

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.
SOUTHERN DISTRICT

SUPERIOR COURT
DOCKET NO. 06-M-655

IN THE MATTER OF
GAIL ROSIER AND JEFFREY STROBEL

2009 JUL - 14 01:02
HILLSBOROUGH COUNTY
SUPERIOR COURT SOUTHERN DISTRICT

PETITION FOR CONTEMPT AND REQUEST FOR SHOW CAUSE HEARING

NOW COMES Jeffrey H. Strobel, the Respondent in the above-captioned matter, of 3 Belgian Place, Nashua, Hillsborough County, New Hampshire 03062 and complains against Gail F. Rosier, of 22048 N. Church Road, Scottsdale, Arizona 85255. In support thereof, the Respondent states as follows:

1. The parties were divorced in May 1996 and have one child, Connor Strobel, date of birth: October 9, 1991. Connor resides with Mr. Strobel and Ms. Rosier resides in the State of Arizona;

2. On March 15, 2009 the Court issued an order on Mr. Strobel's Petition to Clarify. The Petition to Clarify addressed the parties' child support order issued in 2006 which provided that by agreement of the parties, Ms. Rosier's child support obligation was waived in lieu of her contributing to Connor's college educational expenses;

3. The March 15, 2009 Order provided that the child support order was enforceable as written as past due child support. Ms. Rosier has not paid child support since February of 1997 in acknowledgement and reliance of her agreement to save funds and provide contribution to Connor's college education. Ms. Rosier informed the Court that she and her current husband owned real estate in Hopkinton, Massachusetts and that the property was specifically being held for Connor's benefit;

4. The Court ordered Ms. Rosier to "immediately take all necessary steps to liquidate the real estate asset which is being held for the benefit of Connor's college

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educational expenses and to ensure that the funds will be available for this purpose.”

Further, Ms. Rosier was ordered to provide a complete accounting of the liquidated funds to Mr. Strobel and place the funds in an account accessible by Mr. Strobel to use for college expenses. The Court made this order as it determined that the amount owed to Mr.

Strobel was for past due child support arrearages;

5. To date and to the best of Mr. Strobel’s knowledge and belief, Ms. Rosier has taken no affirmative steps to abide by the Court’s order. Connor will be 18 years old in October. As Connor enters his senior year of high school this fall, he is making preparations to attend college. Without the Court assisting in the enforcement of the Court order against Ms. Rosier, Mr. Strobel is facing the prospect of carrying the financial burden of paying for college on his own;

6. Ms. Rosier is willfully, purposefully and intentionally avoiding her obligations under the March 15, 2009 Court order. Mr. Strobel is requesting that she be found in contempt and further appear in Court for a show cause hearing to inform him and the Court as to why she is violating the Court’s order. Mr. Strobel has been solely financially and emotionally responsible for raising Connor, paying for every expense for him. Ms. Rosier has taken no role in Connor’s life by her own choice;

7. Mr. Strobel believes that Ms. Rosier’s third and most current husband passed away last year, leaving Ms. Rosier with an inheritance. To the best of his knowledge and belief, there is a probate matter regarding Ms. Rosier’s late husband, R. Peter Rosier’s estate, currently pending in the Maricopa County Probate Court, Docket No. PB2009-050356;

8. Mr. Strobel is requesting that the Court find Ms. Rosier in contempt, schedule an immediate show cause hearing and make orders consistent with his requests

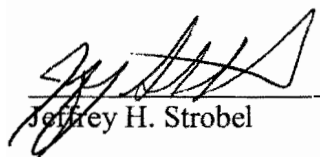
for relief below. He seeks an enforceable order for a specific dollar amount of \$105,000.00 as adjudicated from the last hearing plus further past due child support from the date of the last order. Mr. Strobel further seeks and to be paid by a specific period of Connor's birthday, October 9, 2009. He also seeks that the Court grant him an order to place a real estate lien on and encumber Ms. Rosier's property for Connor's benefit;

WHEREFORE the Respondent, Jeffrey H. Strobel, respectfully requests that this Honorable Court:

- A. Grant his Petition for Contempt and Request for Show Cause Hearing;
- B. Schedule a show cause hearing, at the very earliest convenience of the Court, for Ms. Rosier to appear;
- C. Should Ms. Rosier not appear at the show cause hearing, issue an immediate capias for her arrest with a specific amount for bail being issued;
- D. Make a specific order adjudicating a specific dollar amount of \$105,000 plus additional past due child support for Ms. Rosier to pay by no later than October 9, 2009 so that Mr. Strobel may enforce the order in Arizona by way of the Uniform Interstate Family Support Act, RSA 546-B, if necessary;
- E. Make an order providing that Mr. Strobel being to place a real estate lien on any and all real estate in which Ms. Rosier has an interest;
- F. Grant any further relief that this Honorable Court deems just and equitable.

Respectfully submitted,

Date: 7/5/09



Jeffrey H. Strobel

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

Before me on this 5th day of July, 2009 appeared the above-subscribed Jeffrey H. Strobel and made oath that the foregoing recitation of facts are true and accurate to the best of his knowledge and belief.

Lawrence W. Thibault Jr.
Notary Public/Justice of the Peace
My commission expires:

LAWRENCE W. THIBAUT JR.
Notary Public - New Hampshire
My Commission Expires April 23, 2013

cc. Gail Rosier

HILLSBOROUGH COUNTY
CLERK OF SUPERIOR COURT SOUTH
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