

DISTRICT COURT, EL PASO COUNTY, STATE OF COLORADO
 Case Number: 98DR0504 Division: X/5

COPY

TEMPORARY ORDERS

In re the Custody of James Glen Griffin, Minor Child

FRANCES M. GALE, Petitioner,

and

LEONARD GRIFFIN, Respondent.

This matter came before the Court on August 7, 1998 for a Temporary Orders hearing. Present were Petitioner and her attorney, Vincent Rahaman, Respondent and his attorney, Larry Maton, and the Guardian Ad Litem, Trudy House. The Court has heard and considered the stipulations and testimony of the parties and makes the following findings and orders.

STIPULATIONS

1. The parties stipulate to joint custody of the minor child, James Glen Griffin, pending final resolution of this matter at Final Orders. The parties stipulate to Petitioner being the primary residential custodian of the minor child, with Respondent having reasonable and liberal parenting with the child.

2. The parties stipulate to the non-existence of a common law marriage. Respondent filed a Petition for Dissolution of Marriage on March 24, 1998, Case Number 98DR1075, claiming Common Law marriage. Petitioner and Respondent stipulate to that case being dismissed and further agree that no common law marriage existed.

3. As to Respondent's Motion For A CASA (Court Appointed Special Advocate) Volunteer to be appointed on this case, the parties stipulate to this motion being dismissed.

ORDERS

4. The Court finds that it has both subject matter and personal jurisdiction over the parties.

5. The Court finds that custody is at issue for Final Orders purposes. The Court orders that a custody evaluation be prepared by a Custody Evaluator, with the costs of said evaluation to be equally divided between the parties. The Court further orders that the parties arrange for a custody evaluation through the El Paso County Department of Human Services.

6. The Court finds that there is child support due and owing to Petitioner from Respondent for the benefit of the minor child. The Court orders that Respondent pay Petitioner a monthly child support amount of two hundred and thirty seven dollars (\$237.00) retroactive to the date of Waiver of Service upon Respondent of the Petition To Establish Custody, that being February 5th, 1998.

Credit shall be given to Respondent for any monies he has paid Petitioner in the form of child support. The Court orders that Respondent's child support obligation be paid through a wage assignment at Respondent's place of employment to the El Paso County Registry Fund.

7. The Court further orders that a Status Conference be set three months from today's date in this Court for the purpose of reviewing the parties respective monthly incomes for child support purposes. Prior to the Status Conference, the parties shall exchange updated year-to-date paystubs from their respective employers.

8. As to Respondent's Motions For Release of Medical Records and for Physical Examination of Petitioner, the Court denies the Motion For Physical Examination. As to the Motion For Release of Medical Records, the Court orders that said records be released only to the Custody Evaluator for his/her use, should the Evaluator request said records. The Court further orders that any other request for medical records be made through Division 5, where this case will be heard for Final Orders purposes.

SO ORDERED by the Court on this 31st day of August, 1998.

JANN P. DUBOIS
MAGISTRATE

Jann Dubois, District Court Magistrate

Please conform for:

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Dubois

RE: LEONARD GRIFFIN

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6. The Court finds that there is child support due and owing to Petitioner from Respondent for the benefit of the minor child. The Court orders that Respondent pay Petitioner a monthly child support amount of two hundred and thirty seven dollars (\$237.00) retroactive to the date of Waiver of Service upon Respondent of the Petition to Establish Custody, that being February 5th, 1998.

Credit shall be given to Respondent for any monies he has paid Petitioner in the form of child support. The Court orders that Respondent's child support obligation be paid through a wage assignment at Respondent's place of employment to the El Paso County Registry Fund.

7. The Court further orders that a Status Conference be set three months from today's date in this Court for the purpose of reviewing the parties respective monthly incomes for child support purposes. Prior to the Status Conference, the parties shall exchange updated year-to-date paystubs from their respective employers.

8. As to Respondent's Motions For Release of Medical Records and for Physical Examination of Petitioner, the Court denies the Motion For Physical Examination. As to the Motion For Release of Medical Records, the Court orders that said records be released only to the Custody Evaluator for his/her use, should the Evaluator request said records. The Court further orders that any other request for medical records be made through Division 5, where this case will be heard for Final Orders purposes.

SO ORDERED by the Court on this 21st day of August, 1998.

JANN P. DUBOIS
MAGISTRATE

Jann Dubois, District Court Magistrate

Case # 98 DR 0504 Division X/5



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3. Use one coupon per employee per withholding period (i.e., per payroll cycle).
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