

24TH JUDICIAL DISTRICT COURT FOR THE PARISH OF JEFFERSON

STATE OF LOUISIANA

NO: _____

DIVISION: _____

versus _____

OBJECTION TO HEARING OFFICER'S RECOMMENDATION(S) AND INTERIM ORDER

MOVER(S), _____,

suggest to the court that an interim order was entered on the _____ day of _____,

20____ relative to: _____

and on further suggesting to the court that mover(s) object to the interim order in the following particulars:

Mover(s) request a de novo hearing by the District Judge of the 24th Judicial District Court to which this case was originally allotted, on the above issues.

Respectfully submitted:

Attorney for Plaintiff/Pro Se

Attorney for Defendant/Pro Se

Address

Address

Telephone

Telephone

(DO NOT MARK THE ORDER.)

ORDER

Considering the foregoing, and pursuant to the above law and court rule:

IT IS ORDERED that the objection(s) to the findings and recommendations of the Hearing Officer be set for hearing on the _____ day of _____, 20____, at _____ o'clock A.M./P.M.

Gretna, Louisiana, this _____ day of _____, 20____

J U D G E

- Service Waived by All Counsel
- Service to be made under C.C.P. 1313.
- Please Serve:

1. _____ Phone _____
2. _____ Phone _____
3. _____ Phone _____

NOTICE TO PERSONS REPRESENTING THEMSELVES

Should you disagree with one or more recommendations of the hearing officer or domestic commissioner, after a hearing officer conference or a hearing with the domestic commissioner, you shall, in order to preserve your right to have a hearing with the district court judge to whom your case is allotted:

FILE AN OBJECTION FORM with the clerk of court within five (5) working days of your receipt of the recommendation form from the hearing officer, whether in person, or by mail, or within five (5) working days of your verbal or written receipt of judgment from the domestic commissioner. Failure to timely file an objection will result in your waiving any objections and forfeiting the right to the hearing with the judge.

AND

FILE A MEMORANDUM on the law and facts with the district court judge, to whom your case is allotted, within five (5) working days of the date the objection is filed. Failure to timely file a memorandum may result in denial of oral argument and/or dismissal of the objection, and/or having your case continued without date by the court.

VIII.

INCOME AND EXPENSE SHEET

(ALL categories are to be calculated on a monthly basis; supporting documentation required.)

	PARTY	CHILDREN	TOTAL
A. GROSS MONTHLY INCOME OF PARTY			
1. Wages and Commissions (Gross)			
2. Bonuses (Gross)			
3. Car Allowance			
4. Other Expense Reimbursement			
5. Interest			
6. Dividends			
7. Rents and Royalties (Net)			
8. Business Profits (Pre-Tax)			
9. Recurring Capital Gains			
10. Trust Income			
11. Recurring Gifts			
TOTAL GROSS MONTHLY INCOME			
B. ITEMIZED PAYROLL DEDUCTIONS			
1. Federal Taxes			
2. State Taxes			
3. Social Security			
4. Medicare			
5. 401K Contributions			
6. 401K Loan			
7. Mandatory Retirement Contributions			
8. Health Insurance			
9. Life Insurance			
10. Other Deductions (detail)			
TOTAL MONTHLY PAYROLL DEDUCTIONS			
C. TAX LIABILITY (not deducted from payroll)			
1. Federal Income Taxes			
2. State Income Tax			
3. Self Employment Tax			
4. Other			
TOTAL MONTHLY TAX LIABILITY (not deducted from payroll)			
TOTAL NET MONTHLY INCOME			
D. INCOME OF CHILDREN			
1. Social Security			
2. Investment			
3. Trust			
E. MONTHLY EXPENSES (List current, ongoing expenses):			
1. HOUSING			
a. Mortgage/rent			
b. Second Mortgage			
c. Real Estate Taxes (not included in mortgage note)			
d. Homeowner's/Condo Association Dues			
e. Homeowners/Renter's Insurance			
f. Flood Insurance			
g. Security System			
h. Furniture rental			
i. Lawn care			

	PARTY	CHILDREN	TOTAL
j. Pool Service			
k. Repairs/Maintenance			
l. Pest Control			
m. Maid service			
n. Other (detail)			
2. FOOD AND HOUSEHOLD SUPPLIES			
3. CLOTHING			
4. TRANSPORTATION/AUTOMOBILE			
a. Car note/lease			
b. Maintenance			
c. Gas and Oil			
d. Repairs			
e. Insurance			
5. MEDICAL AND DENTAL			
a. Insurance (Hospitalization and Major Medical)			
b. Insurance (Deduction from payroll, if not listed in Section B)			
c. Prescriptions			
d. Over the counter medications			
e. Expenses not covered by insurance			
f. Routine medical exams			
g. Contacts/Glasses			
h. Counseling			
i. Dental maintenance			
j. Orthodontics			
6. UTILITIES			
a. Water			
b. Electric			
c. Garbage			
d. Pool			
e. Cable/Satellite TV			
f. Natural Gas/Propane			
g. Household Phone			
h. Computer			
i. Cellular Phone			
7. LAUNDRY AND CLEANING			
8. PERSONAL AND GROOMING (Cosmetics, haircuts, nails, etc.)			
9. EDUCATION EXPENSES			
a. Tuition (less amount of tuition assistance)			
b. Registration and Mandatory Fees			
c. Transportation			
d. Fees (Gym, band, cheerleading, sports, etc.)			
e. Books and Supplies			
f. Tutoring			
g. Other (field trips, etc.)			
10. CHILD CARE EXPENSES – WORK RELATED (*Child care expenses from above are subject to reduction for Federal Child Care Tax Credit and will be addressed by the court.)			
a. School Year Daycare (less child care assistance)			
b. Summer Daycare (less child care assistance)			
c. Before/After Care (not included above)			
d. Babysitter			
11. CHILD CARE EXPENSES – NON-WORK RELATED			
a. Daycare			
b. Babysitter			
12. GARNISHMENTS			
13. JUDGMENTS OF CHILD SUPPORT (for children other than those of this marriage/relationship)			

		PARTY	CHILDREN	TOTAL
14. FIXED OBLIGATIONS				
a. Credit cards (minimum monthly payment)				
Account	Total			
Balance				
1.	\$			
2.	\$			
3.	\$			
4.	\$			
5.	\$			
b. Credit union (minimum monthly payment)	\$			
c. Department store balances				
Account	Total Balance			
1.	\$			
2.	\$			
3.	\$			
d. Life Insurance				
e. Disability Insurance				
f. Other insurance (detail)				
15. ENTERTAINMENT/HOLIDAY EXPENSES				
a. Birthdays				
b. Holiday expenses				
c. Gifts from children to others				
d. Books, magazines, etc. subscriptions				
e. Entertainment				
f. Meals away from home				
g. Other (detail)				
16. EXTRACURRICULAR ACTIVITIES				
a. Health Club Membership				
b. Music Lessons/Fees				
c. Dance Lessons/Fees				
d. Sports Fee				
e. Summer Camp				
f. Equipment and Uniforms				
g. Other (detail)				
17. OTHER				
a. Charitable contribution				
b. Professional dues				
c. Vacations with children				
d. Pet expenses				
1. Food				
2. Vet/Grooming				
3. Boarding				
e.				
f.				
g.				
TOTAL MONTHLY EXPENSES				

If any of the above expenses are temporary, please explain fully any anticipated changes:

VS

DOCKET NUMBER: _____
DIVISION: _____
24TH JUDICIAL DISTRICT COURT
PARISH OF JEFFERSON
STATE OF LOUISIANA

FILED: _____

DEPUTY CLERK

STIPULATIONS AND/OR RECOMMENDATIONS OF HEARING OFFICER

PRESENT:

Plaintiff: _____ Defendant: _____

Attorney: _____ Attorney: _____

Based on conferences with the parties and counsel, and/or the stipulations of parties, the Hearing Officer makes the following findings and recommendations:

1. MARRIAGE:

The parties were married on _____ in _____.

The parties were separated on _____.

The parties were divorced on _____.

2. CHILDREN:

The minor child(ren) at issue are:

NAME: _____ AGE _____ Date of Birth _____

3. FACTS AT ISSUE:

E= Establishment R= Recommendation
M= Modification S= Stipulation

4. ISSUES IN DISPUTE:

- Custody (E/M) Child Support (E/M) Arrears/Contempt
- Removal of Personal Property Visitation (E/M) Private School
- Evaluations/Mediation Rental Reimbursement Transportation
- Tax Exemptions Use of Community Movable Injunctions
- Relocation Interim Spousal Support Community Property
- Use of Family Residence Paternity Fault-Final Periodic Support
- Other: _____

5. PRE-TRIAL RECOMMENDATIONS:

- R S The intake conference be continued to _____.
- R S The rule(s) for _____

 be continued to _____.
- R S _____ be appointed to mediate custody/visitation issues.
- R S _____ be appointed to conduct an **evaluation** of the parties and minor child(ren) to be completed in _____ days.
- R S Both parents complete a court-approved co-parenting course and/or parenting classes and provide proof of completion to the court.
- R S Mother/Father complete a court-approved anger management class and provide proof of completion to the court.
- R S _____ submit to a urine/hair drug test to be conducted by (Institution) _____ to be completed on or before _____.
- R S _____ produce the following documents _____

 _____ by _____.
- R S _____ be appointed special master on the following issues: _____

- R S _____ be appointed to conduct a financial evaluation of the following: _____

- R S _____ be appointed to appraise the following movable property: _____
 _____; and
- R S _____ be appointed to appraise the following immovable property: _____

- R S _____ be ordered to file detailed sworn descriptive lists by _____

R S _____ be ordered to traverse/concur in the detailed sworn descriptive lists by _____.

R S _____ be ordered to submit to a blood/tissue sample test by (date) _____, to be performed by _____.

R S Other: _____

6. **CUSTODY:**

R S **Legal Custody:**
The parties should be awarded **joint** custody of the minor child(ren).

R S Mother/Father should be awarded **sole** legal custody of the minor child(ren).

R S **Physical Custody:**
The parties should be awarded **shared** physical custody of the minor child(ren) as follows:

R S Mother/Father should be designated **domiciliary** parent of the minor child(ren).

R S The parties should be awarded **split** custody of the child(ren) as follows:
Mother/Father is designated domiciliary parent of _____
Father/Mother is designated domiciliary parent of _____

R S Other: _____

7. **VISITATION** (sole custody) / **PHYSICAL CUSTODY** (joint custody):

R S Mother/Father shall have supervised/unsupervised visitation/physical custody with the minor child(ren) as follows:

R S Every other week (end) _____ to _____
beginning _____ day/time _____ day/time

R S Other: _____

8. VACATIONS/SUMMER SCHEDULE:

- R S Both parties shall have vacation options with the child(ren) each year. They shall notify each other in writing of their vacation plans on or before _____ prior to departure. Each party shall provide the other with a basic itinerary to include travel dates, destinations and telephone numbers for emergency purposes.
- R S Father shall have _____ week(s) each year/summer.
- R S Mother shall have _____ week(s) each year/summer.
- R S Other: _____

9. HOLIDAYS:

	Odd, Even, Every		Mother	Father
R	S	New Year Eve	_____	_____
R	S	New Year Day	_____	_____
R	S	Mardi Gras	_____	_____
R	S	Easter/Spring	_____	_____
R	S	July 4 th	_____	_____
R	S	Labor Day	_____	_____
R	S	Halloween	_____	_____
R	S	Thanksgiving Day	_____	_____
R	S	Thanksgiving School Break	_____	_____
R	S	Christmas Eve	_____	_____
R	S	Christmas Day	_____	_____
R	S	Christmas School Break	_____	_____
R	S	Other Holidays	_____	_____
			_____	_____
			_____	_____
			_____	_____

Holiday/Vacation schedules as defined above shall take priority over regular schedules.

10. SPECIAL DAYS:

- R S On Father's Day and Father's birthday, the child(ren) will be with the father.
- R S On Mother's Day and Mother's birthday, the child(ren) will be with the mother.
- R S The child(ren)'s birthdays will be celebrated with each parent during his/her regularly scheduled parenting time or _____.

11. TELEPHONE CONTACTS:

R S _____ Reasonable _____ Father _____ Mother
R S _____ Specific _____ Father _____ Mother
R S Days and Times: Minors can contact either parent, any day at any reasonable time.

12. CO-PARENTING GUIDELINES:

R S The parents shall follow the co-parenting guidelines:

_____ To share information with each other about the children in a timely manner so as to coordinate and facilitate their parenting together. This information may include, but is not limited to medical, educational, social, psychological, and religious aspects of the children's lives.

_____ All material, child sharing, court related and financial communications between the parents shall occur at a time when the child(ren) is/are not present or within hearing range. Communication regarding these issues shall not occur at times of exchanges of the child(ren) or during telephone visits with the child(ren).

_____ Neither parent shall say or do anything in the presence or hearing of the child(ren) that would in any way diminish the child(ren)'s love or affection for the other parent, and shall not allow others to do so.

_____ Should either parent require child care for twenty-four hours or longer when the child is in his/her care, the other parent shall have first option to provide such care.

_____ Each parent shall always keep the other informed of his/her actual address of residence, mailing if different, home and work telephone numbers and any changes within twenty-four hours of such change occurring.

_____ Each parent shall inform the other as soon as possible of all school, sporting and other special activity notices and cooperate in the child(ren)'s consistent attendance at such events. Neither parent shall schedule activities during the other parent's scheduled parenting time without notice to the other parent.

_____ Neither parent shall move the residence of the child(ren) out of state or within the state at a distance of more than 75 miles from the other parent without giving the other party written notice as required by La R.S. 9:355.1 et seq.

_____ All prior orders not in conflict with this parenting plan shall remain in full force and effect.

_____ Other: _____

13. RELOCATION:

R S Mother/Father should (not) be allowed to relocate to _____ for the following reasons:

14. CHILD SUPPORT:

Based on the guidelines computation (Worksheet "A" - "B") attached hereto or Consent of Parties:

R S Father/Mother should pay child support in the amount of \$ _____ per month effective _____ to be paid _____

R S Father/Mother should maintain health, hospitalization, medical and/or dental insurance for the minor child(ren) and any deductibles and/or extraordinary medical expenses, not covered by insurance, should be paid by both parties in accordance with the percentage of income used in the support computation. (Mother _____%; Father _____%)
The parents shall forward copies of the bills for these uncovered expenses by certified mail and the other parent shall pay their share within 20 days of receipt. _____

R S Private/Parochial school tuition is necessary and/or agreed to by the parties.

R S Parents should pay the following expenses in accordance with the percentage of income used in the support computation. (Mother _____%; Father _____%) _____

R S Mother/Father should pay the following expenses: _____

R S Father/Mother should pay an additional \$ _____ per _____
toward retroactive support owed as of _____ totaling \$ _____, of
which \$ _____ be made executory.

R S The retroactive support includes a credit for the following voluntary payments totaling \$ _____
as of _____

R S Father/Mother should have tax exemptions for _____ in odd/even/all years
beginning _____ and Father/Mother should have tax exemptions for
_____ in odd/even/all years beginning _____

Provided the payor is not in arrears, the domiciliary parent shall sign and deliver, by January 31 each year, Form 8332 to the non-domiciliary parent to claim his/her assigned exemption.

R S Child support should be modified as follows:
1. Increased to: _____ effective _____
to be paid _____
2. Decreased to: _____ effective _____
to be paid _____
3. Terminated _____ effective _____

R S Child support should deviate from the guidelines for the following reasons: _____

R S An immediate income assignment order be entered under LSA R.S. 9:303 or R.S. 46:236.3.

R S Other: _____

15. INTERIM - FINAL SPOUSAL SUPPORT:

- R S Interim/Final spousal support should be awarded to Wife/Husband.
- R S Based on a review of the income and expenses of the parties, Husband/Wife should pay interim/final spousal support of \$ _____ per month , effective _____
- R S Husband/Wife should pay an additional \$ _____ per _____ toward retroactive spousal support totaling \$ _____ as of _____, of which \$ _____ should be made executory.
- R S The retroactive support includes a credit for the following voluntary payments totaling \$ _____ as of _____
- R S Other: _____

**16. FAMILY RESIDENCE - RENTAL REIMBURSEMENT - MORTGAGE PAYMENTS
COMMUNITY TERMINATION:**

- R S Husband/Wife should be granted interim use and occupancy of the family residence. _____
- R S Rental Reimbursement should be granted/deferred/waived as follows: _____
- R S Husband/Wife should pay mortgage payments of the family residence in the amount of \$ _____.
- R S Husband/Wife should waive/reserve reimbursement claim for mortgage payments of the family residence.
- R S The parties shall be declared separate in property in accordance with the La C.C.Art 2374 effective _____
- R S Other: _____

17. CONTEMPT:

- R S Husband/Wife/Defendant is found to owe \$ _____ in past due child support/ spousal support for the period from _____ to _____
- R S Husband/Wife/Defendant should be found in contempt of court for failure to pay child support/ spousal support / violating visitation, as ordered by the court.
- R S Husband/Wife/Defendant should be found in contempt of court for _____
- R S Husband/Wife/Defendant should be sentenced for contempt of court as follows: _____
- R S Husband/Wife/Defendant should be allowed to purge him/herself of contempt and the sentence should be suspended conditioned on Husband/Wife/Defendant paying their ongoing support obligation and by paying a purge payment of \$ _____ by (date) _____ or by paying an additional \$ _____ per _____ beginning on _____

R S Father/Mother should pay an additional \$ _____ per _____ toward **child support** arrearages owed as of _____ totaling \$ _____, of which \$ _____ be made executory.

R S The arrearage includes a credit for the following voluntary payments totaling \$ _____ as of _____

R S Husband/Wife should pay an additional \$ _____ per _____ toward **spousal support** arrearages owed as of _____ totaling \$ _____, of which \$ _____ be made executory.

R S The arrearage includes a credit for the following voluntary payments totaling \$ _____ as of _____

R S _____ shall be sanctioned for failure to pay child support/spousal support in the amount of \$ _____ and _____ shall be awarded attorneys' fees in the amount of \$ _____, and court costs in the amount of \$ _____ to be paid by (date) _____

18. COMMUNITY MOVABLE:

Each party should be granted use of community movables as set forth below:

R S Husband: _____

R S Wife: _____

R S Other: _____

19. INJUNCTIONS:

R S The temporary restraining orders should be made (mutual) preliminary injunctions against the parties their agents and assigns:

R S From harassing each other in any fashion whatsoever.

R S From alienating, encumbering, concealing, or disposing of the community property previously existing between the parties.

20. SANCTIONS:

R S _____ should be sanctioned for failing to appear at the intake conference and/or failure to produce _____ should be awarded attorneys fees in the amount of \$ _____ and court costs in the amount of \$ _____.

21. ATTORNEY FEES AND COSTS:

R S _____ shall be awarded Attorney fees in the amount of \$ _____ to be paid by _____

R S _____ shall be awarded Court Costs in the amount of \$ _____ to be paid by _____

22. **OTHER:**

R S _____

R S _____

* Pages _____ are omitted because they are BLANK.

DATE

HEARING OFFICER

The parties agree to the recommendations marked as a stipulation(s) and acknowledge receipt of a copy of these stipulations and/or recommendations:

Party

Counsel

Party

Counsel

JUDGMENT

Let the foregoing stipulations be made the Consent Judgment of the court, in accordance with Civil Code Article 3071.

A separate final Consent Judgment must be prepared, signed and presented by the parties or Counsel of record.

SIGNED at Gretna, Louisiana, this _____ day of _____, 20 17.

DOMESTIC COMMISSIONER/DISTRICT JUDGE

INTERIM JUDGMENT

Let the foregoing recommendations be made the Interim Judgment of the Court.

The foregoing recommendations shall become the Judgment of the Court absent the filing of timely objections.

After the filing of timely objections the Interim Judgment remains in effect pending a hearing before the District Court Judge.

A separate final Judgment must be prepared and presented by the parties or Counsel of record.

SIGNED at Gretna, Louisiana, this _____ day of _____, 20 17.

DISTRICT COURT JUDGE