

CHILD SUPPORT MODIFICATION

[COURT NAME E G SUPERIOR COURT] COUNTY OF [COUNTY]

Case No.: [CASE DOCKET NUMBER]

PETITION / MOTION TO MODIFY CHILD SUPPORT

I. Introduction

[YOUR FULL LEGAL NAME] (the "Obligor", and hereinafter "Petitioner"), by and through himself/herself in propria persona, respectfully petitions this Court, pursuant to the laws of the State of [STATE] governing the modification of child support orders, for an order modifying the existing child support obligation set forth in the order dated (the "Existing Order").

In support of this Petition, Petitioner states as follows.

II. Jurisdiction and Venue

1. This Court has continuing, exclusive jurisdiction over the subject matter of this action under the Uniform Interstate Family Support Act (UIFSA), as enacted by the State of [STATE], and over the parties, each of whom has received proper notice.
2. Venue is proper in [COUNTY] County as the Court that entered the Existing Order.

III. Parties and Children

3. **Petitioner:** [YOUR FULL LEGAL NAME], residing at [YOUR ADDRESS].
4. **Respondent:** [OTHER PARENT S FULL LEGAL NAME], residing at [OTHER PARENT S ADDRESS].
5. **Minor child(ren) subject to the support order:**

| *[CHILD REN SUBJECT TO THE SUPPORT]*

IV. The Existing Order

6. On , this Court entered an order requiring **Petitioner** to pay child support in the amount of ***** per month for the benefit of the minor child(ren).
7. The Existing Order has not previously been modified.

V. Substantial / Material Change in Circumstances

9. Since the entry of the Existing Order (or last modification thereof), a **substantial and material change in circumstances** has occurred warranting modification of the support obligation. The change consists of the following:

- **Change in parental income.**

10. The factual basis for the foregoing change is as follows:

| [DESCRIBE THE CHANGE IN CIRCUMSTANCES IN]

VII. Current Financial Information

12. **Petitioner's gross monthly income:** .

13. **Respondent's estimated gross monthly income:** \$0.00.

14. **Parenting time:** Petitioner exercises approximately 50% of overnight parenting time; Respondent exercises the balance.

15. **Health-insurance premium for the child(ren):** \$0.00 per month, paid by Petitioner.

16. **Work-related child-care costs:** \$0.00 per month.

17. A completed income-and-expense declaration (or state-mandated financial affidavit) is filed concurrently with this Petition.

VIII. Proposed New Support Amount

18. Applying the current figures to the [STATE] guideline, Petitioner requests that the Court order **Petitioner** to pay child support in the amount of **** per month, effective .

19. This represents a **no change in dollar amount but a change in payor or allocation** of per month from the Existing Order.

20. **Retroactivity.** Pursuant to 42 U.S.C. §666(a)(9), any modification ordered shall take effect no earlier than the date of service of this Petition on the Respondent. Petitioner does not seek, and the Court may not grant, modification retroactive to any date prior to service.

IX. Income Withholding

21. Pursuant to 42 U.S.C. §666(a)(8) and (b), Petitioner requests that the modified support amount be collected through immediate income withholding by wage-assignment order served on the obligor's employer.

X. Prayer for Relief

WHEREFORE, Petitioner respectfully prays that this Court:

- A. Find that a substantial and material change in circumstances has occurred warranting modification of the Existing Order;
- B. Modify the Existing Order to require **Petitioner** to pay child support of **** per month, effective ;
- C. Order that collection be made through the [STATE] State Disbursement Unit by income withholding;
- D. Order such arrears relief, if any, as is just;
- E. Award Petitioner reasonable attorneys' fees and costs where permitted by [STATE] law; and
- F. Grant such further relief as the Court deems just and proper.

I declare under penalty of perjury under the laws of the State of [STATE] that the foregoing is true and correct.

Dated:

Petitioner

_____ PRINTED NAME

_____ SIGNATURE

_____ DATE