All prior orders not in conflict with this order remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #9: THE COURT GRANTS PETITIONER'S REQUEST FOR THE CLERK OF THE COURT TO ACT AS ELISOR AND SIGN THE QDRO IN RESPONDENT'S STEAD. RESPONDENT HAS FAILED TO COOPERATE AND COMPLETE THE PROCESS AND HAS HAD ADEQUATE OPPORTUNITY TO DO SO. THE COURT GRANTS PETITIONER'S REQUEST FOR FAMILY CODE SECTION 271 SANCTIONS IN THE AMOUNT OF \$716.21. ALL PRIOR ORDERS NOT IN CONFLICT WITH THIS ORDER REMAIN IN FULL FORCE AND EFFECT. PETITIONER SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING.**

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

**10. TODD SMITH V. MERIDEE SMITH**

**PFL20130821**

On March 17, 2022, Petitioner filed a Request for Order (RFO) requesting a modification to spousal support. Respondent was served by mail on April 8, 2022. Petitioner is requesting the court end spousal support and award Family Code section 271 sanctions. Petitioner alleges that Respondent is cohabitating and asks the court to terminate support or set it at \$0 as of the date Respondent began cohabitating. Petitioner alleges the cohabitation began in May 2020. Finally, Petitioner requests the court order Respondent to reimburse all spousal support paid since May of 2020, or in the alternative order sanctions.

Respondent filed a Responsive Declaration on April 29, 2022. Petitioner was served by mail on April 25, 2022. Respondent asks the court to deny Petitioner's request and asserts that the person she is cohabitating with is a roommate only. Respondent notes that she continues to need spousal support and that per the parties' agreement, spousal support will terminate in August 2022 around the time that she graduates from her current schooling program and will begin to work in her new field.

On May 24, 2022, Petitioner filed an ex parte request to continue the June 2, 2022 hearing as well as to compel Respondent to appear at a deposition and to produce documents. The court denied the ex parte request on May 25, 2022. The court stated in its order, Petitioner may request to continue the hearing on June 2, 2022.

Although not correctly indicated in the RFO, this is a post judgment motion to modify permanent spousal support. Judgment entered on December 28, 2021 per the parties' stipulation, which is attached and incorporated into the Judgment. Petitioner did not file an FL-157 or declaration addressing the same factors within the FL-157. The court must necessarily consider the Family Code section 4320 factors in considering a post judgment request to modify permanent support. In reviewing the judgment, the court finds that the only provision indicating the parties' intended for the court to reserve jurisdiction over spousal support is line 5 on page 2 stating the support is "non-modifiable first [sic] 6 months..."

As this motion was brought post judgement, service must comply with Family Code section 215(b). Here, although Petitioner did not file an address verification, Respondent filed a Responsive Declaration addressing the issues raised in the RFO and the court finds that any service defects have been waived by Respondent's response.

The court additionally finds that Petitioner has not shown a change in circumstances to warrant a modification of spousal support. There is an insufficient showing that Respondent is cohabitating with a non-marital partner within the meaning of Family Code section 4323. Respondent has indicated she resides with a roommate, with whom she purchased a home to address living expenses. Although Petitioner asserts that he knows Petitioner is in a relationship but does not indicate that it is with the same individual or the basis of his belief that it is this individual. Respondent has indicated that she still needs support pending her graduation, which is supported by her Income and Expense Declaration.



LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

For the foregoing reasons, Petitioner's request to modify spousal support post judgment is denied without prejudice.

**TENTATIVE RULING #10: PETITIONER'S REQUEST FOR POST JUDGMENT MODIFICATION OF SPOUSAL SUPPORT IS DENIED WITHOUT PREJUDICE.**

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

**11. VICKIE NELSON V. KEVIN NELSON**

**22FL0002**

On March 11, 2022, Petitioner filed a Request for Order (RFO) requesting spousal support and attorney fees. Petitioner filed an Income and Expense Declaration on the same day. Respondent was served by mail on March 16, 2022. Petitioner requests the court order guideline spousal support and Family Code section 2030 attorney fees in the amount of \$10,000. Petitioner asserts the parties agreed she would work part-time when they relocated to El Dorado County. Petitioner states her business was further reduced by the Covid-19 pandemic. Petitioner further asserts due to the disparity in income, she should be awarded Family Code section 2030 attorney fees.

Respondent filed a Responsive Declaration and Income and Expense Declaration on May 6, 2022. Petitioner was served by mail on May 6, 2022. Respondent requests the court deny Petitioner's requests for guideline spousal support and Family Code section 2030 attorney fees. Respondent asserts Petitioner is entitled to a share of the community property CalPers benefit. Respondent requests Petitioner be ordered to participate in a vocational evaluation with Respondent advancing the costs, subject to reallocation. Respondent is also requesting Petitioner take her community share of the Deferred Compensation benefit that is available to her. Respondent is also requesting Petitioner vacate the former marital residence and cooperate with the sale of the home. Respondent asserts that he has been paying Petitioner's living expenses and debts since separations and request this be used to offset any support ordered. Respondent also requests the court redact confidential information in the motion filed by Petitioner as it exposes the parties to potential identity theft.

Parties submitted a stipulation and order on May 17, 2022, which the court signed, for the sale of the former marital residence. Each parties' attorney will hold one half of the net proceeds from the sale of the home in their respective trust accounts.

Petitioner filed a Supplemental Declaration on May 26, 2022. Respondent was served by mail on May 26, 2022. Petitioner asserts in her Declaration that her income in Her Income and Expense declaration is an accurate reflection of her year-to-date income for 2021. Petitioner states she has not had the opportunity to have an independent review of the QDRO performed on Respondent's retirement account to ensure its accuracy and therefore, she has not signed the QDRO. Petitioner agrees to submit to a vocational evaluation so long as Respondent submits to one as well and that Respondent be responsible for the entire cost of the evaluation. Petitioner states she vacated the home on April 30, 2022. The court notes the parties May 17, 2022, stipulation to list the home for sale. Petitioner does not agree with Respondent's assertion he has been paying her living expenses. Petitioner requests the court give Respondent a credit for the \$3,500 he has covered for the credit card charges incurred for Petitioner's attorney fees.

Based on the March 11, 2022 filed Income and Expense Declaration, Petitioner has an average gross monthly income from self-employment of \$2,133. Petitioner also receives an average of \$888 per month for unemployment. Petitioner has no deductions. Petitioner last filed taxes in 2021 as married filing jointly with Respondent.

Respondent has an average gross monthly income of \$12,336, based on the May 6, 2022 filed Income and Expense Declaration. Respondent pays \$1,714 a month for health insurance costs and has a

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

deduction of \$680 for property taxes. Respondent last filed taxes in 2021 with a status of married filing jointly with Petitioner.

Using the above figures, and a tax filing status of single, results in guideline spousal support of \$2,003 per month. This order is effective April 1, 2022. The court orders Respondent to pay Petitioner \$2,003 the 1<sup>st</sup> of each month, as and for spousal support, continuing the 1st of each month thereafter until further order of the court or legal termination.

This results in an arrears balance of \$6,009 for April through June. The court orders Petitioner to pay Respondent \$500.75 per month as and for arrears beginning on June 15, 2022, and due on the 15th of each month until paid in full (approximately 12 months). If there is a missed payment, the full balance is due plus legal interest.

The court finds that there is a disparity in income between the parties, even with the temporary spousal support order. Additionally, the court finds that Respondent has substantial funds available to him for purposes of obtaining legal representation as indicated in his Income and Expense Declaration in item #11a. Petitioner does not have similar funds listed. Therefore, the court grants the request for attorney's fees and costs under Family Code section 2030 in the amount of \$3,500. The court credits Respondent with the \$3,500 for the charges made on the credit card, which Respondent has assumed payment of.

The court reserves jurisdiction to modify the order to the date of the filing of the petitioner. Should Petitioner sign the QDRO and begin receiving her share of the CalPers benefit, she is to notify Respondent within 14 days.

All prior orders not in conflict with this order remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #11: THE COURT ORDERS RESPONDENT TO PAY PETITIONER \$2,003 THE 1<sup>ST</sup> OF EACH MONTH, AS AND FOR SPOUSAL SUPPORT, CONTINUING THE 1ST OF EACH MONTH THEREAFTER UNTIL FURTHER ORDER OF THE COURT OR LEGAL TERMINATION. THE COURT ORDERS PETITIONER TO PAY RESPONDENT \$500.75 PER MONTH AS AND FOR ARREARS BEGINNING ON JUNE 15, 2022, AND DUE ON THE 15TH OF EACH MONTH UNTIL PAID IN FULL (APPROXIMATELY 12 MONTHS). IF THERE IS A MISSED PAYMENT, THE FULL BALANCE IS DUE PLUS LEGAL INTEREST. THE COURT FINDS THAT THERE IS A DISPARITY IN INCOME BETWEEN THE PARTIES, EVEN WITH THE TEMPORARY SPOUSAL SUPPORT ORDER. ADDITIONALLY, THE COURT FINDS THAT RESPONDENT HAS SUBSTANTIAL FUNDS AVAILABLE TO HIM FOR PURPOSES OF OBTAINING LEGAL REPRESENTATION AS INDICATED IN HIS INCOME AND EXPENSE DECLARATION IN ITEM #11A. PETITIONER DOES NOT HAVE SIMILAR FUNDS LISTED. THEREFORE, THE COURT GRANTS THE REQUEST FOR ATTORNEY'S FEES AND COSTS UNDER FAMILY CODE SECTION 2030 IN THE AMOUNT OF \$3,500. THE COURT CREDITS RESPONDENT WITH THE \$3,500 FOR THE CHARGES MADE ON THE CREDIT CARD, WHICH RESPONDENT HAS ASSUMED PAYMENT OF.**

ATTORNEY (NAME AND ADDRESS): <b>EDC Court California</b>  ATTORNEY FOR: <b>Resp.</b>	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
<b>DISSOMASTER REPORT</b> 2022, Monthly		CASE NUMBER: <b>22FL0002</b>

Input Data	Resp.	Pet.	Guideline (2022)	Cash Flow Analysis	Resp.	Pet.
Number of children	0	0	<b>Nets (adjusted)</b>	<b>Guideline</b>		
% time with Second Parent	0%	0%	Resp.	8,014 Payment (cost)/benefit	(1,817)	1,915
Filing status	Single	Single	Pet.	2,427 Net spendable income	6,010	4,430
# Federal exemptions	1*	1*	Total	10,441 % combined spendable	57.6%	42.4%
Wages + salary	0	0	<b>Support (Nondeductible)</b>	Total taxes	2,608	594
401(k) employee contrib	0	0	SS Payor	Resp. # WHA	0	0
Self-employment income	0	2,133	Alameda	2,003 Net wage paycheck/mo	0	0
Other taxable income	12,336	888	Total	2,003 Comb. net spendable	10,441	
Short-term cap. gains	0	0	<b>Proposed, tactic 9</b>	<b>Proposed</b>		
Long-term cap. gains	0	0	SS Payor	Resp. Payment (cost)/benefit	(1,817)	1,915
Other gains (and losses)	0	0	Alameda	2,003 Net spendable income	6,010	4,430
Ordinary dividends	0	0	Total	2,003 NSI change from gdl	0	0
Tax. interest received	0	0	Savings	0 % combined spendable	57.6%	42.4%
Social Security received	0	0	No releases	% of saving over gdl	0%	0%
Unemployment compensation	0	888		Total taxes	2,608	594
Operating losses	0	0		# WHA	0	0
Ca. operating loss adj.	0	0		Net wage paycheck/mo	0	0
Roy, partnerships, S corp, trusts	0	0		Comb. net spendable	10,441	
Rental income	0	0		Percent change	0.0%	
Misc ordinary tax. inc.	12,336	0		Default Case Settings		
Other nontaxable income	0	0				
New-spouse income	0	0				
Adj. to income (ATI)	0	0				
SS paid other marriage	0	0				
Ptr Support Pd. other P'ships	0	0				
CS paid other relationship	0	0				
Health ins(Pd by party)	1,714	0				
Qual. Bus. Inc. Ded.	0	0				
Itemized deductions	680	0				
Other medical expenses	0	0				
Property tax expenses	680	0				
Ded. interest expense	0	0				
Charitable contribution	0	0				
Miscellaneous itemized	0	0				
Required union dues	0	0				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	0	0				
Hardship deduction	0*	0*				
Other gdl. deductions	0	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				
TANF, SSI and CS received	0	0				

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

**12. ASHLEY SAMADANI V. ANTHONY SAMADANI**

**PFL20200775**

On March 10, 2022, Petitioner filed a Request for Order (RFO) requesting the court make orders for child support, spousal support, attorney fees, and the retroactivity of child and spousal support. Petitioner filed an Income and Expense Declaration on February 23, 2022. Respondent was served by mail on March 18, 2022 and March 21, 2022.

Petitioner is requesting the court order guideline child support as well as guideline spousal support. Petitioner is requesting Family Code section 2030 attorney fees. Petitioner requests the court order child and spousal support be retroactive to either January 4, 2021 or December 2, 2020 based on the parties stipulation filed with the court on January 11, 2022.

Respondent filed a Proof of Service on May 5, 2022 indicating Petitioner was served with a Responsive Declaration and Income and Expense Declaration electronically on May 4, 2022, however, as of May 17, 2022, the Declaration itself was not in the court's file. Respondent filed the Responsive Declaration on May 18, 2022. Respondent consents to guideline child support and spousal support, however, objects to Petitioner's declared income. Respondent asserts Petitioner is underreporting her income. Respondent requests Petitioner's base salary be set at \$10,469. Respondent requests the arrears be retroactive to January 2021, as this was the agreement in the stipulation. Respondent asserts he was paying community expenses at the time. Respondent requests the court reserve on the calculation of arrears as Respondent has a claim for reimbursement for the payments of community expenses post-separation. Respondent requests the court deny Petitioner's request for attorney fees as she has not shown a need pursuant to Family code section 2030.

Petitioner filed a Reply on May 13, 2022. Respondent was served electronically on May 13, 2022. Petitioner asserts that Respondent owes \$102,385 in child and spousal support when interest and bonus income is included, with a retroactivity date of December 2, 2020.

Based on Petitioner's February 23, 2022 filed Income and Expense Declaration she has an average monthly income of \$8,759. Petitioner has no stated deductions. Petitioner last filed taxes in 2021 as married filing separately.

Respondent's average monthly income is \$8,750 per month based on the May 18, 2022 filed Income and Expense Declaration. Respondent has a deduction of \$861 per month for health insurance and \$525 per month for a 401K contribution.

Using the above figures, and a tax filing status of married filing separately, and a time share of 44 % results in guideline child support of \$25 per month from Respondent to Petitioner. See attached DissoMaster. This order is effective January 4, 2021, per the parties' stipulation. The court orders Respondent to pay Petitioner \$25 the 1<sup>st</sup> of each month, as and for child support, continuing the 1<sup>st</sup> of each month until further order of the court or legal termination.

The court finds these figures result in guideline spousal support of \$123 per month from Petitioner to Respondent. This order is effective January 4, 2021, per the parties' stipulation. The court orders Petitioner to pay Respondent \$123 the 1<sup>st</sup> of each month, as and for spousal support, continuing the 1<sup>st</sup> of each month thereafter until further order of the court or legal termination.

LAW & MOTION TENTATIVE RULINGS

DEPARTMENT 5

June 2, 2022

8:30 a.m./1:30 p.m.

The court further finds these orders result in a net payment owed from Petitioner to Respondent of \$98. The court orders Petitioner to pay Respondent \$98 the 1st of each month, as and for spousal support, continuing the 1st of each month thereafter until further order of the court or legal termination.

This results in an arrears balance of \$1653.32 for January 4, 2021 through June 1, 2022. The court orders Petitioner to pay Respondent \$165.33 per month as and for arrears beginning on June 15, 2022, and due on the 15th of each month until paid in full (approximately 10 months). If there is a missed payment, the full balance is due plus legal interest.

The court also finds that both parties have the opportunity to earn commissions and bonuses. The court orders a bonus table for each party on any income either party receives in excess of \$9,000 per month. The parties are to determine bonuses quarterly. See attached bonus tables.

The court reserves on the arrears calculations for the bonus income.

The court finds that there is not a disparity in income between the parties. The court cannot find that either party has a greater access to justice. Therefore, the court denies the request for attorney's fees and costs under Family Code section 2030.

All prior orders not in conflict with this order remain in full force and effect. Petitioner shall prepare and file the findings and orders after hearing.

**TENTATIVE RULING #12: THE COURT ORDERS GUIDELINE CHILD SUPPORT AND SPOUSAL SUPPORT AS SET FORTH ABOVE. THE COURT RESERVES ON THE ARREARS CALCULATIONS FOR THE BONUS INCOME TO JANUARY 4, 2021. THE COURT DENIES PETITIONER'S REQUEST FOR FAMILY CODE SECTION 2030 ATTORNEY FEES. ALL PRIOR ORDERS NOT IN CONFLICT WITH THIS ORDER REMAIN IN FULL FORCE AND EFFECT. PETITIONER SHALL PREPARE AND FILE THE FINDINGS AND ORDERS AFTER HEARING**

ATTORNEY (NAME AND ADDRESS): <b>EDC Court California</b>	TELEPHONE NO:	Superior Court Of The State of California, County of
ATTORNEY FOR: <b>Resp.</b>		COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
<b>DISSOMASTER REPORT</b> 2022, Monthly		CASE NUMBER: <b>PFL2020-0775</b>

Input Data	Resp.	Pet.	Guideline (2022)	Cash Flow Analysis	Resp.	Pet.
Number of children	0	1	<b>Nets (adjusted)</b>	<b>Guideline</b>		
% time with Second Parent	44%	0%	Resp.	4,973	Payment (cost)/benefit	86 (86)
Filing status	MFS->	<-MFS	Pet.	6,147	Net spendable income	5,070 6,049
# Federal exemptions	1*	2*	Total	11,120	% combined spendable	45.6% 54.4%
Wages + salary	8,750	0	<b>Support (Nondeductible)</b>	Total taxes	2,391	2,612
401(k) employee contrib	0	0	CS Payor	Resp. # WHA	0	0
Self-employment income	0	8,759	Presumed	(25) Net wage paycheck/mo	6,449	0
Other taxable income	0	0	Basic CS	(25) Comb. net spendable	11,119	
Short-term cap. gains	0	0	Add-ons	0 <b>Proposed</b>		
Long-term cap. gains	0	0	Presumed Per Kid	Payment (cost)/benefit	86	(86)
Other gains (and losses)	0	0	Child 1	(25) Net spendable income	5,070	6,049
Ordinary dividends	0	0	SS Payor	Pet. NSI change from gdl	0	0
Tax. interest received	0	0	Alameda	123 % combined spendable	45.6%	54.4%
Social Security received	0	0	Total	98 % of saving over gdl	0%	0%
Unemployment compensation	0	0	<b>Proposed, tactic 9</b>	Total taxes	2,391	2,612
Operating losses	0	0	CS Payor	Resp. # WHA	0	0
Ca. operating loss adj.	0	0	Presumed	(25) Net wage paycheck/mo	6,449	0
Roy, partnerships, S corp, trusts	0	0	Basic CS	(25) Comb. net spendable	11,119	
Rental income	0	0	Add-ons	0 Percent change	0.0%	
Misc ordinary tax. inc.	0	0	Presumed Per Kid	Default Case Settings		
Other nontaxable income	0	0	Child 1	(25)		
New-spouse income	0	0	SS Payor	Pet.		
Adj. to income (ATI)	0	0	Alameda	123		
SS paid other marriage	0	0	Total	98		
Ptr Support Pd. other P'ships	0	0	Savings	0		
CS paid other relationship	0	0	No releases			
Health ins(Pd by party)	861	0				
Qual. Bus. Inc. Ded.	0	0				
Itemized deductions	0	0				
Other medical expenses	0	0				
Property tax expenses	0	0				
Ded. interest expense	0	0				
Charitable contribution	0	0				
Miscellaneous itemized	0	0				
Required union dues	0	0				
Cr. for Pd. Sick and Fam. L.	0	0				
Mandatory retirement	525	0				
Hardship deduction	0*	0*				
Other gdl. deductions	0	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				
TANF, SSI and CS received	0	0				

ATTORNEY (NAME AND ADDRESS): <b>EDC Court California</b>  ATTORNEY FOR: <b>Resp.</b>	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
<b>Resp. Annual Bonus Wages Report</b> 2022 Yearly		CASE NUMBER: <b>PFL 2020-0775</b>

"R" denotes that Resp. is a recipient for the corresponding support  
 "CS%" is the percentage of Bonus paid as additional Child Support  
 "SS%" is the percentage of Bonus paid as additional Spousal Support

Resp.'s Gross Bonus	Basic CS%	Basic CS	Alameda SS%	Alameda SS	Total Basic CS	Total SS	Total Support CS+SS
1,000	9.21	92	19.04	190	396	1,281 R	1,677 R
2,000	9.20	184	19.05	381	488	1,090 R	1,578 R
3,000	9.18	275	19.07	572	579	899 R	1,478 R
4,000	9.11	365	18.97	759	668	713 R	1,381 R
5,000	9.05	452	18.87	944	756	528 R	1,284 R
6,000	9.00	540	18.82	1,129	844	342 R	1,186 R
7,000	8.96	628	18.79	1,315	931	156 R	1,087 R
8,000	8.93	715	18.39	1,471	1,018	0	1,018
9,000	8.91	801	16.35	1,471	1,105	0	1,105
10,000	8.88	888	14.71	1,471	1,192	0	1,192
11,000	8.86	974	13.37	1,471	1,278	0	1,278
12,000	8.84	1,061	12.26	1,471	1,364	0	1,364
13,000	8.82	1,146	11.32	1,471	1,450	0	1,450
14,000	8.80	1,232	10.51	1,471	1,536	0	1,536
15,000	8.78	1,317	9.81	1,471	1,621	0	1,621
16,000	8.77	1,403	9.20	1,471	1,706	0	1,706
17,000	8.75	1,487	8.65	1,471	1,791	0	1,791
18,000	8.73	1,572	8.17	1,471	1,876	0	1,876
19,000	8.72	1,657	7.74	1,471	1,960	0	1,960
20,000	8.70	1,741	7.36	1,471	2,044	0	2,044
21,000	8.68	1,824	7.01	1,471	2,127	0	2,127
22,000	8.66	1,906	6.69	1,471	2,209	0	2,209
23,000	8.64	1,988	6.40	1,471	2,292	0	2,292
24,000	8.63	2,070	6.13	1,471	2,374	0	2,374
25,000	8.61	2,152	5.88	1,471	2,456	0	2,456
26,000	8.59	2,234	5.66	1,471	2,537	0	2,537
27,000	8.57	2,315	5.45	1,471	2,619	0	2,619
28,000	8.56	2,396	5.25	1,471	2,700	0	2,700
29,000	8.54	2,477	5.07	1,471	2,781	0	2,781
30,000	8.53	2,558	4.90	1,471	2,862	0	2,862
31,000	8.51	2,639	4.75	1,471	2,943	0	2,943
32,000	8.50	2,719	4.60	1,471	3,023	0	3,023
33,000	8.48	2,800	4.46	1,471	3,103	0	3,103
34,000	8.47	2,880	4.33	1,471	3,183	0	3,183
35,000	8.46	2,960	4.20	1,471	3,263	0	3,263





PETITIONER:	<b>Resp.</b>	CASE NUMBER:	PFL 2020-0775
RESPONDENT:	<b>Pet.</b>		

**Resp. Annual Bonus Wages Report, cont'd**

36,000	8.44	3,039	4.09	1,471	3,343	0	3,343
37,000	8.43	3,119	3.98	1,471	3,422	0	3,422
38,000	8.42	3,198	3.87	1,471	3,502	0	3,502
39,000	8.40	3,277	3.77	1,471	3,581	0	3,581
40,000	8.39	3,356	3.68	1,471	3,660	0	3,660
41,000	8.38	3,436	3.59	1,471	3,739	0	3,739
42,000	8.37	3,516	3.50	1,471	3,819	0	3,819
43,000	8.38	3,605	3.77	1,623	3,908	152	3,756
44,000	8.39	3,693	4.11	1,807	3,996	336	3,660
45,000	8.40	3,781	4.43	1,991	4,085	520	3,564
46,000	8.41	3,869	4.73	2,175	4,172	704	3,468
47,000	8.42	3,956	5.02	2,360	4,260	889	3,371
48,000	8.42	4,044	5.30	2,544	4,347	1,073	3,275
49,000	8.43	4,131	5.57	2,729	4,435	1,258	3,177
50,000	8.44	4,218	5.83	2,914	4,522	1,442	3,079
51,000	8.44	4,305	6.08	3,099	4,609	1,628	2,981
52,000	8.45	4,392	6.31	3,284	4,695	1,813	2,883
53,000	8.45	4,478	6.55	3,469	4,782	1,998	2,784
54,000	8.45	4,565	6.77	3,655	4,868	2,183	2,685
55,000	8.46	4,651	6.98	3,840	4,954	2,369	2,585
56,000	8.46	4,737	7.19	4,026	5,040	2,555	2,486
57,000	8.46	4,823	7.39	4,212	5,126	2,741	2,385
58,000	8.46	4,908	7.58	4,398	5,212	2,927	2,285
59,000	8.46	4,993	7.77	4,584	5,297	3,113	2,184
60,000	8.46	5,079	7.95	4,770	5,382	3,299	2,083
61,000	8.47	5,164	8.13	4,957	5,467	3,486	1,981
62,000	8.47	5,249	8.30	5,144	5,552	3,672	1,880
63,000	8.47	5,333	8.46	5,332	5,637	3,861	1,776
64,000	8.47	5,418	8.62	5,519	5,721	4,047	1,674
65,000	8.47	5,502	8.78	5,706	5,806	4,235	1,571
66,000	8.46	5,586	8.93	5,893	5,890	4,422	1,468
67,000	8.46	5,671	9.08	6,081	5,974	4,610	1,365
68,000	8.46	5,754	9.22	6,268	6,058	4,797	1,261
69,000	8.46	5,838	9.36	6,456	6,142	4,985	1,157
70,000	8.46	5,922	9.49	6,643	6,225	5,172	1,053
71,000	8.46	6,005	9.62	6,832	6,309	5,360	948
72,000	8.46	6,088	9.75	7,019	6,392	5,548	844
73,000	8.45	6,171	9.87	7,208	6,475	5,737	738
74,000	8.45	6,254	9.99	7,396	6,558	5,925	633
75,000	8.45	6,337	10.11	7,585	6,641	6,113	527
76,000	8.45	6,420	10.23	7,773	6,723	6,302	422
77,000	8.44	6,502	10.34	7,962	6,806	6,491	315
78,000	8.44	6,585	10.45	8,150	6,888	6,679	209
79,000	8.44	6,667	10.56	8,339	6,971	6,868	102
80,000	8.44	6,749	10.66	8,528	7,053	7,057	4
81,000	8.43	6,831	10.76	8,718	7,135	7,246	112
82,000	8.43	6,913	10.86	8,907	7,216	7,435	219
83,000	8.43	6,995	10.96	9,096	7,298	7,625	327



PETITIONER:	<b>Resp.</b>	CASE NUMBER:	PFL 2020-0775
RESPONDENT:	<b>Pet.</b>		

**Resp. Annual Bonus Wages Report, cont'd**

84,000	8.42	7,076	11.05	9,285	7,380	7,814	435
85,000	8.41	7,150	11.13	9,459	7,454	7,988	534
86,000	8.40	7,221	11.19	9,625	7,525	8,153	628
87,000	8.38	7,293	11.25	9,791	7,596	8,320	724
88,000	8.37	7,364	11.31	9,957	7,667	8,486	819
89,000	8.35	7,435	11.37	10,124	7,738	8,652	914
90,000	8.34	7,505	11.43	10,290	7,809	8,819	1,010
91,000	8.33	7,576	11.49	10,457	7,880	8,985	1,106
92,000	8.31	7,647	11.55	10,623	7,950	9,152	1,202
93,000	8.30	7,717	11.60	10,790	8,021	9,319	1,298
94,000	8.28	7,787	11.66	10,956	8,091	9,485	1,394
95,000	8.27	7,858	11.71	11,123	8,161	9,652	1,491
96,000	8.26	7,928	11.76	11,290	8,232	9,819	1,587
97,000	8.25	7,998	11.81	11,457	8,302	9,986	1,684
98,000	8.23	8,068	11.86	11,624	8,372	10,153	1,781
99,000	8.22	8,138	11.91	11,791	8,442	10,320	1,878
100,000	8.21	8,208	11.96	11,958	8,512	10,487	1,976
101,000	8.20	8,278	12.01	12,126	8,581	10,655	2,073
102,000	8.18	8,347	12.05	12,293	8,651	10,822	2,171
103,000	8.17	8,417	12.10	12,461	8,721	10,989	2,269
104,000	8.16	8,486	12.14	12,628	8,790	11,157	2,366
105,000	8.15	8,556	12.19	12,796	8,860	11,324	2,465
106,000	8.14	8,625	12.23	12,963	8,929	11,492	2,563
107,000	8.13	8,695	12.27	13,131	8,998	11,660	2,662
108,000	8.11	8,764	12.31	13,298	9,067	11,827	2,760
109,000	8.10	8,833	12.35	13,467	9,136	11,995	2,859
110,000	8.09	8,902	12.39	13,634	9,205	12,163	2,958
111,000	8.08	8,971	12.43	13,802	9,274	12,331	3,057
112,000	8.07	9,039	12.47	13,970	9,343	12,499	3,156
113,000	8.06	9,108	12.51	14,139	9,412	12,667	3,255
114,000	8.05	9,177	12.55	14,306	9,481	12,835	3,355
115,000	8.04	9,246	12.59	14,475	9,549	13,004	3,455
116,000	8.03	9,314	12.62	14,643	9,618	13,172	3,554
117,000	8.02	9,383	12.66	14,812	9,686	13,340	3,654
118,000	8.01	9,451	12.69	14,980	9,754	13,509	3,754
119,000	8.00	9,519	12.73	15,149	9,823	13,677	3,854
120,000	7.99	9,587	12.76	15,317	9,891	13,846	3,955
121,000	7.98	9,656	12.80	15,486	9,959	14,014	4,055
122,000	7.97	9,724	12.83	15,654	10,027	14,183	4,156
123,000	7.96	9,792	12.86	15,823	10,095	14,352	4,257
124,000	7.95	9,859	12.90	15,992	10,163	14,520	4,357
125,000	7.94	9,927	12.93	16,159	10,230	14,688	4,457
126,000	7.93	9,994	12.96	16,326	10,297	14,855	4,557
127,000	7.92	10,061	12.99	16,493	10,364	15,022	4,658
128,000	7.91	10,128	13.02	16,660	10,431	15,189	4,758
129,000	7.90	10,195	13.05	16,830	10,499	15,358	4,860
130,000	7.89	10,262	13.07	16,997	10,565	15,525	4,960
131,000	7.88	10,326	13.10	17,157	10,629	15,686	5,056

PETITIONER:	<b>Resp.</b>	CASE NUMBER:	PFL2020-0775
RESPONDENT:	<b>Pet.</b>		

**Resp. Annual Bonus Wages Report, cont'd**

132,000	7.87	10,389	13.12	17,315	10,692	15,844	5,152
133,000	7.86	10,452	13.14	17,474	10,755	16,003	5,247
134,000	7.85	10,515	13.16	17,634	10,819	16,163	5,344
135,000	7.84	10,578	13.18	17,793	10,882	16,322	5,440
136,000	7.82	10,641	13.20	17,951	10,945	16,480	5,535
137,000	7.81	10,704	13.22	18,110	11,008	16,639	5,631
138,000	7.80	10,767	13.24	18,269	11,070	16,797	5,727
139,000	7.79	10,830	13.26	18,430	11,134	16,958	5,825
140,000	7.78	10,893	13.28	18,588	11,196	17,117	5,921
141,000	7.77	10,955	13.30	18,747	11,259	17,276	6,017
142,000	7.76	11,018	13.31	18,906	11,321	17,435	6,114
143,000	7.75	11,080	13.33	19,065	11,384	17,594	6,210
144,000	7.74	11,143	13.35	19,226	11,447	17,754	6,308
145,000	7.73	11,205	13.37	19,385	11,509	17,914	6,405
146,000	7.72	11,268	13.39	19,544	11,571	18,073	6,501
147,000	7.71	11,330	13.40	19,703	11,634	18,232	6,599
148,000	7.70	11,392	13.42	19,862	11,696	18,391	6,695
149,000	7.69	11,455	13.44	20,024	11,759	18,552	6,794
150,000	7.68	11,517	13.46	20,183	11,820	18,711	6,891
151,000	7.67	11,579	13.47	20,342	11,883	18,871	6,988
152,000	7.66	11,641	13.49	20,502	11,945	19,031	7,086
153,000	7.65	11,704	13.51	20,664	12,007	19,192	7,185
154,000	7.64	11,766	13.52	20,825	12,070	19,353	7,284
155,000	7.63	11,829	13.54	20,986	12,132	19,515	7,383
156,000	7.62	11,891	13.56	21,147	12,195	19,676	7,481
157,000	7.61	11,954	13.57	21,309	12,257	19,838	7,580
158,000	7.61	12,016	13.59	21,470	12,320	19,999	7,679
159,000	7.60	12,078	13.60	21,632	12,382	20,161	7,779
160,000	7.59	12,140	13.62	21,793	12,444	20,322	7,878
161,000	7.58	12,203	13.64	21,955	12,506	20,484	7,977
162,000	7.57	12,265	13.65	22,116	12,568	20,645	8,077
163,000	7.56	12,327	13.67	22,278	12,631	20,807	8,176
164,000	7.55	12,389	13.68	22,440	12,692	20,968	8,276
165,000	7.55	12,451	13.70	22,602	12,755	21,130	8,376
166,000	7.54	12,513	13.71	22,763	12,816	21,292	8,475
167,000	7.53	12,575	13.73	22,925	12,878	21,454	8,576
168,000	7.52	12,637	13.74	23,087	12,940	21,615	8,675
169,000	7.51	12,698	13.76	23,249	13,002	21,778	8,776
170,000	7.51	12,760	13.77	23,411	13,064	21,939	8,876
171,000	7.50	12,822	13.79	23,573	13,126	22,102	8,976
172,000	7.49	12,883	13.80	23,734	13,187	22,263	9,076
173,000	7.48	12,945	13.81	23,897	13,249	22,426	9,177
174,000	7.48	13,007	13.83	24,059	13,310	22,587	9,277
175,000	7.47	13,068	13.84	24,221	13,372	22,750	9,378
176,000	7.46	13,130	13.85	24,383	13,433	22,912	9,478
177,000	7.45	13,191	13.87	24,545	13,495	23,074	9,579
178,000	7.45	13,252	13.88	24,707	13,556	23,236	9,680
179,000	7.44	13,314	13.89	24,870	13,618	23,399	9,781

PETITIONER:	<b>Resp.</b>	CASE NUMBER:	PFL2020-0775
RESPONDENT:	<b>Pet.</b>		

**Resp. Annual Bonus Wages Report, cont'd**

180,000	7.43	13,375	13.91	25,032	13,679	23,561	9,882
181,000	7.42	13,436	13.92	25,194	13,740	23,723	9,983
182,000	7.42	13,498	13.93	25,356	13,801	23,885	10,084
183,000	7.41	13,559	13.94	25,519	13,862	24,048	10,185
184,000	7.40	13,620	13.96	25,681	13,923	24,210	10,287
185,000	7.40	13,681	13.97	25,844	13,985	24,373	10,388
186,000	7.39	13,742	13.98	26,006	14,046	24,535	10,489
187,000	7.38	13,803	13.99	26,169	14,107	24,698	10,591
188,000	7.37	13,864	14.01	26,331	14,168	24,860	10,693
189,000	7.37	13,925	14.02	26,494	14,229	25,023	10,794
190,000	7.36	13,986	14.03	26,657	14,289	25,185	10,896
191,000	7.35	14,047	14.04	26,820	14,350	25,348	10,998
192,000	7.35	14,107	14.05	26,982	14,411	25,511	11,100
193,000	7.34	14,168	14.06	27,145	14,472	25,674	11,202
194,000	7.33	14,229	14.08	27,308	14,532	25,836	11,304
195,000	7.33	14,290	14.09	27,471	14,593	25,999	11,406
196,000	7.32	14,350	14.10	27,633	14,654	26,162	11,508
197,000	7.32	14,411	14.11	27,796	14,715	26,325	11,611
198,000	7.31	14,471	14.12	27,959	14,775	26,488	11,713
199,000	7.30	14,532	14.13	28,122	14,836	26,651	11,815
200,000	7.30	14,592	14.14	28,285	14,896	26,814	11,918



ATTORNEY (NAME AND ADDRESS): <b>EDC Court  California</b>	TELEPHONE NO:	Superior Court Of The State of California, County of COURT NAME: STREET ADDRESS: MAILING ADDRESS: BRANCH NAME:
ATTORNEY FOR: <b>Resp.</b>	CASE NUMBER: <b>PFL2020-0775</b>	
Pet. Annual Bonus Wages Report 2022 Yearly		

"R" denotes that Pet. is a recipient for the corresponding support  
"CS%" is the percentage of Bonus paid as additional Child Support  
"SS%" is the percentage of Bonus paid as additional Spousal Support

Pet.'s Gross Bonus	Basic CS%	Basic CS	Alameda SS%	Alameda SS	Total Basic CS	Total SS	Total Support CS+SS
1,000	7.33	73	16.84	168	230 R	1,640	1,870 R
2,000	7.32	146	16.85	337	157 R	1,808	1,965 R
3,000	7.31	219	16.86	506	84 R	1,977	2,061 R
4,000	7.29	292	16.87	675	12 R	2,146	2,158 R
5,000	7.25	362	16.80	840	59	2,311	2,370
6,000	7.20	432	16.73	1,004	128	2,475	2,603
7,000	7.16	502	16.68	1,168	198	2,639	2,837
8,000	7.14	571	16.65	1,332	267	2,803	3,070
9,000	7.11	640	16.63	1,497	336	2,968	3,304
10,000	7.09	709	16.61	1,661	405	3,133	3,538
11,000	7.07	777	16.60	1,826	474	3,297	3,771
12,000	7.05	846	16.59	1,991	542	3,462	4,004
13,000	7.03	914	16.58	2,156	610	3,627	4,238
14,000	7.01	982	16.58	2,321	678	3,792	4,471
15,000	7.00	1,050	16.58	2,486	746	3,958	4,704
16,000	6.98	1,118	16.57	2,652	814	4,123	4,937
17,000	6.97	1,185	16.57	2,817	881	4,289	5,170
18,000	6.96	1,252	16.57	2,983	949	4,454	5,403
19,000	6.94	1,319	16.57	3,149	1,016	4,620	5,636
20,000	6.93	1,386	16.58	3,315	1,083	4,786	5,869
21,000	6.92	1,453	16.58	3,481	1,149	4,953	6,102
22,000	6.91	1,520	16.58	3,648	1,216	5,119	6,335
23,000	6.90	1,586	16.58	3,814	1,282	5,286	6,568
24,000	6.88	1,652	16.59	3,981	1,349	5,452	6,801
25,000	6.87	1,718	16.59	4,148	1,415	5,619	7,034
26,000	6.86	1,784	16.60	4,315	1,480	5,786	7,266
27,000	6.85	1,850	16.60	4,482	1,546	5,953	7,499
28,000	6.84	1,915	16.60	4,649	1,612	6,120	7,732
29,000	6.83	1,980	16.60	4,814	1,676	6,285	7,961
30,000	6.81	2,044	16.60	4,979	1,740	6,450	8,190
31,000	6.80	2,108	16.59	5,144	1,804	6,615	8,419
32,000	6.79	2,172	16.59	5,309	1,868	6,780	8,648
33,000	6.77	2,235	16.59	5,474	1,932	6,946	8,877
34,000	6.76	2,299	16.59	5,640	1,995	7,111	9,106
35,000	6.75	2,362	16.59	5,805	2,059	7,276	9,335



PETITIONER:	<b>Resp.</b>	CASE NUMBER:	
RESPONDENT:	<b>Pet.</b>		PFL 2020-0775

**Pet. Annual Bonus Wages Report, cont'd**

36,000	6.74	2,426	16.59	5,971	2,122	7,442	9,564
37,000	6.73	2,489	16.59	6,137	2,185	7,608	9,793
38,000	6.71	2,552	16.59	6,303	2,248	7,774	10,022
39,000	6.70	2,614	16.59	6,469	2,311	7,940	10,251
40,000	6.69	2,677	16.59	6,635	2,374	8,106	10,479

