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SHANELARIS & SCHIRCH, PLLC
Attorneys at Law

Catherine E. Shanelaris
Jane M. Schirch*

Laura K. Maistrosky*
*Admitted in NH and MA

March 9, 2015

The Honorable Maggie Hassan
Governor of the State of NH
State House
107 North Main Street,
Concord, NH 03301

The Honorable Kelly Ayotte
United States Senator
144 Main Street
Nashua, NH 03060

Megan Yaple, Esq.
Assistant Attorney General
NH Attorney General's Office
NH Department of Justice
33 Capitol Street
Concord, NH 03301

Dear Governor Hassan, Senator Ayotte and Attorney Yaple:

I am writing to implore your assistance regarding an interstate child support matter. I am a family law attorney from Nashua and former chief staff attorney for the New Hampshire Division of Child Support Services. I have worked with my client, Jeffrey Strobel since 2008. Mr. Strobel is the custodial parent of his son, Connor Strobel. Connor Strobel is now 23 years old. Jeffrey Strobel has been in court in both the states of New Hampshire and Arizona on a multitude of occasions to attempt to enforce a child support obligation against his former spouse, Gail Rosier. Ms. Rosier currently resides in the State of Arizona. Mr. Strobel has spent tens of thousands of dollars in legal fees from hiring counsel in New Hampshire and Arizona to enforce Ms. Rosier's obligation of child support and to date, he has received only approximately \$1600.00 from Ms. Rosier after one enforcement hearing held in Arizona in January 2014. Ms. Rosier owes a child support obligation of over \$202,500.00. After the enforcement hearing was held in Arizona, Ms. Rosier has hired New Hampshire counsel and Arizona counsel to fight against her obligation. She has filed actions in the 9th Circuit Court-Family Division in Nashua, the New Hampshire Supreme Court and the United States District Court in Arizona, all in an attempt to avoid any payment on her child support obligation.

AZ ATTORNEY GENERAL

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The parties were divorced by Decree of Divorce issued on May 24, 1996 in the Dominican Republic. The Decree of Divorce contained no substantive orders for child support or parenting. In May 2006 Ms. Rosier filed a Petition to Register the Foreign Decree and to Establish a Parenting Plan in New Hampshire. She acknowledged that the Decree of Divorce contained no orders for parenting and wanted the New Hampshire Court to establish a parenting plan to allow Connor to travel to Arizona to spend parenting time with her.

In July 2006, Ms. Rosier and her attorney submit proposed orders to the Court, including a proposed Uniform Support Order ("USO") for child support. Ms. Rosier's proposed USO provided for a downward deviation from the child support guidelines and that "Child Support is waived in lieu of college contribution." Ms. Rosier made this agreement and submitted her proposed order all while being represented by counsel. She promised the offer of proceeds from her interest in some real estate to pay for Connor's college. In 2006 Connor was 15 years old. The divorce occurred in 1996. Ms. Rosier has never essentially paid child support nor any kind of financial support for Connor's benefit.

In July 2006, Mr. Strobel filed a response in the Court and requested that child support be addressed by the Court. Ms. Rosier knew since 2006, that Mr. Strobel was requesting that Ms. Rosier pay support by demonstrating that she had been saving to pay for Connor's college costs as she proposed and agreed to. Ms. Rosier had not paid any child support but told Mr. Strobel that she had been savings funds plus interest for Connor's college. In response, the parties discussed that Ms. Rosier should pay her weekly child support obligation into a fund set up for paying for college instead of paying Mr. Strobel directly. Mr. Strobel was asking the court that Ms. Rosier provide proof that she was saving for college.

The Arizona Attorney General's Office attempts to argue that the most current child support is unenforceable because the Court did not make an underlying child support order. This argument is misguided. What the Arizona Attorney General does not realize is that when Ms. Rosier failed to demonstrate that she had been saving for Connor's college, Mr. Strobel requested that the Court issue an order on the child support arrears that Ms. Rosier owed over all these years after she failed to provide any proof that she was saving for Connor's college expenses. In March 2009, the Court issued an order acknowledging that when the Petition to Register the Foreign Decree was filed by Ms. Rosier in 2006, neither party requested support, however "at a hearing before this Court in 2006, Ms. Rosier submitted a proposed Uniform Support Order which states the following: By agreement of the parties, child support is waived in lieu of college contribution." The New Hampshire Court found that Mr. Strobel relied on the parties "agreement" and has not received any child support from Ms. Rosier since February of 1997.

Ms. Rosier never complied with any orders of our Courts. In July 2009, Mr. Strobel filed a Petition for Contempt and Request for Show Cause hearing to enforce the March 2009 Court

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Order. He requested that a capias issue and asked to have the State of Arizona enforce the child support order against Ms. Rosier. There is some procedural history to the case, but in summary, Ms. Rosier never appeared for any hearings in New Hampshire and never challenged the orders. A capias for her arrest was issued in the amount of \$25,000.00 and the Court also issued a Uniform Support Order ordering Ms. Rosier to pay child support arrearages in the amount of \$202,500. This figure was determined by calculating what Ms. Rosier would have paid in child support since February 1997 plus accrued statutory interest on the arrearages through June 2010 (Connor's graduation date from high school). The USO was payable through the New Hampshire Division of Child Support Services. In June 2010, the Court issued another USO affirming the child support arrearages.

Ms. Rosier could have filed Motions for Reconsideration regarding any of the Court orders from 2006 to 2010. She did nothing. No motions to reconsider were filed, no appeals were ever initiated or filed. She had every opportunity to reconsider or attempt to vacate the orders. It has been nearly five years since the last orders were issued ordering Ms. Rosier to pay her child support arrearage. Mr. Strobel has spent years attempting to enforce the order, spent legal fees, tried to file as a creditor in probate court in Arizona to get his son's child support arrearages paid. He has worked with the child support agencies in New Hampshire and Arizona to enforce the orders - all without success. Ms. Rosier has done everything in her power to avoid paying her child support obligation. She in fact took proactive steps to avoid her obligation. At one point, in May 2011, her wages were garnished for the payment of child support. She attempted to avoid the garnishment by setting up an LLC to avoid future child support payments. She obtained an American Express credit card in Connor's name, without Connor's or Mr. Strobel's knowledge and ran up \$46,000.00 worth of charges. She has caused Mr. Strobel and Connor a great deal of emotion and financial distress.

The crux of this matter began in January 2014 when the state of Arizona was attempting to enforce the New Hampshire child support order against Ms. Rosier. In March 2014 Ms. Rosier filed a Petition in the 9th Circuit Court-Family Division in Nashua to vacate her child support obligation issued by the court in June 2010. All enforcement in the Arizona courts ceased after Ms. Rosier filed her Petition to vacate her child support here in New Hampshire. The enforcement proceedings against Ms. Rosier to require her to pay her child support obligation were placed on hold in the Arizona courts pending a ruling by the New Hampshire Court as to whether the child support obligation against Ms. Rosier was an enforceable child support order. Please see attached copy of the Arizona order vacating an enforcement hearing pending a ruling in New Hampshire on the enforceability of the child support order dated April 21, 2014.

After multiple hearings in this matter in 2014 in New Hampshire, the 9th Circuit Court-Family Division in Nashua issued an order in May 2014 denying Ms. Rosier's Petition to vacate the child support order and affirming that the June 2010 Uniform Support Order finding that the

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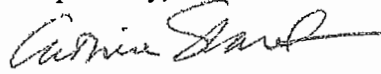
June 2010 Court Order is an enforceable child support arrearage. The USO does not include any statutory interest from June 2010 to present. Please see attached Order. Ms. Rosier filed a Motion to Reconsider, a New Hampshire Supreme Court appeal and a civil suit in the United States District Court all in an attempt to negate the order affirming the arrearages. All her attempts were denied and dismissed. The June 2010 order remains in full force and effect.

When the New Hampshire Division of Child Support Services requested enforcement services through the State of Arizona, the Arizona Attorney General is denying any request to enforce the child support order. Under the Uniform Interstate Family Support Act, RSA Chapter 546-B, the Arizona Attorney General cannot modify any existing court order issued by the issuing state of New Hampshire. New Hampshire has the controlling order in this matter. Arizona cannot choose to be judgmental about the arrearage figure or how it came to be, its only job is to enforce the child support order for arrears against Ms. Rosier. The Arizona Attorney General's Office flatly refuses to enforce the order, violating the terms of the Uniform Interstate Family Support Act ("UIFSA") and the requests of the NH Division of Child Support Services to enforce the order. Pursuant to the terms of UIFSA, the state of Arizona has no authority to modify the existing child support order, only to enforce its terms. Despite the fact that our court has issued an order that the child support arrearages are enforceable, the Arizona Attorney General's Office refuses to enforce the order. I spoke with Attorney Janet Sell the Unit Chief Counsel of the Child Support Enforcement Section of the Arizona Office of the Attorney General in May 2014 who absolutely refused to allow any enforcement to proceed in Arizona. I have worked for many months with another assistant attorney general in Arizona who ultimately was told by the Unit Chief that Arizona would not take any further action. I received the enclosed February 24, 2015 letter from Attorney Paula J. Cotitta, another Unit Chief at the Arizona Attorney General's office that Arizona will not enforce the order because of their interpretation of the order. Arizona is violating UIFSA by interpreting the order and failing to enforce it.

Melissa Penson-Mesa, staff attorney at the New Hampshire Division of Child Support Services had done everything she can to assist Mr. Strobel in working with the Arizona Attorney General's Office, including contacted the Federal Office of Child Support Enforcement to enlist their help, all with no avail. This is a terrible, tragic situation of a father who has raised his son without any financial or emotional support from the non-custodial parent. There is a massive amount of child support owed to Mr. Strobel by Ms. Rosier. Mr. Strobel is respectfully requesting your assistance to speak with the Arizona Attorney General's Office to allow the enforcement proceedings to continue in the state of Arizona. All his state remedies have been exhausted here in New Hampshire and is grateful for any assistance you can provide to him. Thank you for your efforts with this matter.

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Respectfully,



Catherine E. Shanelaris, Esq.

enclosures

cc:

The Honorable Doug Ducey
Governor of the State of Arizona
State Capitol
1700 West Washington Street
Phoenix, AZ 85007

Commissioner Vicki Turetsky
Federal Office of Child Support Enforcement
370 L'Enfant Promenade, S.W.
Washington, D.C. 20447

Kevin Landry, Esq.
Chief Staff Attorney
NH Division of Child Support Services
129 Pleasant Street
Concord, NH 03301

Melissa Penson-Mesa, Esq.
Staff Attorney
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Concord, NH 03301

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Unit Chief Counsel
East Valley Regional Office
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PO Box 2390, Site Code 029C-4
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MARK BRNOVICH
ATTORNEY GENERAL

OFFICE OF THE ATTORNEY GENERAL
CHILD AND FAMILY PROTECTION DIVISION
CHILD SUPPORT SERVICES SECTION
P.O. BOX 2390, SITE CODE 029C-4
GILBERT, ARIZONA 85299-2390

(480) 491-1339
FAX (480) 926-5183

February 24, 2015

Catherine E. Shanalaris, Esq.
35 East Pearl Street
Nashua, New Hampshire 03060

RE: ATLAS Case No.: 0012290638-00 / INCM No.: 00120907C
Noncustodial Parent: Gail F. Rosier; Custodial Parent: Jeffrey Strobel

Dear Attorney Shanalaris:

I am writing in regards to Strobel v. Rosier (New Hampshire Superior Court Docket No. 06-M-655), which the New Hampshire Division of Child Support Services ("New Hampshire DCSS") asked our client, the Arizona Division of Child Support Services ("Arizona DCSS"), to enforce in September 2011. The Arizona DCSS has decided to cease enforcement of your client's order because it is a private agreement for payment of college tuition and not a child support order.

Noncustodial parent ("Mother"), Gail F. Rosier, and custodial parent ("Father"), Jeffrey Strobel were divorced in the Dominican Republic on May 24, 1996. The parties have one child, Connor Strobel, born on October 9, 1991. In 2006, while residing in Arizona, Mother filed a Petition to Register the Dominican Divorce Decree and to Bring Forward and to Establish a Parenting Plan. At that time, Father and Connor had been residing in New Hampshire for many years. Neither party requested any orders with regard to child support. In fact, at a 2006 hearing before the New Hampshire Court, Mother submitted a proposed Uniform Support Order stating the following, "[b]y agreement of the parties, child support is waived in lieu of college contribution." This order was neither approved nor rejected by the Court given neither party sought entry of a child support order at that time.

Thereafter, in September 2008, Father filed a Motion to Clarify seeking an order affirming the parties' agreement that Mother would save money for Connor's college education in lieu of child support. Based on this, on March 13, 2009, the New Hampshire Court found that in 1997 the parties made an enforceable agreement that Mother would save money for Connor's college education in lieu of child support ("March 13, 2009 Order"). The New Hampshire Court also ordered Mother to take all necessary steps to liquidate her real estate assets¹, and to ensure the funds would be available for Connor's college education expenses. The March 13, 2009 Order made no finding that this was child support, nor did the court specify an amount that was due. In fact, the Court explicitly found that "there has never been a child support order entered in this or any other Court."

¹ It is our understanding that Mother may have been unable to liquidate her real estate assets given her husband, the record owner of the real estate, died March 15, 2007. Further, Mother was incarcerated in the Arizona Department of Corrections on or about October 2009 through approximately February 2010, and the real estate was subject to probate.

Ms. Catherine Shanellaris, Esq.
February 24, 2015
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In June 2009, Father filed a petition for contempt. In this petition, Father mischaracterized the March 13, 2009 order as a child support order, when the Court specifically found that "there has never been a child support order entered in this or any other Court." The Court entered an order in December 2009 holding Mother in contempt for failure to abide by the March 13, 2009 court order.

On March 10, 2010, Judge Colburn signed a Uniform Support Order ("March 10, 2010 Order") entering an arrearage of \$202,500.00 as of October 31, 2009 while attaching a "proposed order schedule of payments" and a "Defendant/Respondent's Payment History" (payment history). There is no explanation as to how the court arrived at \$202,505.00. The schedule of payments refers to "back child support" and an "inheritance left to Connor from Peter Rosier." The payment history appears to begin in 2009 and has no amounts listed in the amount due column, but gives a total due of \$202,163.83. This payment history is not a conventional one. It does not show a history of monthly payments past due based upon a monthly child support order, nor does it show a list of monthly payments made. Rather, it is a list of future payments to be made towards Connor's college education.

Given these circumstances and the New Hampshire record, the Arizona DCSS believes it is not a IV-D function to enforce a private agreement for payment of college tuition. Calling the agreement a child support order does not make it so and using the IV-D Program to collect it is outside the scope of the Program, and therefore, inappropriate. Further, Father is not without other civil remedies to enforce his order.

Sincerely,



Paula J. Cotitta
Unit Chief Counsel
East Valley Regional Office

Enclosures: Uniform Support Order
Motion to Clarify Uniform Support Order
Orders on Respondent's Petition for Motion to Clarify
Attachment to Proposed Order
Defendant/Respondent's Payment History
Child Support Enforcement Transmittal #1 – Initial Request

#4325477

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: Hillsborough Superior Court Southern District

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

Name, Residence and Mailing Address of Person
Ordered to Pay Support (Obligor)

Gail Rosier

Name, Residence and Mailing Address of
Person Receiving Support (Obligee)

Jeffrey Strobel
3 Belgian Place
Nashua, NH 03062

D.O.B. 10/17/1964 Telephone _____

E-mail Address _____

Name of Employer: _____

Address of Employer: _____

D.O.B. 02/05/1960 Telephone _____

E-mail Address _____

Name of Employer: Juniper Networks

Address of Employer: _____

Child(ren) to whom this order applies:

Full Name Date of Birth

Connor Strobel 10/09/1991

Full Name

Date of Birth

NOTE: SECTIONS PRECEDED BY ☐ ARE ONLY PART OF THIS ORDER IF MARKED.

1. This order is entered:

- ☐ after hearing
☐ upon approval of agreement
☐ upon default

2. This order is a:

- ☐ temporary order
☒ final order
☐ enforcement

☐ 3. This order modifies a final support obligation in accordance with:

- ☐ a three-year review (RSA 458-C:7) OR ☐ substantial change in circumstances, as follows:

TRUE COPY ATTEST:

Lynn R. Killkelley
Lynn R. Killkelley, Clerk

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

4. Obligor is ORDERED to PAY THE FOLLOWING AMOUNTS:

☐ CHILD SUPPORT: \$ _____ per _____ (week, month, etc.)

☒ Arrearage of \$ 202,500.00 as of 10/31/2009,

payable \$ _____ per _____ (week, month, etc.) *See Proposed Order Schedule*

☐ Medical arrearage of \$ _____ as of _____, *of payments.*

payable \$ _____ per _____ (week, month, etc.)

☐ SPOUSAL SUPPORT (ALIMONY): \$ _____ per _____ (week, month, etc.)

☐ Arrearage of \$ _____ as of _____,

payable \$ _____ per _____ (week, month, etc.)

☐ Alimony shall terminate _____

5. Payments on all ordered amounts shall begin on 11/0 2009. All ordered amounts shall be payable to ☐ Obligor ☒ Division of Child Support Services ☐ Other _____

6. ☐ This order complies with the child support guidelines. RSA 458-C.

☐ This order, entered upon obligor's default, is based on a reasonable estimate of obligor's income. Compliance with the guidelines cannot be determined.

☐ The following special circumstances warrant an adjustment from the guidelines: (see instructions for these special circumstances and enter applicable circumstances below)

7. Support ordered is payable by immediate income assignment.

☐ 8. The Court finds that there is good cause to suspend the immediate income assignment because:

☐ Obligor and obligee have agreed in writing.

☐ Payments have been timely and it would be in the best interest of the minor child(ren) because:

☒ 9A. Obligor is unemployed *IL* *Sho* **MUST REPORT EFFORTS TO SEEK EMPLOYMENT.**

(See Standing Order 9) with copies to Jeffrey Strobel and counsel.

☒ 9B. Upon employment the Obligor shall bring the matter forward for recalculation of support. Failure to do so may result in a recalculated support order effective the date of employment.

MEDICAL SUPPORT FINDINGS (Paragraphs 10 through 15)

10. OBLIGOR'S reasonable cost is calculated to be \$ _____ per _____ (week, month, etc.) (See Standing Order 10)

11. Health insurance coverage ☐ is not ☐ is available to the OBLIGOR at \$ _____ per _____ (week, month, etc.) which amount ☐ is not ☐ is deemed to be reasonable.

12. ☐ Health insurance coverage available to the OBLIGOR is not accessible to the child(ren).

TRUE COPY ATTEST:

Lynn R Killkelley

Lynn R. Killkelley, Clerk

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

13. OBLIGEE'S reasonable cost is calculated to be \$ _____ per _____ (week, month, etc.) (See Standing Order 10)

14. Health insurance coverage ☐ is not ☐ is available to the OBLIGEE at \$ _____ per _____ (week, month, etc.) which amount ☐ is not ☐ is deemed to be reasonable.

15. ☐ Health insurance coverage available to the OBLIGEE is not accessible to the child(ren).

MEDICAL SUPPORT OBLIGATION (Paragraph 16A and/or 16B must be completed):

16A. ☐ Obligor ☐ Oblige is ordered to provide health insurance coverage for the child(ren) effective _____ (See Standing Order 16A)

16B. ☐ Obligor ☐ Oblige is/are not ordered to provide health insurance coverage at this time but is/are ordered to immediately obtain health insurance coverage when it becomes accessible and available at reasonable cost.

17. Uninsured medical expenses shall be paid in the following percentage amounts:
Obligor _____ % Oblige _____ % Other _____ %.

☐ 18. Public assistance (TANF) or medical assistance (Medicaid) is or was provided for the children. Copies of pleadings related to medical coverage and child support were mailed to the Division of Child Support Services, Child Support Legal, 129 Pleasant Street, Concord, NH 03301.

19. ☐ Obligor ☐ Oblige is adjudicated the father of the minor child(ren) named above. The clerk of the city(ies) of _____ shall enter the name of the father on the birth certificate(s) of the child(ren). The father's date of birth is _____ and his state of birth is _____.

20. The State of _____ has provided \$ _____ in public assistance for the benefit of the minor child(ren) between _____ and _____ for _____ weeks. Obligor is indebted for the assistance in the total amount of \$ _____.

21. Variation to standing order (specify paragraph #), additional agreement or order of the Court:

See also attached order from 3/9/10 hearing.

Obligor _____

Oblige _____

Staff Attorney

Division of Child Support Services

Obligor's Attorney/Witness _____

Oblige's Attorney/Witness _____

Date _____

TRUE COPY ATTEST:
Date _____

Date _____

Lynn R. Killkelley

Lynn R. Killkelley, Clerk

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

All paragraphs of this order (except those that have a check box and have not been selected) and all paragraphs of the Standing Order, (except variations in paragraph 21) are part of this order and apply to all parties.

Recommended:

Signature of Marital Master/Referee

Date

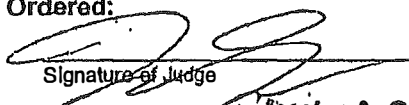
Name of Marital Master/Referee

So Ordered:

Signature of Judge

Date

Name of Judge



3/9/10

Colburn

Jacalyn A. Colburn

**THE STATE OF NEW HAMPSHIRE
UNIFORM SUPPORT ORDER — STANDING ORDER**

NOTICE: This Standing Order (SO) is a part of all Uniform Support Orders (USO) and shall be given full effect as order of the Court. Variations to paragraphs of the SO in a specific case must be entered in paragraph 16 of the USO and approved by the Court.

(Paragraph numbers in the SO correspond to related paragraph numbers in the USO. Variations entered in paragraph 21 should reference the related paragraph number.)

SUPPORT PAYMENT TERMS

SO-3A. All prior orders not inconsistent with this order remain in full force and effect.

SO-3B. This order shall be subject to review and modification three years from its effective date upon the request of a party. Any party may petition the Court at any time for a modification of this support order if there is a substantial change in circumstances. Except as otherwise provided, the effective date of any modification shall be no earlier than the date of notice to the other party.

SO-4A. An obligation for child support terminates when a child terminates his/her high school education or reaches the age of 18 years, whichever is later, or gets married, or becomes a member of the armed services.

SO-4B. The amount of child support may be recalculated according to the guidelines whenever there is a change in the number of children for whom support is ordered, upon petition of any party.

SO-4C. In cases payable through the New Hampshire Division of Child Support Services (DCSS), if there are arrearages when support for a child is terminated, payments on the arrearages shall increase by the amount of any reduction of child support until the arrearages are paid in full.

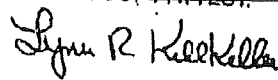
SO-4D. Pursuant to RSA 161-C:22, III when an assignment of support rights has terminated and obligor and the recipient of public assistance reunite, obligor may request a suspension of the collection of support arrearage owed to the state under RSA 161-C:4. So long as the family remains reunited and provided that the adjusted gross income of the family as defined by RSA 458-C is equal to or less than 185% of the Federal poverty guidelines as set by the United States Department of Health and Human Services, DCSS shall not take any action to collect the support arrearage owed to the State.

SO-4E. If the collection of a support arrearage pursuant to RSA 161-C:4 is suspended, the obligor shall provide DCSS with a financial affidavit every six months evidencing the income of the reunited family and shall notify his or her child support worker in writing within ten days of any change in income or if the family is no longer reunited. Failure to report changes in income or in the status of the family as reunited or to provide a financial affidavit shall cause the suspension of collection to terminate.

SO-4F. Each party shall inform the Court in writing of any change in address, within 15 days of the change, so long as this order is in effect. Service of notice of any proceeding related to this order shall be sufficient if made on a party at the last address on file with the Court. A party who fails to keep the Court informed of such a change in address, and who then fails to attend a hearing because of the lack of notice, may be subject to arrest.

SO-5A. If no date appears in paragraph 5 of the USO, the first support payment shall be due on the date this order is signed by the Judge.

TRUE COPY ATTEST:



Lynn R. Killkelley, Clerk

Case Name: Gail Rosier and Jeff Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

- SO-5B. If support is payable through DCSS, DCSS is authorized and directed to collect all sums, including any arrearages, from the obligor and forward the sums collected to the obligee or person, department, or agency providing support to the children named in the USO. Any payment shall be applied first as payment towards the current child and medical support obligation due that month and second towards any arrearages.
- SO-5C. If support is ordered payable directly to the obligee, it can only be made payable through DCSS at a later time if: (1) the children named in the USO receive assistance pursuant to RSA 161 or RSA 167; (2) a party applies for support enforcement services and certifies to DCSS that (a) an arrearage has accumulated to an amount equal to the support obligation for one month, or (b) a court has issued a protective order pursuant to RSA 173-B or RSA 461-A:10 which remains in full force and effect at the time of application; or (3) a court orders payment through DCSS upon motion of any party that it is in the best interest of the child, obligee, or obligor to do so. RSA 161-B:4.
- SO-5D. Collection by DCSS on any arrearage may include intercepting the obligor's federal tax refund, placing liens on the obligor's personal and real property including qualifying financial accounts. Federal tax refund intercept and lien remedies shall be used to collect arrearages even if an obligor is complying with the child support orders. Pursuant to 45 CFR 303.72 (h) any federal tax refund intercept shall be applied first as payment towards the past due support assigned to the State.
- SO-5E. In all cases where child support is payable through DCSS, obligor and obligee shall inform DCSS in writing of any change of address or change of name and address of employer, within 15 days of the change.
- SO-5F. In all cases where child support is payable through DCSS, obligor and obligee shall furnish their social security numbers to the New Hampshire Department of Health and Human Services (Department).

INCOME ASSIGNMENT

- SO-7A. Until such time as an income assignment goes into effect, payments shall be made as follows: (1) if the case is not payable through DCSS, directly to obligee, or (2) if support is payable through the DCSS by use of payment coupons available at the local DCSS office. An income assignment will not go into effect for self-employed obligors as long as they do not receive income as defined in RSA 458-B:1, paragraph IX. Future income will be subject to assignment if the case is payable through DCSS.
- SO-7B. If a parent is ordered to provide health coverage for Medicaid-eligible child(ren), he or she must use payments received for health care services to reimburse the appropriate party, otherwise his or her income may be subject to income assignment by DCSS. RSA 161-H:2(V).
- SO-7C. Increased income assignment for the purposes of payment on arrearages shall continue until such time as the arrearages are paid in full.
- SO-8. Whenever an income assignment is suspended, it may be instituted if a Court finds obligor in violation or contempt of this order OR after notice and the opportunity to be heard (RSA 458-B:5 & 7), when the Department begins paying public assistance for the benefit of a child OR when an arrearage amounting to the support due for a one-month period has accrued.

REPORT CHANGES OF EMPLOYMENT

- SO-9A. If support is payable through DCSS, obligor shall report in writing weekly, or as otherwise ordered by Court, to DCSS, and shall provide details of efforts made to find a job. Efforts to obtain employment shall include registering with New Hampshire Employment Security within two weeks of the date of this order. The obligor shall immediately report employment to DCSS in writing.
- SO-9B. Immediately upon employment the obligor shall report to the obligee, in writing, details of employment, including name and address of employer, the starting date, number of weekly hours and the rate of pay.

MEDICAL SUPPORT PROVISION

- SO-10-16B. In all cases where support is payable through DCSS, or where the Department is providing medical assistance for the child(ren) pursuant to RSA 167, the court shall include the medical support obligation in any child support order issued. RSA 461-A:14, IX(d). Health insurance shall be available at a reasonable cost if the cost of such insurance does not exceed 4 percent of the responsible parent's individual gross income under RSA 458-C:2, VI-a. RSA 461-A:14, IX(b).
- SO-12. Accessible health insurance means the primary care services are located within 50 miles or one hour from the child(ren)'s primary residence. RSA 461-A:14, IX(b).
- SO-16A. A party providing or ordered to provide health insurance for the child(ren) shall give the other party sufficient information and documentation to make sure insurance coverage is effective. If support is payable through DCSS, or if there has been an assignment of medical support rights to DCSS, the information and documentation shall be provided to DCSS. In addition, obligor shall inform DCSS in writing when health insurance is available, obtained or discontinued.

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

MOTION TO CLARIFY UNIFORM SUPPORT ORDER

NOW COMES Jeffrey H. Strobel, the Respondent in the above-captioned matter, by and through his attorneys, Shanelaris & Schirch, PLLC, and respectfully moves this Honorable Court to clarify the Uniform Support Order in this matter. In support thereof, the Respondent states as follows:

1. On March 9, 2010, the Court issued an Order and Uniform Support Order in this matter. The Order adjudicated the Petitioner, Gail Rosier's child support arrearages owed to the Respondent, Jeffrey Strobel. The USO is payable through the Division of Child Support Services ("DCSS");
2. DCSS contacted both the Respondent and his counsel and informed them that it is difficult for DCSS to collect on an arrearage that has fluctuating payments. Further, as the Petitioner resides out of state, DCSS is also concerned that the fluctuating payments may be difficult for the out-of-state child support office to enforce the USO. The Respondent is respectfully request to adjust and clarify the USO to have the Court order monthly, consistent payments on the arrears;
3. The Respondent has attached hereto a new USO with the only modification being under Paragraph 4 of the USO ordering monthly payments and eliminating the previously attached payment schedule;
4. The Respondent's counsel contacted the Petitioner, Gail Rosier, via telephone. Ms. Rosier objects to the filing of this motion and the relief requested herein;

TRUE COPY ATTEST:

Lynn R. Kill Kelley
Lynn R. Kill Kelley, Clerk

Jacalyn A. Colburn

HILLSBOROUGH COUNTY
SUPERIOR COURT SOUTH

2010 MAY 20 P 3:20

WHEREFORE, the Respondent, Jeffrey Stobel, respectfully requests that this

Honorable Court:

- A. Grant his Motion to Clarify;
- B. Order a fixed monthly amount on the payment of the child support arrears in accordance with the attached proposed Uniform Support Order; and
- C. Grant any further relief that this Honorable Court deems just and equitable.

Respectfully submitted,

Jeffrey Stobel,
By His Attorneys,

SHANELARIS & SCHIRCH, PLLC

Date: 5-20-10

By: Cathy Shanelaris
Catherine E. Shanelaris, Esq.
Bar ID: 10273
35 East Pearl Street
Nashua, NH 03060
594-8300

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of May, 2010 a copy of the foregoing Motion was mailed, first-class, postage prepaid to Gail Rosier, Pro Se, at 22048 N. Church Road, Scottsdale, Arizona 85255; and DCSS, 19 Chestnut Street, Nashua, NH 03060.

Cathy Shanelaris
Catherine E. Shanelaris, Esq.

TRUE COPY ATTEST:

Lynn R. Killkelley
Lynn R. Killkelley, Clerk

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS
SOUTHERN DISTRICTSUPERIOR COURT
No. 06-M-655

IN THE MATTER OF:

GAIL ROSIER & JEFFREY STROBEL

ORDERS ON RESPONDENT'S "PETITION FOR MOTION TO CLARIFY" ¹*Master recommends:*

This matter came before the Court on March 11, 2009 for a hearing on the respondent's petition as captioned above. The respondent appeared *pro se*. The petitioner, although duly served with the petition in the State of Arizona, failed to appear for the hearing, and is in default.

The parties were divorced in the Dominican Republic on May 24, 1996. They have one (1) minor child, Connor Strobel, DOB: October 9, 1991. Pursuant to the Divorce Decree, the parties were awarded joint custody of Connor, but no further details were spelled out in the decree. Furthermore, there has never been a child support order entered in this or any other Court.

In 2006, Ms. Rosier filed a Petition to Register the Dominican Divorce Decree and to Bring Forward And To Establish A Parenting Plan. At that time, Ms. Rosier was residing in the State of Arizona, where she had been residing since on or about August 1, 2005. Mr. Strobel has been residing in Nashua, New Hampshire, for several years, and Connor has been residing primarily with his father, for many years.

In 2006, when Ms. Rosier brought the action in New Hampshire, as stated above, she was seeking clarification with regard to her having parenting time with Connor in Arizona. At that time, neither party requested any orders with regard to child support; however, at a hearing before this Court in 2006, Ms. Rosier submitted a proposed Uniform Support Order, which states the following:

10
EXHIBIT C

"By agreement of the parties, child support is waived in lieu of college contribution."
This proposed Uniform Support Order was neither approved nor rejected by the
Court because, as stated above, neither party sought entry of a child support order at that
time.

Mr. Strobel now comes before the Court seeking and order affirming the parties'
agreement that, in lieu of child support, Ms. Rosler would save money for Connor's college
education. Connor is now a Junior in high school, and is beginning the college search
process.

As an initial matter, the Court addresses the issue of whether or not it has jurisdiction
over Ms. Rosler to grant Mr. Strobel's requested relief. The Court finds that it does. Mr.
Strobel testified that Ms. Rosler was a resident of New Hampshire for a period of time both
prior, and subsequent to, the parties' divorce in 1996. Furthermore, Ms. Rosler submitted
herself to the jurisdiction of this Court in 2006 when she sought modification of the parenting
orders set forth in the Dominican Republic Decree of Divorce. At that time, Ms. Rosler
submitted a proposed child support order in which she acknowledged the parties' agreement
that child support is waived in lieu of college contribution.

On these facts, the Court finds that it has personal jurisdiction over Ms. Rosler, a
nonresident, to establish, enforce, or modify a support order, pursuant to RSA 546-B:3 II, III,
and IV.

Based upon the testimony of Mr. Strobel, the Court finds that in 1997, the parties
agreed that in lieu of Ms. Rosler paying child support to Mr. Strobel, she would save money
for Connor's college education. In reliance on this agreement, Mr. Strobel has not received
child support for Connor since February, 1997.

In her financial affidavit filed with this Court on July 19, 2006, Ms. Rosler lists the

Page 2 of 3
GAIL ROSLER & JEFFREY STROBEL / 06-M-055

EXHIBIT C

following asset:

"Other Real Estate: \$160,000.00, Hopkinton, MA, for Connor's college"

Furthermore, in a pleading filed with this Court on July 31, 2006, entitled, "Answer to Motion to Clarify", Ms. Rosler, through counsel, asserted the following:

"In response to the allegations in paragraph 2 and 4, Gall says that she and her husband, Peter Rosler are co-owners with Eleni Rosler of property in Hopkinton, MA. She is without knowledge of why the online listing only shows one name. Gall has just realized that her share of this property being held for Connor's benefit is worth approximately \$105,000, not the \$160,000 she incorrectly indicated on her financial affidavit at the time of the hearing and apologizes for any misunderstanding this may have created."

Based upon the foregoing, the Court finds that the parties' agreement in 1997, that in lieu of child support, Mrs. Rosler would save money to be used to pay Connor's college educational expenses is valid and enforceable. The Court enters the following specific orders:

1. Ms. Rosler shall immediately take all necessary steps to liquidate the real estate asset which is being held for the benefit of Connor's college educational expenses, and to ensure that the funds will be available for this purpose.
2. Ms. Rosler shall provide a complete accounting of the liquidated funds to Mr. Strobel, and the funds shall be placed into an appropriate account where the funds will be accessible for the payment of Connor's college educational expenses as they accrue.

Date:

3/13/09

DAVID S. FORREST,
Marital Master

Master's recommendation is approved. Decree entered in accordance therewith.

Date:

12/14/05

Presiding Justice
James J. Barry

CSF:el

Page 3 of 3
DAVID ROSLER & JEFFREY STROBEL / 06-M-656

EXHIBIT C

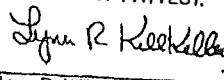
THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.
SOUTHERN DISTRICTSUPERIOR COURT
DOCKET NO. 06-M-655IN THE MATTER OF
GAIL ROSIER AND JEFFREY STROBELATTACHMENT TO PROPOSED ORDER

The Petitioner, Gail Rosier, shall make payment in accordance with the following schedule:

Pay by Date	Amount	Payment Type
3/1/2010	\$ 105,000	back child support
3/1/2011	\$ 115,000	back child support
3/1/2012	\$ 125,000	back child support
3/1/2013	\$ 135,000	back child support
3/1/2014	\$ 145,000	back child support
3/1/2015	\$ 155,000	back child support
3/1/2016	\$ 165,000	back child support
3/1/2017	\$ 175,000	back child support
3/1/2018	\$ 185,000	back child support
3/1/2019	\$ 195,000	back child support
3/1/2020	\$ 205,000	back child support
3/1/2010	\$ 7,500	inheritance left to Connor from Peter Rosier
3/1/2011	\$ 8,000	inheritance left to Connor from Peter Rosier
3/1/2012	\$ 8,500	inheritance left to Connor from Peter Rosier
3/1/2013	\$ 9,500	inheritance left to Connor from Peter Rosier
3/1/2014	\$ 10,000	inheritance left to Connor from Peter Rosier
3/1/2015	\$ 10,500	inheritance left to Connor from Peter Rosier
3/1/2016	\$ 11,000	inheritance left to Connor from Peter Rosier
3/1/2017	\$ 11,500	inheritance left to Connor from Peter Rosier
3/1/2018	\$ 12,000	inheritance left to Connor from Peter Rosier
3/1/2019	\$ 12,500	inheritance left to Connor from Peter Rosier
3/1/2020	\$ 13,000	inheritance left to Connor from Peter Rosier

TRUE COPY ATTEST:



Lynn R. Killkelley, Clerk

Sheet1

DEFENDANT/RESPONDENT'S PAYMENT HISTORY Page 1							
INITIATING CASE NO.		GAIL ROSIER & JEFFREY STROBEL					
ADJUDICATED ARREARS		\$202,500.00 as of 10/31/2009		Arrearages only			
YEAR	2009			YEAR	2010		
	Amount Due	Amount Paid	Balance		Amount Due	Amount Paid	Balance
JAN	\$ -	\$ -	\$ -	JAN	\$ -	\$ -	\$ -
FEB	\$ -	\$ -	\$ -	FEB	\$ -	\$ -	\$ -
MAR	\$ -	\$ -	\$ -	MAR	\$ -	\$ -	\$ -
APR	\$ -	\$ -	\$ -	APR	\$ -	\$ -	\$ -
MAY	\$ -	\$ -	\$ -	MAY	\$ -	\$ -	\$ -
JUN	\$ -	\$ -	\$ -	JUN	\$ -	\$ -	\$ -
JUL	\$ -	\$ -	\$ -	JUL	\$ -	\$ -	\$ -
AUG	\$ -	\$ -	\$ -	AUG	\$ -	\$ -	\$ -
SEP	\$ -	\$ -	\$ -	SEP	\$ -	\$ -	\$ -
OCT	\$ -	\$ -	\$ -	OCT	\$ -	\$ -	\$ -
NOV	\$ -	\$ -	\$ -	NOV	\$ -	\$ -	\$ -
DEC	\$ -	\$ -	\$ -	DEC	\$ -	\$ -	\$ -
TOTAL	\$ -	\$ -	\$ -	TOTAL	\$ -	\$ -	\$ -
YEAR	2011			YEAR			
	Amount Due	Amount Paid	Balance		Amount Due	Amount Paid	Balance
JAN	\$ -	\$ -	\$ -	JAN	\$ -	\$ -	\$ -
FEB	\$ -	\$ -	\$ -	FEB	\$ -	\$ -	\$ -
MAR	\$ -	\$ -	\$ -	MAR	\$ -	\$ -	\$ -
APR	\$ -	\$ -	\$ -	APR	\$ -	\$ -	\$ -
MAY	\$ -	\$ -	\$ -	MAY	\$ -	\$ -	\$ -
JUN	\$ -	\$ 336.17	\$ (336.17)	JUN	\$ -	\$ -	\$ -
JUL	\$ -	\$ -	\$ -	JUL	\$ -	\$ -	\$ -
AUG	\$ -	\$ -	\$ -	AUG	\$ -	\$ -	\$ -
SEP	\$ -	\$ -	\$ -	SEP	\$ -	\$ -	\$ -
OCT	\$ -	\$ -	\$ -	OCT	\$ -	\$ -	\$ -
NOV	\$ -	\$ -	\$ -	NOV	\$ -	\$ -	\$ -
DEC	\$ -	\$ -	\$ -	DEC	\$ -	\$ -	\$ -
TOTAL	\$ -	\$ 336.17	\$ (336.17)	TOTAL	\$ -	\$ -	\$ -
				TOTAL FOR PG 1		\$ 202,163.83	
The above order and payment is an accurate and true account of the arrearage owed by Defendant/Respondent, based on:							
				<input checked="" type="checkbox"/> OFFICIAL AGENCY RECORDS			
				<input type="checkbox"/> PERSONAL KNOWLEDGE			
8/29/2011		Nicole Cassidy, CS Specialist NHDHHS					
DATE		NICOLE CASSIDY, CS SPECIALIST NHDHHS/DCSS					
8/29/2011		Merrimack County, NH					
Sworn to and signed before me this date, Merrimack County, New Hampshire Notary Public Commission Expires							

Page 1

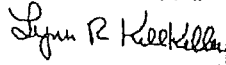
THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.
SOUTHERN DISTRICTSUPERIOR COURT
DOCKET NO. 06-M-655IN THE MATTER OF
GAIL ROSIER AND JEFFREY STROBLATTACHMENT TO PROPOSED ORDER

The Petitioner, Gail Rosier, shall make payment in accordance with the following schedule:

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3/1/2019	\$ 12,500	inheritance left to Connor from Peter Rosier
3/1/2020	\$ 13,000	inheritance left to Connor from Peter Rosier

TRUE COPY ATTEST:



Lynn R. Killkelly, Clerk

CHILD SUPPORT ENFORCEMENT TRANSMITTAL #1 - INITIAL REQUEST

Petitioner

JEFFREY STROBEL

IV-D Case: ☐ TANF

☐ IV-E Foster Care

☐ Medicaid Only

☐ Former Assistance

☒ Never Assistance

Respondent

GAIL ROSIER

Non-IV-D Case: ☐

To: (Agency Name and Address)
INTERSTATE CENTRAL REGISTRY
DIVISION OF CHILD SUPPORT
PO BOX 40458

PHOENIX AZ 85067 9917

Responding FIPS Code 04000

State AZ

File Stamp

Responding IV-D Case No.

Responding Tribunal No.

From: (Contact Person, Agency, Address, Phone, Fax, E-mail)

NICOLE CASSIDY
INTERSTATE UNIT
DIV OF CHILD SUPPORT SVCS
NH DEPT OF H & H S
129 PLEASANT ST
CONCORD, NH 03301-3857

6032714431
6032714771

Initiating FIPS Code 3300000

State NH

Initiating IV-D Case No. 00120907C

Initiating Tribunal No.

Send Payments To: (if different from above)

NH DEPT OF HEALTH & HUMAN SVCS
REGIONAL PROCESSING CENTER
PO BOX 9503
MANCHESTER, NH 03108-9503

Payment FIPS Code

State

Bank Account

Routing Code

I. Action. The Responding Jurisdiction Should Provide All Appropriate Services Including: (Please Return the Acknowledgment Attached)

1. ☐ Establishment of Paternity

7. ☒ Registration of Foreign Support Order(s):

2. ☐ Establishment of Order for:

A. ☐ Current Child Support, including Medical Support

B. ☐ Retroactive Child Support

C. ☐ Medical Coverage Only

D. ☐ Spousal Support

E. ☐ Costs and Fees (Use Sec. VII)

A. ☒ For Enforcement Only

B. ☐ For Modification and Enforcement

C. ☐ For Modification Only

D. ☐ For Tribunal Determination of Controlling Order Including Arrears Reconciliation

Requested by: ☐ Obligor ☐ Oblige ☐ State Agency
(Requires Sworn Statement of Arrears)

3. ☐ Enforcement of Responding Tribunal Order

8. ☒ Collection of Arrears Only

4. ☐ Modification of Responding Tribunal Order

9. ☒ Income Withholding / Lien

5. ☐ Change of Payee/Redirection of Payment

10. ☐ Administrative Review for Federal Tax Refund Offset

6. ☐ Redirect Payment to Other State

11. ☒ Other Contempt - court Action

II. Case Summary (Background of this Matter: Court/Administrative Actions)

All available enforcement!

Date of Support Order
03/09/2010 / 12/21/2010

State & County or Tribe Issuing Order
Hillsborough, New Hampshire

Tribunal Case No. 06M655

Support Amount/Frequency
\$10.00 Weekly

Date of Last Payment
06/06/2011

Amount of Arrears
\$ 202163.83

Period of Computation

10/31/2009 thru 08/29/2011

☐ Tribunal Determined Controlling Order

☐ Presumed Controlling Order

Date of Support Order

State & County or Tribe Issuing Order

Tribunal Case No.

Support Amount/Frequency
\$

Date of Last Payment

Amount of Arrears
\$

Period of Computation

thru

☐ Presumed Controlling Order

Date of Support Order

State & County or Tribe Issuing Order

Tribunal Case No.

Support Amount/Frequency
\$

Date of Last Payment

Amount of Arrears
\$

Period of Computation

thru

☐ Presumed Controlling Order

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
NH CIRCUIT COURT**

9th Circuit - Family Division - Nashua
30 Spring Street, Suite 102
Nashua NH 03060

 **COPY**
Telephone: 1-855-212-1234
TTY/TDD Relay: (800) 735-2964
<http://www.courts.state.nh.us>

NOTICE OF DECISION

**CATHERINE E. SHANELARIS, ESQ
SHANELARIS & SCHIRCH PLLC
35 EAST PEARL STREET
NASHUA NH 03060**

Case Name: **Gail Rosier and Jeffrey Strobel**
Case Number: **226-2006-DM-00655**

Enclosed please find a copy of the Court's Order dated May 07, 2014 relative to:
Order

Introcaso, J.

May 07, 2014

Sherry L. Bisson
Clerk of Court

(579)

C: Robyn A. Guarino, ESQ

THE STATE OF NEW HAMPSHIRE

9TH CIRCUIT COURT

FAMILY DIVISION – NASHUA
DOCKET NO: 226-2006-DM-00655

IN THE MATTER OF
GAIL ROSIER AND JEFFREY STROBEL

PROPOSED ORDER

The Court finds no legal or factual basis for vacating the existing orders in this case.

1. The Petitioner, Gail Rosier's Motion to Bring Forward and Vacate Orders is hereby denied. The June 21, 2010 Court Order approving the Uniform Support Order in this matter is an enforceable order on a child support arrearage. See record.
2. Ms. Rosier shall immediately pay the sum of \$850.00 in legal fees to Mr. Strobel from the March 13, 2009 Court Order. Show cause hearing to be held on June 5, 2014 at 9:00 a.m.
3. Ms. Rosier shall pay the sum of \$2,100.00 in legal fees to Mr. Strobel for having to defend and respond to her Motion to Bring Forward and Vacate Orders. Order on payment terms to be determined by the Court following a review of an affidavit of counsel fees to be filed within 7 days of the Clerk's notice of decision.

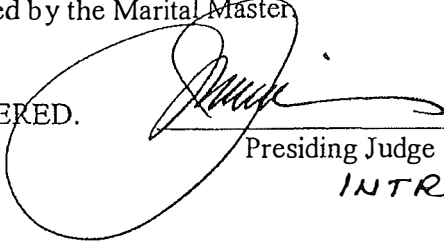
Recommended.
APPROVED.

DATE: _____

Marital Master

I hereby certify that I have read the recommendations and agree that, to the extent the marital master has made factual findings, she has applied the correct legal standard to the facts determined by the Marital Master.

SO ORDERED.



Presiding Judge

INTROCASO

DATE: 5/7/14

THOMAS C. HORNE
Attorney General

COPY

COPY

Gordana Mikalacki, State Bar I.D.: 027138
Assistant Attorney General
Office of the Attorney General – Maricopa East
P.O. Box 2390
Gilbert, AZ 85299-2390
(480) 491-1339
CSEEAG@AZAG.GOV
ATLAS No.: 0012290638-00

ARIZONA SUPERIOR COURT
MARICOPA COUNTY

STATE OF ARIZONA, *ex rel.*, THE
DEPARTMENT OF ECONOMIC
SECURITY, (JEFFREY STROBEL),

Petitioner,

and

GAIL F. ROSIER,

Respondent.

Case No.: FC2012-001202

ORDER VACATING OBLIGOR'S MAY
22, 2014 ENFORCEMENT COURT
HEARING

(The Honorable Wendy Morton)

Based upon the Court's review of the State's Motion to Vacate Obligor's May 22,
2014 Enforcement Court Hearing in this matter, and good cause appearing:

IT IS HEREBY ORDERED:

1. Vacating Obligor's Enforcement Court hearing scheduled for May 22, 2014 at
1:30 p.m.
2. Authorizing the State to file a Motion to reset the hearing if/and when the
New Hampshire Court rules on whether the Orders in this case are
enforceable.

OFFICE OF THE ATTORNEY GENERAL

APR 23 2014

CFPD/CSE EVO

Dated this 21 day of April, 2014.

Wmorton

THE HONORABLE WENDY MORTON
SUPERIOR COURT COMMISSIONER

THOMAS C. HORNE
Attorney General

COPY

Gordana Mikalacki, State Bar I.D.: 027138
Assistant Attorney General
Office of the Attorney General – Maricopa East
P.O. Box 2390
Gilbert, AZ 85299-2390
(480) 491-1339
CSEEAG@AZAG.GOV
ATLAS No.: 0012290638-00

COPY



APR 16 2014

MICHAEL K. JEANES, CLERK
R. MAXWELL
DEPUTY CLERK

ARIZONA SUPERIOR COURT
MARICOPA COUNTY

STATE OF ARIZONA, ex rel., THE
DEPARTMENT OF ECONOMIC
SECURITY, (JEFFREY STROBEL),

Petitioner,

and

GAIL F. ROSIER,

Respondent.

Case No.: FC2012-001202

**MOTION TO VACATE OBLIGOR'S MAY
22, 2014 ENFORCEMENT COURT
HEARING**

(The Honorable Wendy Morton)

The State of Arizona, ex rel. the Department of Economic Security, ("State"),
requests that this Court vacate Obligor's Enforcement Court hearing set on May 22,
2014 at 1:30 p.m. for the following reason:

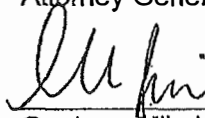
1. Obligor has a hearing in New Hampshire on May 7, 2014 regarding a Motion
to Vacate Orders in this case. It is unlikely that a ruling will be reached in
time for the May 22, 2014 Enforcement Court hearing.

6/22

Therefore, the State requests that this Court vacate the May 22, 2014 Enforcement Court hearing at 1:30 p.m. subject to being reset by Motion if/and when the New Hampshire Court rules on whether the Orders in this case are enforceable.

RESPECTFULLY SUBMITTED this 14 day of April, 2014.

THOMAS C. HORNE
Attorney General

A handwritten signature in dark ink, appearing to read 'Gordana Mikalacki', is written over a horizontal line.

Gordana Mikalacki
Assistant Attorney General

Original filed
this 15 day of April, 2014 with:

Clerk of Court
Maricopa County Superior Court
201 West Jefferson Street
Phoenix, Arizona 85003

Copies of the foregoing hand delivered
and mailed this 15 day of April, 2014, to:

The Honorable Wendy Morton
Maricopa County Superior Court
Central Court Building
201 West Jefferson Street
Phoenix, Arizona 85003

mailed:
Respondent/Obligor

Gail F. Rosier
Address on file with D.E.S.

Petitioner/Obligee
Jeffrey Strobel
Address on file with D.E.S.

Mary Little
Division of Child Support Services
New Hampshire Department of Health & Human Services / 129 Pleasant St.
Concord, New Hampshire 03301

By: A. Romero

THE STATE OF NEW HAMPSHIRE
Southern District of Hillsborough County
30 Spring Street
Nashua, NH 03060
603 883-6461

JUL 26 2010

NOTICE OF DECISION

 COPY

CATHERINE E SHANELARIS ESQ
SHANELARIS & SCHIRCH
35 EAST PEARL STREET
NASHUA NH 03060

NO. 06-M-0655

IN THE MATTER OF
Gail Rosier and Jeffrey Strobel

Please be advised that on 6/21/2010 Judge Colburn made the following order relative to:

Motion to Clarify ; Granted
(Forrest,MM)

07/23/2010

Marshall A. Buttrick
Clerk of Court

cc: Gail (Fouts) Rosier
Jeffrey Strobel
Gail Rosier
Division Of Child Support Services

THE STATE OF NEW HAMPSHIRE
Southern District of Hillsborough County

30 Spring Street
Nashua, NH 03060
603 883-6461

NOTICE OF DECISION

CATHERINE E SHANELARIS ESQ
SHANELARIS & SCHIRCH
35 EAST PEARL STREET
NASHUA NH 03060

NO. 06-M-0655

IN THE MATTER OF
Gail Rosier and Jeffrey Strobel

Please be advised that on 6/21/2010 Judge Colburn made the following order relative to:

Uniform Support Order ; Approved
(Forrest, MM)

Any party obligated to pay child support is advised that it is his/her responsibility to keep the court (and the Division of Human Services if appropriate) advised of his/her current mailing address in writing, until such time as support payments are terminated.

07/23/2010

Marshall A. Buttrick
Clerk of Court

cc: Gail (Fouts) Rosier
Jeffrey Strobel
Gail Rosier
Division Of Child Support Services

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

HILLSBOROUGH COUNTY
SUPERIOR COURT SOUTHERN DISTRICT
2010 MAY 20 P 3:20

Court Name: Hillsborough Superior Court Southern District
Case Name: In the matter of Gail Rosier and Jeffrey Strobel
Case Number: 06-M-655

UNIFORM SUPPORT ORDER

Name, Residence and Mailing Address of Person
Ordered to Pay Support (Obligor)

Gail Rosier
22048 N. Church Road
Scottsdale, AZ 85255

Name, Residence and Mailing Address of
Person Receiving Support (Obligee)

Jeffrey Strobel
3 Belgian Place
Nashua, NH 03062

D.O.B. 10/17/1964 Telephone (602) 999-9559

E-mail Address _____

Name of Employer: _____

Address of Employer: _____

D.O.B. 02/05/1960 Telephone _____

E-mail Address _____

Name of Employer: Juniper Networks

Address of Employer: _____

Child(ren) to whom this order applies:

Full Name Date of Birth

Connor Strobel 10/09/1991

Full Name Date of Birth

NOTE: SECTIONS PRECEDED BY ☐ ARE ONLY PART OF THIS ORDER IF MARKED.

1. This order is entered:

- ☒ after hearing
☐ upon approval of agreement
☐ upon default

2. This order is a:

- ☐ temporary order
☒ final order
☐ enforcement

☐ 3. This order modifies a final support obligation in accordance with:

- ☐ a three-year review (RSA 458-C:7) OR ☐ substantial change in circumstances, as follows:

Case Name: In the matter of Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

4. Obligor is ORDERED to PAY THE FOLLOWING AMOUNTS:

- ☐ **CHILD SUPPORT:** \$ _____ per _____ (week, month, etc.)
- ☒ Arrearage of \$ 202,500.00 as of 10/31/2009,
payable \$ 10,000.00 per month (week, month, etc.)
- ☐ Medical arrearage of \$ _____ as of _____,
payable \$ _____ per _____ (week, month, etc.)
- ☐ **SPOUSAL SUPPORT (ALIMONY):** \$ _____ per _____ (week, month, etc.)
- ☐ Arrearage of \$ _____ as of _____,
payable \$ _____ per _____ (week, month, etc.)
- ☐ Alimony shall terminate _____

5. Payments on all ordered amounts shall begin on 11/01/2009. All ordered amounts shall be payable to ☐ Obligee ☒ Division of Child Support Services ☐ Other _____

6. ☐ This order complies with the child support guidelines. RSA 458-C.
- ☐ This order, entered upon obligor's default, is based on a reasonable estimate of obligor's income. Compliance with the guidelines cannot be determined.
- ☐ The following special circumstances warrant an adjustment from the guidelines: (see Instructions for these special circumstances and enter applicable circumstances below)
- _____

7. Support ordered is payable by immediate income assignment.

- ☐ 8. The Court finds that there is good cause to suspend the immediate income assignment because:
- ☐ Obligor and obligee have agreed in writing.
- ☐ Payments have been timely and it would be in the best interest of the minor child(ren) because:
- _____

☒ 9A. ^{if} Obligor is unemployed ^{she} ~~and~~ **MUST REPORT EFFORTS TO SEEK EMPLOYMENT.**
(See Standing Order 9) *with copies to Jeffrey Strobel and Counsel.*

☒ 9B. Upon employment the Obligor shall bring the matter forward for recalculation of support. Failure to do so may result in a recalculated support order effective the date of employment.

MEDICAL SUPPORT FINDINGS (Paragraphs 10 through 15)

10. **OBLIGOR'S** reasonable cost is calculated to be \$ _____ per _____ (week, month, etc.) (See Standing Order 10)

11. Health insurance coverage ☐ is not ☐ is available to the **OBLIGOR** at \$ _____
per _____ (week, month, etc.) which amount ☐ is not ☐ is deemed to be reasonable.

12. ☐ Health insurance coverage available to the **OBLIGOR** is not accessible to the child(ren).

Case Name: In the matter of Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

13. OBLIGEE'S reasonable cost is calculated to be \$ _____ per _____ (week, month, etc.) (See Standing Order 10)

14. Health insurance coverage ☐ is not ☐ is available to the OBLIGEE at \$ _____ per _____ (week, month, etc.) which amount ☐ is not ☐ is deemed to be reasonable.

15. ☐ Health insurance coverage available to the OBLIGEE is not accessible to the child(ren).

MEDICAL SUPPORT OBLIGATION (Paragraph 16A and/or 16B must be completed):

16A. ☐ Obligor ☐ Obligee is ordered to provide health insurance coverage for the child(ren) effective _____ (See Standing Order 16A)

16B. ☐ Obligor ☐ Obligee is/are not ordered to provide health insurance coverage at this time but is/are ordered to immediately obtain health insurance coverage when it becomes accessible and available at reasonable cost.

17. Uninsured medical expenses shall be paid in the following percentage amounts:
Obligor _____ % Obligee _____ % Other _____ %.

☐ 18. Public assistance (TANF) or medical assistance (Medicaid) is or was provided for the children. Copies of pleadings related to medical coverage and child support were mailed to the Division of Child Support Services, Child Support Legal, 129 Pleasant Street, Concord, NH 03301.

19. ☐ Obligor ☐ Obligee is adjudicated the father of the minor child(ren) named above. The clerk of the city(ies) of _____ shall enter the name of the father on the birth certificate(s) of the child(ren). The father's date of birth is _____ and his state of birth is _____.

20. The State of _____ has provided \$ _____ in public assistance for the benefit of the minor child(ren) between _____ and _____ for _____ weeks. Obligor is indebted for the assistance in the total amount of \$ _____

21. Variation to standing order (specify paragraph #), additional agreement or order of the Court:

Obligor

Obligee

Staff Attorney
Division of Child Support Services

Obligor's Attorney/Witness

Obligee's Attorney/Witness

Date

Date

Date

Case Name: In the matter of Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

All paragraphs of this order (except those that have a check box and have not been selected) and all paragraphs of the Standing Order, (except variations in paragraph 21) are part of this order and apply to all parties.

Recommended:

Signature of Marital Master/Referee

Date

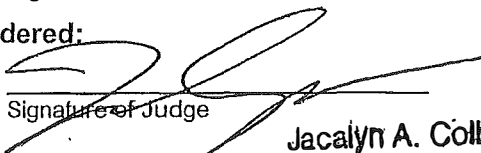
Name of Marital Master/Referee

So Ordered:

Signature of Judge

Date

Name of Judge


Jacalyn A. Colburn

6-21-10

**THE STATE OF NEW HAMPSHIRE
UNIFORM SUPPORT ORDER — STANDING ORDER**

NOTICE: This Standing Order (SO) is a part of all Uniform Support Orders (USO) and shall be given full effect as order of the Court. Variations to paragraphs of the SO in a specific case must be entered in paragraph 16 of the USO and approved by the Court.

(Paragraph numbers in the SO correspond to related paragraph numbers in the USO. Variations entered in paragraph 21 should reference the related paragraph number.)

SUPPORT PAYMENT TERMS

- SO-3A. All prior orders not inconsistent with this order remain in full force and effect.
- SO-3B. This order shall be subject to review and modification three years from its effective date upon the request of a party. Any party may petition the Court at any time for a modification of this support order if there is a substantial change in circumstances. Except as otherwise provided, the effective date of any modification shall be no earlier than the date of notice to the other party.
- SO-4A. An obligation for child support terminates when a child terminates his/her high school education or reaches the age of 18 years, whichever is later, or gets married, or becomes a member of the armed services.
- SO-4B. The amount of child support may be recalculated according to the guidelines whenever there is a change in the number of children for whom support is ordered, upon petition of any party.
- SO-4C. In cases payable through the New Hampshire Division of Child Support Services (DCSS), if there are arrearages when support for a child is terminated, payments on the arrearages shall increase by the amount of any reduction of child support until the arrearages are paid in full.
- SO-4D. Pursuant to RSA 161-C:22, III when an assignment of support rights has terminated and obligor and the recipient of public assistance reunite, obligor may request a suspension of the collection of support arrearage owed to the state under RSA 161-C:4. So long as the family remains reunited and provided that the adjusted gross income of the family as defined by RSA 458-C is equal to or less than 185% of the Federal poverty guidelines as set by the United States Department of Health and Human Services, DCSS shall not take any action to collect the support arrearage owed to the State.
- SO-4E. If the collection of a support arrearage pursuant to RSA 161-C:4 is suspended, the obligor shall provide DCSS with a financial affidavit every six months evidencing the income of the reunited family and shall notify his or her child support worker in writing within ten days of any change in income or if the family is no longer reunited. Failure to report changes in income or in the status of the family as reunited or to provide a financial affidavit shall cause the suspension of collection to terminate.
- SO-4F. Each party shall inform the Court in writing of any change in address, within 15 days of the change, so long as this order is in effect. Service of notice of any proceeding related to this order shall be sufficient if made on a party at the last address on file with the Court. A party who fails to keep the Court informed of such a change in address, and who then fails to attend a hearing because of the lack of notice, may be subject to arrest.
- SO-5A. If no date appears in paragraph 5 of the USO, the first support payment shall be due on the date this order is signed by the Judge.

Case Name: In the matter of Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

- SO-5B. If support is payable through DCSS, DCSS is authorized and directed to collect all sums, including any arrearages, from the obligor and forward the sums collected to the obligee or person, department, or agency providing support to the children named in the USO. Any payment shall be applied first as payment towards the current child and medical support obligation due that month and second towards any arrearages.
- SO-5C. If support is ordered payable directly to the obligee, it can only be made payable through DCSS at a later time if (1) the children named in the USO receive assistance pursuant to RSA 161 or RSA 167; (2) a party applies for support enforcement services and certifies to DCSS that (a) an arrearage has accumulated to an amount equal to the support obligation for one month, or (b) a court has issued a protective order pursuant to RSA 173-B or RSA 461-A:10 which remains in full force and effect at the time of application; or (3) a court orders payment through DCSS upon motion of any party that it is in the best interest of the child, obligee, or obligor to do so. RSA 161-B:4.
- SO-5D. Collection by DCSS on any arrearage may include intercepting the obligor's federal tax refund, placing liens on the obligor's personal and real property including qualifying financial accounts. Federal tax refund intercept and lien remedies shall be used to collect arrearages even if an obligor is complying with the child support orders. Pursuant to 45 CFR 303.72 (h) any federal tax refund intercept shall be applied first as payment towards the past due support assigned to the State.
- SO-5E. In all cases where child support is payable through DCSS, obligor and obligee shall inform DCSS in writing of any change of address or change of name and address of employer, within 15 days of the change.
- SO-5F. In all cases where child support is payable through DCSS, obligor and obligee shall furnish their social security numbers to the New Hampshire Department of Health and Human Services (Department).

INCOME ASSIGNMENT

- SO-7A. Until such time as an income assignment goes into effect, payments shall be made as follows: (1) if the case is not payable through DCSS, directly to obligee, or (2) if support is payable through the DCSS by use of payment coupons available at the local DCSS office. An income assignment will not go into effect for self-employed obligors as long as they do not receive income as defined in RSA 458-B:1, paragraph IX. Future income will be subject to assignment if the case is payable through DCSS.
- SO-7B. If a parent is ordered to provide health coverage for Medicaid-eligible child(ren), he or she must use payments received for health care services to reimburse the appropriate party, otherwise his or her income may be subject to income assignment by DCSS. RSA 161-H:2(V).
- SO-7C. Increased income assignment for the purposes of payment on arrearages shall continue until such time as the arrearages are paid in full.
- SO-8. Whenever an income assignment is suspended, it may be instituted if a Court finds obligor in violation or contempt of this order OR after notice and the opportunity to be heard (RSA 458-B:5 & 7), when the Department begins paying public assistance for the benefit of a child OR when an arrearage amounting to the support due for a one-month period has accrued.

REPORT CHANGES OF EMPLOYMENT

- SO-9A. If support is payable through DCSS, obligor shall report in writing weekly, or as otherwise ordered by Court, to DCSS, and shall provide details of efforts made to find a job. Efforts to obtain employment shall include registering with New Hampshire Employment Security within two weeks of the date of this order. The obligor shall immediately report employment to DCSS in writing.
- SO-9B. Immediately upon employment the obligor shall report to the obligee, in writing, details of employment, including name and address of employer, the starting date, number of weekly hours and the rate of pay.

MEDICAL SUPPORT PROVISION

- SO-10-16B. In all cases where support is payable through DCSS, or where the Department is providing medical assistance for the child(ren) pursuant to RSA 167, the court shall include the medical support obligation in any child support order issued. RSA 461-A:14, IX(d). Health insurance shall be available at a reasonable cost if the cost of such insurance does not exceed 4 percent of the responsible parent's individual gross income under RSA 458-C:2, VI-a. RSA 461-A:14, IX(b).
- SO-12. Accessible health insurance means the primary care services are located within 50 miles or one hour from the child(ren)'s primary residence. RSA 461-A:14, IX(b).
- SO-16A. A party providing or ordered to provide health insurance for the child(ren) shall give the other party sufficient information and documentation to make sure insurance coverage is effective. If support is payable through DCSS, or if there has been an assignment of medical support rights to DCSS, the information and documentation shall be provided to DCSS. In addition, obligor shall inform DCSS in writing when health insurance is available, obtained or discontinued.

THE STATE OF NEW HAMPSHIRE
Southern District of Hillsborough County
30 Spring Street
Nashua, NH 03060
603 883-6461

APR 07 2010

NOTICE OF DECISION

 COPY

CATHERINE E SHANELARIS ESQ
SHANELARIS & SCHIRCH
35 EAST PEARL STREET
NASHUA NH 03060

NO. 06-M-0655

IN THE MATTER OF
Gail Rosier and Jeffrey Strobel

Please be advised that on 3/09/2010 Judge Colburn made the following order relative to:

Uniform Support Order ; Approved
see attached copy

Proposed Order ;
see attached order

Order on Failure to Apppear ;
see attached order

Any party obligated to pay child support is advised that it is his/her responsibility to keep the court (and the Division of Human Services if appropriate) advised of his/her current mailing address in writing, until such time as support payments are terminated.

04/06/2010

Marshall A. Buttrick
Clerk of Court

cc: Gail (Fouts) Rosier
Jeffrey Strobel
Gail Rosier
Division Of Child Support Services

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: **Hillsborough Superior Court Southern District**
Case Name: **Gail Rosier and Jeffrey Strobel**
Case Number: **06-M-655**

UNIFORM SUPPORT ORDER

Name, Residence and Mailing Address of Person
Ordered to Pay Support (Obligor)

Gail Rosier

Name, Residence and Mailing Address of
Person Receiving Support (Obligee)

Jeffrey Strobel
3 Belgian Place
Nashua, NH 03062

D.O.B. 10/17/1964 Telephone _____

E-mail Address _____

Name of Employer: _____

Address of Employer: _____

D.O.B. 02/05/1960 Telephone _____

E-mail Address _____

Name of Employer: Juniper Networks

Address of Employer: _____

Child(ren) to whom this order applies:

Full Name **Date of Birth**

Connor Strobel 10/09/1991

Full Name **Date of Birth**

NOTE: SECTIONS PRECEDED BY ☐ ARE ONLY PART OF THIS ORDER IF MARKED.

1. This order is entered:

- ☐ after hearing
☐ upon approval of agreement
☐ upon default

2. This order is a:

- ☐ temporary order
☒ final order
☐ enforcement

☐ 3. This order modifies a final support obligation in accordance with:

- ☐ a three-year review (RSA 458-C:7) OR ☐ substantial change in circumstances, as follows:

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

4. Obligor is ORDERED to PAY THE FOLLOWING AMOUNTS:

☐ CHILD SUPPORT: \$ _____ per _____ (week, month, etc.)

☒ Arrearage of \$ 202,500.00 as of 10/31/2009,

payable \$ _____ per _____ (week, month, etc.) *See Proposed Order Schedule*

☐ Medical arrearage of \$ _____ as of _____, *of Payments.*

payable \$ _____ per _____ (week, month, etc.)

☐ SPOUSAL SUPPORT (ALIMONY): \$ _____ per _____ (week, month, etc.)

☐ Arrearage of \$ _____ as of _____,

payable \$ _____ per _____ (week, month, etc.)

☐ Alimony shall terminate _____

5. Payments on all ordered amounts shall begin on 11/01/2009. All ordered amounts

shall be payable to ☐ Obligor ☒ Division of Child Support Services ☐ Other _____

6. ☐ This order complies with the child support guidelines. RSA 458-C.

☐ This order, entered upon obligor's default, is based on a reasonable estimate of obligor's income. Compliance with the guidelines cannot be determined.

☐ The following special circumstances warrant an adjustment from the guidelines: (see Instructions for these special circumstances and enter applicable circumstances below)

7. Support ordered is payable by immediate income assignment.

☐ 8. The Court finds that there is good cause to suspend the immediate income assignment because:

☐ Obligor and obligee have agreed in writing.

☐ Payments have been timely and it would be in the best interest of the minor child(ren) because:

☒ 9A. *If* Obligor is unemployed *She* ~~and~~ **MUST REPORT EFFORTS TO SEEK EMPLOYMENT.**
(See Standing Order 9). *with copies to Jeffrey Strobel and counsel.*

☒ 9B. Upon employment the Obligor shall bring the matter forward for recalculation of support. Failure to do so may result in a recalculated support order effective the date of employment.

MEDICAL SUPPORT FINDINGS (Paragraphs 10 through 15)

10. OBLIGOR'S reasonable cost is calculated to be \$ _____ per _____ (week, month, etc.) (See Standing Order 10)

11. Health insurance coverage ☐ is not ☐ is available to the OBLIGOR at \$ _____
per _____ (week, month, etc.) which amount ☐ is not ☐ is deemed to be reasonable.

12. ☐ Health insurance coverage available to the OBLIGOR is not accessible to the child(ren).

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

All paragraphs of this order (except those that have a check box and have not been selected) and all paragraphs of the Standing Order, (except variations in paragraph 21) are part of this order and apply to all parties.

Recommended:

Signature of Marital Master/Referee

Date

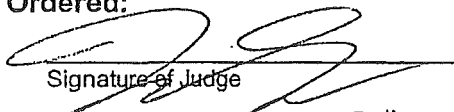
Name of Marital Master/Referee

So Ordered:

Signature of Judge

Date

Name of Judge


Jacalyn A. Colburn

3/9/10
Date

Colburn
Name of Judge

**THE STATE OF NEW HAMPSHIRE
UNIFORM SUPPORT ORDER — STANDING ORDER**

NOTICE: This Standing Order (SO) is a part of all Uniform Support Orders (USO) and shall be given full effect as order of the Court. Variations to paragraphs of the SO in a specific case must be entered in paragraph 16 of the USO and approved by the Court.

(Paragraph numbers in the SO correspond to related paragraph numbers in the USO. Variations entered in paragraph 21 should reference the related paragraph number.)

SUPPORT PAYMENT TERMS

- SO-3A. All prior orders not inconsistent with this order remain in full force and effect.
- SO-3B. This order shall be subject to review and modification three years from its effective date upon the request of a party. Any party may petition the Court at any time for a modification of this support order if there is a substantial change in circumstances. Except as otherwise provided, the effective date of any modification shall be no earlier than the date of notice to the other party.
- SO-4A. An obligation for child support terminates when a child terminates his/her high school education or reaches the age of 18 years, whichever is later, or gets married, or becomes a member of the armed services.
- SO-4B. The amount of child support may be recalculated according to the guidelines whenever there is a change in the number of children for whom support is ordered, upon petition of any party.
- SO-4C. In cases payable through the New Hampshire Division of Child Support Services (DCSS), if there are arrearages when support for a child is terminated, payments on the arrearages shall increase by the amount of any reduction of child support until the arrearages are paid in full.
- SO-4D. Pursuant to RSA 161-C:22, III when an assignment of support rights has terminated and obligor and the recipient of public assistance reunite, obligor may request a suspension of the collection of support arrearage owed to the state under RSA 161-C:4. So long as the family remains reunited and provided that the adjusted gross income of the family as defined by RSA 458-C is equal to or less than 185% of the Federal poverty guidelines as set by the United States Department of Health and Human Services, DCSS shall not take any action to collect the support arrearage owed to the State.
- SO-4E. If the collection of a support arrearage pursuant to RSA 161-C:4 is suspended, the obligor shall provide DCSS with a financial affidavit every six months evidencing the income of the reunited family and shall notify his or her child support worker in writing within ten days of any change in income or if the family is no longer reunited. Failure to report changes in income or in the status of the family as reunited or to provide a financial affidavit shall cause the suspension of collection to terminate.
- SO-4F. Each party shall inform the Court in writing of any change in address, within 15 days of the change, so long as this order is in effect. Service of notice of any proceeding related to this order shall be sufficient if made on a party at the last address on file with the Court. A party who fails to keep the Court informed of such a change in address, and who then fails to attend a hearing because of the lack of notice, may be subject to arrest.
- SO-5A. If no date appears in paragraph 5 of the USO, the first support payment shall be due on the date this order is signed by the Judge.

Case Name: Gail Rosier and Jeffrey Strobel

Case Number: 06-M-655

UNIFORM SUPPORT ORDER

- SO-5B. If support is payable through DCSS, DCSS is authorized and directed to collect all sums, including any arrearages, from the obligor and forward the sums collected to the obligee or person, department, or agency providing support to the children named in the USO. Any payment shall be applied first as payment towards the current child and medical support obligation due that month and second towards any arrearages.
- SO-5C. If support is ordered payable directly to the obligee, it can only be made payable through DCSS at a later time if (1) the children named in the USO receive assistance pursuant to RSA 161 or RSA 167; (2) a party applies for support enforcement services and certifies to DCSS that (a) an arrearage has accumulated to an amount equal to the support obligation for one month, or (b) a court has issued a protective order pursuant to RSA 173-B or RSA 461-A:10 which remains in full force and effect at the time of application; or (3) a court orders payment through DCSS upon motion of any party that it is in the best interest of the child, obligee, or obligor to do so. RSA 161-B:4.
- SO-5D. Collection by DCSS on any arrearage may include intercepting the obligor's federal tax refund, placing liens on the obligor's personal and real property including qualifying financial accounts. Federal tax refund intercept and lien remedies shall be used to collect arrearages even if an obligor is complying with the child support orders. Pursuant to 45 CFR 303.72 (h) any federal tax refund intercept shall be applied first as payment towards the past due support assigned to the State.
- SO-5E. In all cases where child support is payable through DCSS, obligor and obligee shall inform DCSS in writing of any change of address or change of name and address of employer, within 15 days of the change.
- SO-5F. In all cases where child support is payable through DCSS, obligor and obligee shall furnish their social security numbers to the New Hampshire Department of Health and Human Services (Department).

INCOME ASSIGNMENT

- SO-7A. Until such time as an income assignment goes into effect, payments shall be made as follows: (1) if the case is not payable through DCSS, directly to obligee, or (2) if support is payable through the DCSS by use of payment coupons available at the local DCSS office. An income assignment will not go into effect for self-employed obligors as long as they do not receive income as defined in RSA 458-B:1, paragraph IX. Future income will be subject to assignment if the case is payable through DCSS.
- SO-7B. If a parent is ordered to provide health coverage for Medicaid-eligible child(ren), he or she must use payments received for health care services to reimburse the appropriate party, otherwise his or her income may be subject to income assignment by DCSS. RSA 161-H:2(V).
- SO-7C. Increased income assignment for the purposes of payment on arrearages shall continue until such time as the arrearages are paid in full.
- SO-8. Whenever an income assignment is suspended, it may be instituted if a Court finds obligor in violation or contempt of this order OR after notice and the opportunity to be heard (RSA 458-B:5 & 7), when the Department begins paying public assistance for the benefit of a child OR when an arrearage amounting to the support due for a one-month period has accrued.

REPORT CHANGES OF EMPLOYMENT

- SO-9A. If support is payable through DCSS, obligor shall report in writing weekly, or as otherwise ordered by Court, to DCSS, and shall provide details of efforts made to find a job. Efforts to obtain employment shall include registering with New Hampshire Employment Security within two weeks of the date of this order. The obligor shall immediately report employment to DCSS in writing.
- SO-9B. Immediately upon employment the obligor shall report to the obligee, **in writing**, details of employment, including name and address of employer, the starting date, number of weekly hours and the rate of pay.

MEDICAL SUPPORT PROVISION

- SO-10-16B. In all cases where support is payable through DCSS, or where the Department is providing medical assistance for the child(ren) pursuant to RSA 167, the court shall include the medical support obligation in any child support order issued. RSA 461-A:14, IX(d). Health insurance shall be available at a reasonable cost if the cost of such insurance does not exceed 4 percent of the responsible parent's individual gross income under RSA 458-C:2, VI-a. RSA 461-A:14, IX(b).
- SO-12. Accessible health insurance means the primary care services are located within 50 miles or one hour from the child(ren)'s primary residence. RSA 461-A:14, IX(b).
- SO-16A. A party providing or ordered to provide health insurance for the child(ren) shall give the other party sufficient information and documentation to make sure insurance coverage is effective. If support is payable through DCSS, or if there has been an assignment of medical support rights to DCSS, the information and documentation shall be provided to DCSS. In addition, obligor shall inform DCSS in writing when health insurance is available, obtained or discontinued.

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

PROPOSED ORDER

1. The Respondent, Jeffrey Strobel's Petition for Contempt and Request for Show Cause Hearing is hereby granted.
2. The Petitioner, Gail Rosier, is hereby found in contempt in this matter for her failure to pay child support and to abide by the Court's March 15, 2009 Court order.
3. The Petitioner failed to appear for the hearing on December 22, 2009 and March 9, 2010. A capias for her arrest shall be immediately issued. The Petitioner shall make a forthwith lump sum payment of \$25,000.00 to the Respondent towards her child support arrearage or be held incarcerated. Should the Petitioner fail to make the lump sum payment, she shall be held incarcerated with a \$25,000.00 bail in order to release the capias. The \$25,000 shall be paid to the Respondent towards the Petitioner's child support obligation.
4. The Petitioner currently owes \$202,500.00 in child support arrearages and accrued interest. She shall pay this amount through the New Hampshire Division of Child Support Services per the attached Uniform Support Order. She shall immediately secure a loan in the amount of the child support arrears to pay for the college expenses of the parties' son, Connor. She shall provide immediate proof in writing to the Respondent of her efforts to secure a loan to pay the child support. She shall attempt to secure the loan and obtain approval no later than April 31, 2010.
5. Should she be unable to secure the loan pursuant to Paragraph 4 of this Order, she shall pay support in accordance with the attached payment schedule.
6. Pursuant to RSA 461-A:14, VII, a lien arises by operation of law for the child support arrearages/judgment owed by the Petitioner. The Respondent shall be entitled to attach any existing or future real and personal property of the Petitioner without further order of the Court as well as be entitled to a wage assignment should the Petitioner become employed.
7. Post-judgment interest on the outstanding child support arrearage of \$202,500.00 is hereby ordered in the statutory amount as permitted pursuant to New Hampshire law.

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

ATTACHMENT TO PROPOSED ORDER

The Petitioner, Gail Rosier, shall make payment in accordance with the following schedule:

Pay by Date	Amount	Payment Type
3/1/2010	\$ 105,000	back child support
3/1/2011	\$ 115,000	back child support
3/1/2012	\$ 125,000	back child support
3/1/2013	\$ 135,000	back child support
3/1/2014	\$ 145,000	back child support
3/1/2015	\$ 155,000	back child support
3/1/2016	\$ 165,000	back child support
3/1/2017	\$ 175,000	back child support
3/1/2018	\$ 185,000	back child support
3/1/2019	\$ 195,000	back child support
3/1/2020	\$ 205,000	back child support
3/1/2010	\$ 7,500	inheritance left to Connor from Peter Rosier
3/1/2011	\$ 8,000	inheritance left to Connor from Peter Rosier
3/1/2012	\$ 8,500	inheritance left to Connor from Peter Rosier
3/1/2013	\$ 9,500	inheritance left to Connor from Peter Rosier
3/1/2014	\$ 10,000	inheritance left to Connor from Peter Rosier
3/1/2015	\$ 10,500	inheritance left to Connor from Peter Rosier
3/1/2016	\$ 11,000	inheritance left to Connor from Peter Rosier
3/1/2017	\$ 11,500	inheritance left to Connor from Peter Rosier
3/1/2018	\$ 12,000	inheritance left to Connor from Peter Rosier
3/1/2019	\$ 12,500	inheritance left to Connor from Peter Rosier
3/1/2020	\$ 13,000	inheritance left to Connor from Peter Rosier

THE STATE OF NEW HAMPSHIRE
SUPERIOR COURT

In the Matter Of: Gail Rossier &
Jeffrey Strobel

HILLSBOROUGH COUNTY

DOCKET NO. 06-M-655

DOB: 10/17/64

DATE OF OFFENSE: 3/9/10

MOTOR VEHICLE RELATED: Y S NO

ORDER ON FAILURE TO APPEAR

STATE

VS. Gail Rossier

12801 N. 19th Street
Phoenix, Az. 85022

The defendant failed to appear on 3/9/10 as
ordered by this Court. It is therefore ordered that:

☒ Capias to issue. Bail is set at \$ 25,000.
☐ Personal Recognizance ___ Cash or Corporate Surety
☒ Cash only ___ Bail to be set on return of capias
___ Case remanded to District Court for further disposition.
___ Other: ___

The defendant was recognized to appear, it is further ordered that;
___ Defendant's bail is revoked.
___ \$50 default fee is imposed pursuant to RSA 597:38-a.
___ This fee is due 14 days after apprehension.
___ This fee is to be collected by the District Court.

___ Bail is forfeited.
___ Offense involves driving (Bail to go to DWI/BW fund)
___ Schedule a hearing at which surety shall produce the
defendant or show cause why bail shall not be
forfeited.
___ Other: ___

If a Capias is ordered; a copy of this order will be sent to the
Dept. of Safety, 10 Hazen Dr., Concord, NH 03305 (Attn: Court
Returns) for any further action warranted by RSA 263:56-a or
597:38-b.

Date

3/9/10

Presiding Justice

Jacalyn A. Colburn

 COPY

THE STATE OF NEW HAMPSHIRE

**HILLSBOROUGH, SS
SOUTHERN DISTRICT**

**SUPERIOR COURT
No. 06-M-655**

IN THE MATTER OF:

GAIL ROSIER & JEFFREY STROBEL

ORDERS ON RESPONDENT'S "PETITION FOR MOTION TO CLARIFY"

Master recommends:

This matter came before the Court on March 11, 2009 for a hearing on the respondent's petition as captioned above. The respondent appeared *pro se*. The petitioner, although duly served with the petition in the State of Arizona, failed to appear for the hearing, and is in default.

The parties were divorced in the Dominican Republic on May 24, 1996. They have one (1) minor child, Connor Strobel, DOB: October 9, 1991. Pursuant to the Divorce Decree, the parties were awarded joint custody of Connor, but no further details were spelled out in the decree. Furthermore, there has never been a child support order entered in this or any other Court.

In 2006, Ms. Rosier filed a Petition to Register the Dominican Divorce Decree and to Bring Forward And To Establish A Parenting Plan. At that time, Ms. Rosier was residing in the State of Arizona, where she had been residing since on or about August 1, 2005. Mr. Strobel has been residing in Nashua, New Hampshire, for several years, and Connor has been residing primarily with his father, for many years.

In 2006, when Ms. Rosier brought the action in New Hampshire, as stated above, she was seeking clarification with regard to her having parenting time with Connor in Arizona. At that time, neither party requested any orders with regard to child support, however, at a hearing before this Court in 2006, Ms. Rosier submitted a proposed Uniform Support Order, which states the following:

"By agreement of the parties, child support is waived in lieu of college contribution."

This proposed Uniform Support Order was neither approved nor rejected by the Court because, as stated above, neither party sought entry of a child support order at that time.

Mr. Strobel now comes before the Court seeking an order affirming the parties' "agreement" that, in lieu of child support, Ms. Rosier would save money for Connor's college education. Connor is now a junior in high school, and is beginning the college search process.

As an initial matter, the Court addresses the issue of whether or not it has jurisdiction over Ms. Rosier to grant Mr. Strobel's requested relief. The Court finds that it does. Mr. Strobel testified that Ms. Rosier was a resident of New Hampshire for a period of time both prior, and subsequent to, the parties' divorce in 1996. Furthermore, Ms. Rosier submitted herself to the jurisdiction of this Court in 2006 when she sought modification of the parenting orders set forth in the Dominican Republic Decree of Divorce. At that time, Ms. Rosier submitted a proposed child support order in which she acknowledged the parties' agreement that "child support is waived in lieu of college contribution."

On these facts, the Court finds that it has personal jurisdiction over Ms. Rosier, a nonresident, to establish, enforce, or modify a support order, pursuant to RSA 546-B:3 II, III, and IV.

Based upon the testimony of Mr. Strobel, the Court finds that in 1997, the parties agreed that in lieu of Ms. Rosier paying child support to Mr. Strobel, she would save money for Connor's college education. In reliance on this agreement, Mr. Strobel has not received child support for Connor since February, 1997.

In her financial affidavit filed with this Court on July 19, 2006, Ms. Rosier lists the

following asset:

"Other Real Estate: \$150,000.00, Hopkinton, MA, for Connor's college"

Furthermore, in a pleading filed with this Court on July 31, 2006, entitled, "Answer to Motion to Clarify", Ms. Rosier, through counsel, asserted the following:

"In response to the allegations in paragraph 2 and 4, Gail says that she and her husband, Peter Rosier are co-owners with Eleni Rosier of property in Hopkinton, MA. She is without knowledge of why the online listing only shows one name. Gail has just realized that her share of this property being held for Connor's benefit is worth approximately \$105,000, not the \$150,000 she incorrectly indicated on her financial affidavit at the time of the hearing and apologizes for any misunderstanding this may have created."

Based upon the foregoing, the Court finds that the parties' agreement in 1997, that in lieu of child support, Ms. Rosier would "save" money to be used to pay Connor's college educational expenses is valid and enforceable. The Court enters the following specific orders:

1. Ms. Rosier shall immediately take all necessary steps to liquidate the real estate asset which is being held for the benefit of Connor's college educational expenses, and to ensure that the funds will be available for this purpose.
2. Ms. Rosier shall provide a complete accounting of the liquidated funds to Mr. Strobel, and the funds shall be placed into an appropriate account where the funds will be accessible for the payment of Connor's college educational expenses as they accrue.

Date:

3/13/09

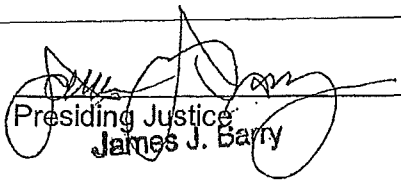

DAVID S. FORREST,
Marital Master

Master's recommendation is approved. Decree entered in accordance therewith.

Date:

16 March 2009

DSF:lat


Presiding Justice
James J. Barry