

District Court EL PASO County, Colorado Court Address: 270 South Tejon Street Colorado Springs, Colorado 80903		
In Re The Marriage Of:  Petitioner: Vanessa R. Dolbow  And  Respondent: Robert W. Johnson  EL Paso County CSE Unit, Third Party Intervenor		<b>COURT USE ONLY</b>
Attorney or Party Without Attorney (Name and Address):  Robert Wayne Johnson, Pro Se P.O. Box 75162 Colorado Springs, Colorado 80970  Phone Number: (719) 640-2155		Case Number: 96DR1112  Division: 18  Courtroom:  IVD Case Number: 21-916020-00-7A
<p align="center"><b>OBJECTION TO ACCEPTANCE OF RESPONSE TO PETITION FOR REVIEW FILED APRIL 9, 2010</b></p>		

I, Robert Wayne Johnson, hereby object to the acceptance of the untimely Response to Petition for Review Filed April 9, 2010 (Response) filed with the Court on April 22, 2010 by Christina Eigel, attorney for the El Paso County CSE Unit and Policy Studies, Inc. (PSI) as Third Party Intervenor, pursuant to C.R.M. Rule 7(a)(7) which clearly establishes the ten-day timeframe for filing an opposing brief. Furthermore, Attorney Eigel's response does not qualify as an opposing brief for the appeal of a magistrate's final order or judgment. Therefore, the right to file an opposing brief was waived and any reliance by Attorney Eigel on the Response using C.R.M. Rule 7(a) and its 15-day timeframe is erroneous.

Should there be any reliance on the Register of Actions entry date of April 13, 2010 for the Petition for Review (Petition) filed on April 9, 2010, I have attached Page 15 of the Petition, the last page of the Integrated Colorado Online Network system report obtained on April 13, 2010,

and the Register of Actions form marked and stamped by the supervising clerk on April 16, 2010 to demonstrate that the mishandling of court records should not be used by attorney Eigel to support her untimely and unacceptable response to the Petition mailed to her on April 9, 2010. Additionally of note, the supervising clerk refused to sign the Register of Actions form, and Attorney Eigel's Response failed to acknowledge the Amendment to Verified Motion to Modify Child Support (Amendment) filed on March 10, 2010 prior to the fraudulent notice of lien and levy served on American National Bank by the Colorado Division of Child Support Enforcement showing El Paso as the enforcing county on March 11, 2010 and Attorney Eigel's three responses of March 11, 2010, including her request to deny the new motion to modify child support.

Notwithstanding attorney Eigel's failure to acknowledge the Amendment or my claim that worksheet A should have been used since I claimed physical care of more than 273 overnight stays for each year in dispute, Magistrate Candea-Ramsey acknowledged reviewing the new motion to modify child support and the Amendment in the Order signed by her on March 26, 2010 and ruled in favor of attorney Eigel by denying the new motion to modify child support knowing: (1) The wrong worksheets were used based on the application of §14-10-115, C.R.S. that called for either worksheet A showing Father having child or worksheet B showing Father having child more than 92 days for each year at dispute; (2) The worksheets were calculated using the Mother's unverified gross income in violation of §14-10-115, C.R.S. ; (3) I was not unemployed or underemployed as stipulated in §14-10-115, C.R.S., in that I derived sufficient income to pay the original child support order with my retirement income; (4) The stepped-up increases in child support during 2009 and commencing January 1, 2010 were for corrupt purposes, did not meet the requirement of §14-10-122, C.R.S., and were punitive in nature; and (5) The suspension of my driver's license occurred on September 21, 2009, following the Driver's License Suspension Notice of Non-Compliance with a Child Support Order dated January 18, 2009 mailed to me by Jonica Brunner with CSEU, thereby eliminating any employment opportunities available to me as I considered the impending suspension of my driver's license and the continued financial impact of CSEU's malicious prosecution of my modification action also filed on September 21, 2009.

Wherefore, I request this \_\_\_\_Day of April, 2010 that the reviewing judge or judges selected pursuant to C.R.M. Rule 7(a)(2) reject the Response to Petition for Review Filed April 9, 2010 as well as attorney Eigel's motion to deny the request made through the Petition to resolve my child support modification action according to the letter dated March 29, 2010 to Chief Judge Kirk Samelson that was attached to the Petition of April 9<sup>th</sup>.

Respectfully Submitted,

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Robert Wayne Johnson, Pro Se

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**AFFIDAVIT OF SERVICE**

I declare under oath that on April \_\_\_\_, 2010, a true and correct copy of the foregoing Objection to Acceptance of Response to Petition for Review Filed April 9, 2010 with attachments was sent by United States Mail, postage prepaid, addressed to the following:

Vanessa R. Dolbow  
1836 Brookdale Drive  
Colorado Springs, CO 80918-3476

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

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Robert Wayne Johnson, Pro Se

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Subscribed and affirmed, or sworn to before me in the County of \_\_\_\_\_,  
State of \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

My Commission Expires: \_\_\_\_\_

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Notary Public Signature