

District Court EL PASO County, Colorado Court Address: 270 South Tejon Street Colorado Springs, Colorado 80903		COURT USE ONLY
In Re The Marriage Of:		
Petitioner:	Vanessa R. Dolbow	
And		
Respondent:	Robert W. Johnson	
EL Paso County CSE Unit,	Third Party Intervenor	
Attorney or Party Without Attorney (Name and Address):		Case Number: 96DR1112
Robert Wayne Johnson, Pro Se P.O. Box 75162 Colorado Springs, Colorado 80970		Division: N/CS
Phone Number: (719) 640-2155		Courtroom:
		IVD Case Number: 21-916020-00-7A
AMENDMENT TO VERIFIED MOTION TO MODIFY CHILD SUPPORT		

Note to Responding Party: If you disagree with this Motion, the Colorado Rules of Civil Procedure allow you to file a written response with the Court which must be filed within 15 days of the date this Motion was served on you or mailed to you.

COME NOW, Robert Wayne Johnson to amend the VERIFIED MOTION TO MODIFY CHILD SUPPORT filed on March 8, 2010, for the purposes of adding to and clarifying the proposed verified modification of the original child support order, laying the following foundation:

1. The original order to pay \$438.80 per month is still in effect.
2. The hearing of January 13, 2010, established the following as per “proposed” ORDER, Item 2, January 13, 2010, Nunc Pro Tunc: “A voluntary change in care occurred in 2005. The Court will, therefore, retroactively modify child support to January 2005. Child support will be calculated based upon a worksheet B calculation for the years 2005-2007. Commencing 2008, the child resided with Mother and child support shall be calculated based on worksheet A.”
3. Worksheet A, showing “child living with Father,” should have been used to calculate child support for July 2005 through December 2007, while the child resided with me through the voluntary change in care. I freely waived my right to receive child support during that 30 month period, as would have been due me with an equitable contribution from Ms. Dolbow for my son’s physical care.

4. I also waived my right to share an extraordinary educational expense when my son attended the Sylvan Learning Center.
5. In consideration of cash received from the unauthorized sale of the ATVs, the remaining child support in arrears for Year 2008 equaled \$900.
6. I withheld all child support payments in protest beginning October 10, 2008, when Ms. Jonica Brunner of the El Paso County Child Support Enforcement Unit told me I owed \$16,000 in back child support, and until the present.
7. I have continuously paid \$385 per month for my son's healthcare insurance.

Wherefore, the foundation being laid, using the worksheets exhibited in the VERIFIED MOTION TO MODIFY CHILD SUPPORT the following is the correct amount of child support withheld in protest:

1. \$900 from 2008.
2. \$3,949.20 for January through September 2009 at \$438.80 per month and \$2,873.16 for October through December 2009 at \$957.72 per month for a total due in 2009 of \$6,822.36.
3. \$4,070.28 for January, February, and March 2010 at \$1,356.76 per month.

The total amount of child support withheld in protest equals \$10,892.64. This compares to \$16,409.80 credited to the Family Support Registry in its report as of February 17, 2010.

I respectfully request that this Court enter an Order modifying my child support obligation as described above and to order El Paso County Child Support Enforcement Unit to issue a letter of compliance to the Department of Motor Vehicles to reinstate my driver's license; to return the difference of \$5,517.16; to remove any liens against real and personal property; to remove my name from the Family Support Registry and any and all similar databases; and to correct any and all negative information reported to consumer credit reporting agencies. For all corrected information, El Paso County Child Support Enforcement Unit shall issue an explanation of responsibility for the events leading up to said reports of derogatory information and provide proof thereof.

IT IS THUS ORDERED THIS _____ DAY of _____, 2010.

BY THE COURT:

DISTRICT COURT MAGISTRATE

VERIFICATION/ACKNOWLEDGEMENT

I swear/affirm under oath that I have read the foregoing Motion and that the statements set forth therein are true and correct to the best of my knowledge. This ____ day of March, 2010.

Robert Wayne Johnson, Pro Se

Subscribed and affirmed, or sworn to before me in the County of _____, State of _____, this _____ day of March, 2010.

My _____ Commission Expires: _____

Notary Public/Deputy Clerk

CERTIFICATE OF SERVICE

I certify that on ____ day of March, 2010, a true and accurate copy of the AMENDMENT TO VERIFIED MOTION TO MODIFY CHILD SUPPORT was served on the other party by:

By placing it in the United States mail, postage prepaid and addressed to the following

Ms. Rita Dolbow
1836 Brookdale Drive
Colorado Springs, Colorado 80918

Law Offices of Belveal Eigel Rumans & Fredrickson, LLC
Donald Belveal, Esq.
Christina K. Eigel, Esq.
Cara L. Nord, Esq.
Jessica K. Polini, Esq.
P.O. Box 1381
Colorado Springs, CO 80901-1381

- AND -

Policy Studies Inc.
Jon C. Bourne
1515 Wynkoop Street
4th Floor
Denver, Colorado 80202

Robert Wayne Johnson, Pro Se

Subscribed and affirmed, or sworn to before me in the County of _____, State of _____, this _____ day of March, 2010.

My Commission Expires: _____

Notary Public/Deputy Clerk