

<p>_____ _____ _____ _____ _____ _____ Petitioner,</p> <p>vs.</p> <p>_____ _____ Respondent.</p>	<p>No. _____</p> <p>ORDER IN PROCEEDING TO REGISTER FOREIGN ORDER(S) OF SUPPORT</p>
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NOW on this ____ day of _____, ____, this matter comes before the Court. The State of Iowa is represented by attorney _____ . The obligor _____ ,

- is represented by attorney _____
- appears Pro Se
- does not appear.

The obligee, _____ ,

- is represented by attorney _____
- appears Pro Se
- does not appear.

The Court, upon the record,

- including the consent of the
 - Obligor
 - Obligee
 - Obligor and the Obligee

who agreed to the terms in this document, as evidenced by their signatures below, after having consulted with an attorney or having been given the opportunity,

- the obligor and the obligee having failed to request a hearing within twenty days after the date of service of the Notice of Registration of Foreign Support Order(s),
- the matter having proceeded to hearing and this Court having sent notice of the date and time of the hearing to all parties and, if applicable, the initiating tribunal,
- (and) upon the failure of the
 - Obligor
 - Obligee
 - Obligor and/or the Obligee

to appear for the final hearing upon this matter in its regular position on the trial assignment for _____ County, and being fully advised in the premises, FINDS that:

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1. The Court has subject matter jurisdiction to register the out-of-state order(s) listed herein pursuant to 28 U.S.C. § 1738B and Iowa Code Chapter 252K and Iowa Code section 602.6101.

2. The Court has personal jurisdiction of the Obligee because
- the obligee lives in Iowa.
 - the obligee has voluntarily submitted to Iowa's jurisdiction.

3. According to Iowa Code Section 252K.201, the Court has personal jurisdiction of obligor for each of the following reasons, because obligor

- lives in Iowa.
- was personally served with notice within Iowa.
- submits to Iowa jurisdiction by written consent or by filing a responsive document having the effect of waiving any contest to personal jurisdiction.
- lived in Iowa with the child(ren) named below from approximately _____ through _____.
- resided in Iowa from approximately _____ through _____ and provided prenatal expenses or support for the named child(ren).
- directed or acted in a manner which resulted in the child(ren) named below residing in Iowa by the following direction or act: _____.
- engaged in at least one act of sexual intercourse with the other parent of the named child(ren), in Iowa during the time period from _____ through _____ and the child(ren) may have been conceived by that act of intercourse.
- asserted parentage in the declaration of paternity registry maintained in this state by the Iowa department of public health pursuant to section 144.12A or established paternity by affidavit under Iowa Code section 252A.3A.
- has sufficient minimum contacts with the state of Iowa because: _____.

4. According to Iowa Code section 252A.18, proper notice of the registration has been given to

- the obligor by personal service
- the obligor by restricted certified mail, and to
- the obligee by personal service
- the obligee by restricted certified mail.
- The initiating tribunal by first class mail.

5. The residence of the parties and the child(ren) is as follows:

- a. The obligor is living in the State of _____.
- b. The obligee is living in the State of _____.
- c. The state of residence of the child(ren) affected by the registered order(s) is:

Child's Name	State of Residence
_____	_____
_____	_____
_____	_____
_____	_____

6. The following support order(s), which are filed in this action, have been properly registered in this State pursuant to Iowa Code sections 252K.601, et seq.:

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Issuing State	Docket Number	Effective Date	Support Amount	Arrearages
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Issuing State	Docket Number	Effective Date	Support Amount
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

7. The Notice of Registration of Foreign Support Order(s), which meets the requirements of Iowa Code section 252K.605, was served upon the obligor and obligee. A copy of the registered order(s) of support [and the supporting documents and relevant information filed with the order(s)] that was/were previously filed by the registering party accompanied the Notice.
8. The following apply to the registration of the foreign support order(s):

- The contesting party has not established a defense to the validity or enforcement of the order(s).
- The obligor owes arrears under order(s) listed in the above table totaling in the amount of \$_____ as of _____. This amount does not include arrears due under orders, including Iowa ordres, not listed in the registered order table. The arrears:
 - include interest.
 - do not include interest.
- The Court reserves judgment as to any and all other support issues, including but not limited to, unreimbursed medical expenses, because, at the time of the filing of the Registration Statement, the State of Iowa did not have sufficient information available to litigate other forms of support that may be at issue in this case.
- The Court reserves judgment as to the amount of the past interest, if any, due on the unpaid support judgment(s).
- The nonregistering party has presented evidence which may establish a full or partial defense pursuant to Iowa Code section 252K.607(1).
 - The nonregistering party has proven one or more of the defenses set forth below:
 - The issuing tribunal lacked personal jurisdiction over the contesting party pursuant to Iowa Code section 252K.607(1)(a). The Court finding as follows: _____.
 - The order(s) was/were obtained by fraud pursuant to Iowa code section 252K.607(1)(b). The Court finding as follows: _____.
 - The order(s) has/have been vacated, suspended, or modified by a later order pursuant to Iowa code section 252K.607(1)(c). The Court finding as follows: _____.
 - The issuing tribunal has stayed the order(s) pending appeal pursuant to Iowa Code section 252K.607(1)(d). The Court finding as follows: _____.
 - There is a defense under the law of Iowa to the remedy sought pursuant to Iowa Code section 252K.607(1)(e), The Court finding as follows: _____.

9. The parties
- have agreed to the issues in this document. The agreement of the parties as stated in this document is fair and reasonable and the parties, as evidenced by their signatures below, have requested the Court to enter judgment as set forth below.
 - have not agreed to the issues in this document.

IT IS THEREFORE ORDERED:

1. In relation to the proceeding to register foreign order(s) of support:

That the registered order(s) are hereby confirmed pursuant to Iowa Code section 252K.607(3) because the contesting party has not established a defense to the validity or enforcement of the order(s).

The obligor owes arrears under order(s) listed in the above table totaling in the amount of \$ _____ as of _____ and judgment is hereby entered for that amount. The judgment amount does not include arrears due under orders, including Iowa orders, not listed in the registered order table in the Findings section of this order. The arrears:

include interest.

do not include interest.

The Court reserves judgment on arrears due under orders not listed in the registered order table. The Court also reserves judgment as to any and all other support issues, including but not limited to, unreimbursed medical expenses, because, at the time of the filing of the Registration Statement, the State of Iowa did not have sufficient information available to litigate other forms of support that may be at issue in this case.

The Court reserves judgment as to the amount of the past interest, if any, due on the unpaid support judgment(s).

That the nonregistering party has presented evidence which may establish a full or partial defense pursuant to Iowa Code section 252K.607(1) and enforcement of all or a part of the order(s) should be stayed and these proceedings are hereby continued to _____, at _____ to permit production of additional relevant evidence. According to Iowa Code section 252K.607(2), the uncontested portion of the order(s) are enforceable by all remedies available under the law of this State. Because the nonregistering party has only presented evidence which may establish a partial defense, the State of Iowa is now authorized to begin immediate enforcement of:

Child support in the amount of \$ ___ per _____ .

Health insurance.

Periodic medical support of \$ _____ per _____ .

Arrearages in the amount of \$ _____ to be paid at the rate of \$ _____ per _____. This amount does not include arrears due under orders, including Iowa orders, not listed in the registered order table in the Findings section of this Order. The Court reserves judgment on arrears due under orders not listed in the registered orders table.

Alimony in the amount of \$ _____ per _____ .

Other: _____ in the amount of \$ _____ per _____ .

That for the reasons set forth in the findings, which are incorporated in this order by reference as if set forth in full in this document, the registered order(s) are not confirmed because the nonregistering party has proven one or more of the defenses set forth below:

The issuing tribunal lacked personal jurisdiction over the contesting party according to Iowa Code section 252K.607(1)(a).

The order(s) was/were obtained by fraud according to Iowa Code section 252K.607(1)(b).

The order(s) has/have been vacated, suspended, or modified by a later order according to Iowa Code section 252K.607(1)(c).

The issuing tribunal has stayed the order(s) pending appeal according to Iowa Code section 252K.607(1)(d).

There is a defense under the law of Iowa to the remedy sought according to Iowa Code section 252K.607(1)(e).

Full or partial payment has been made according to Iowa Code section 252K.607(1)(f).

The statute of limitations under Iowa Code section 252K.607(1)(g), precludes enforcement of some or all of the arrearages according to Iowa Code section 252K.604(b).

2. This is your official notice:

a. The income of the obligor is subject to immediate income withholding, according to section 252D.8(1). Until the income provider withholds the required amount of support, it is the obligor's responsibility to ensure payment is made to the Collection Services Center.

b. The installment payment method does not prevent the Child Support Recovery Unit (the Unit) from collecting the accrued support and/or any delinquent support by any means provided by law, including, but not limited to, an interception of income tax refunds, attachment of liens, income withholding, and levy of accounts at financial institutions. When payments become delinquent in an amount equal to the payment for one month, according to chapter 252D, the Unit may order the withholding for payment of support set at an

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amount in accordance with 441 IAC chapter 98, division II, or according to chapter 252I, the Unit may execute an administrative levy on the obligor's financial institutions.

c. According to section 252B.23, if support in arrears is referred to a collection entity, a surcharge may be assessed to the obligor, and information may be provided to a collection entity for purposes of administering and enforcing the surcharge. The amount of the surcharge is a percentage of the amount in arrears.

3. All support payments under the registered order(s) shall be payable to the Collection Services Center, P.O. Box 9125, Des Moines, Iowa 50306-9125, **and in no other manner**. Each payment must identify the obligor, obligee, Iowa District Court Number and the Collection Services Center case account number: # _____. Any payment sent directly to the above named obligee by the obligor shall be considered a gift and not credited to the support which is ordered. The giving of gifts or the purchase of food, clothing, or other physical property will not fulfill the obligation to pay support.

4. According to section 598.22B, the obligor, obligee, and any necessary third party shall provide the Unit with written information about the person's identity, social security number, residential and mailing addresses, telephone number, driver's license number, and the name, address, and telephone number of the party's current employer or other source of income **and keep the Unit informed of any changes**. The obligor shall also provide the Unit information about health insurance that is available, including health insurance policy information.

5. If a later child support action is started and a diligent but unsuccessful effort is made to locate the party, due process requirements may be met by delivering a written notice to the most recent living or employer address on file with the Unit.

The Clerk of Court is ordered to forward a copy of this Order to the obligor, obligee, and initiating tribunal, if any, by first class mail.

JUDGE OF THE ____ JUDICIAL DISTRICT OF IOWA

ORIGINAL FILED

The following section is to be completed only if this order is entered by agreement of the parties:

Obligor's Declaration:

I, _____, the obligor herein, state that I have been advised of my right to have legal counsel of my choice in these proceedings. I further acknowledge that the attorney for the State is not acting as my counsel in this matter. I freely enter into and approve the above consent order.

Obligor
Date: _____

Attorney for Obligor (optional)
Date: _____

I, _____, the obligee herein, state that I have been advised of my right to have legal counsel of my choice in these proceedings. I further acknowledge that the attorney for the State is not acting as my counsel in this matter. I freely enter into and approve the above consent order.

Obligee
Date: _____

Attorney for Obligee (optional)
Date: _____

State of Iowa
Date: _____

PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on _____ by:

- _____ U.S. Mail
- _____ Hand Delivered
- _____ Other _____

Signature _____

Copy To:

