

May 27, 2010

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Colorado Department of Law
Attorney General John W. Suthers
1525 Sherman Street, 7th Floor
Denver, CO 80203-1730

RE: Revision of the State-Approved Child Support Application Form

Dear Attorney General Suthers:

Colorado Department of Human Services Child Support Enforcement form CSE-6 page 2 has been revised this month to empower CDHS CSE county units and delegates (PSI) to open a child support enforcement case without obtaining an affidavit of arrears to support an applicant's claim.

This page was used as an exhibit filed with the pleading of March 8, 2010. The statement read: "You are required to complete and sign an affidavit agreeing to the amount of child support arrears owed (if there is a current child support order)."

This statement now reads: "You may be required to complete and sign an affidavit agreeing to the amount of child support arrears owed (if there is a current child support order)."

As I have indicated in my case before the El Paso County District Court, the affidavit signed by my former wife is dated 11 days after her Family Support Registry account was opened and was marked indicating my son had lived with her since birth. While the actual date of my former wife's original application has yet to be disclosed to me, Ms. Dolbow's sworn statement on the affidavit was impeached by her own testimony in court.

This fraudulent affidavit has been used to intercept monies due me, levy bank accounts, control my real and personal property, and restrict my freedom. Therefore, the State's child support enforcement actions should have at "minimal" an attestation as to the truth of the claim being made. Like the affidavits I have signed and the oath I took before giving testimony in court, the signing of the affidavit is intended to raise the consciousness of the signer and deter misrepresentations by the threat of sanctions for untruthfulness. The affidavit poses no burden on the CSE units and protects the rights of the party being affected by the child support enforcement actions likely to follow. In my case, the first intercept took place without any prior notification that a child support enforcement case had been opened against me.

Form CSE-6 should be revised to fully disclose the meaning of the following excerpted statement also found on page 2:

Please read and initial each of the following statements. By initialing each statement, you understand and agree:

INITIAL

____ CSE represents the People of the State of Colorado. No attorney–client relationship or privilege exists between either party and the CSE staff.

The written statement should be so transparent that the applicant understands that by signing the application and initialing this space that she has assigned her rights to the State of Colorado.

Additionally, the applications accessible to El Paso and Teller county CSE applicants should be revised to fully disclose that PSI is a private company under contract with the county DHS agencies to collect court-ordered child support and state public assistance debt as a delegate unit and licensed collection agency. As was stated to the Collection Agency Board, there is no good reason not to make a full and honest disclosure about this relationship.

Thank you for your time,

Sincerely,

R. Wayne Johnson