

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

In the Matter of  the Marriage of: )  
 \_\_\_\_\_, )  
 \_\_\_\_\_, ) Case No. \_\_\_\_\_  
 and Petitioner, )  
 \_\_\_\_\_, )  
 Respondent. )  
 )  
 ) RESPONSE TO PETITION FOR  
 ) GOVERNING CHILD SUPPORT JUDGMENT

I, \_\_\_\_\_, being first duly sworn, say  I am the respondent  I represent the State of Oregon in this proceeding and state as follows:

**Response**

1.  I respond  State of Oregon responds to the Petition for Governing Judgment on file herein as follows:

2.  I disagree  State of Oregon disagrees with the information set forth in the Petition about existing child support judgments. All existing child support judgments known to me are set forth below (*attach certified copies of child support orders or judgments not contained in the Petition*):

Exhibit #	Agency Case #	Court Case #	County	Entry/ Effective Date	Amount of Child Support Ordered	Payment Start Date	Additional Information about Judgment
1							
2							
3							
4							

Additional sheets attached as "Attachment #2-Multiple Judgments."

3. (*Complete if Paragraph 3 of the Petition has been filled out.*)  I disagree  State of Oregon disagrees with Paragraph 3 of the Petition that the presumption has been rebutted for the following reasons:

- a.  The last-issued child support judgment should not be set aside under the provisions of ORCP 71 because:
- i.  There was no mistake, inadvertence, surprise, or excusable neglect of Petitioner.  
 (*Explain*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

- ii.  There is no newly discovered evidence which by due diligence could not have been discovered in time to move for a new trial under Rule 64F. (*Explain*): \_\_\_\_\_  
\_\_\_\_\_
- iii.  There was no fraud, misrepresentation or other misconduct by Respondent. (*Explain*): \_\_\_\_\_  
\_\_\_\_\_
- iv.  The judgment is not void. (*Explain*.) \_\_\_\_\_  
\_\_\_\_\_
- v.  The judgment has not been satisfied, released or discharged, nor has a prior judgment upon which it is based been reversed or otherwise vacated, nor is it no longer equitable that the judgment should have prospective application. (*Explain*): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- b.  The last-issued child support judgment was not issued without prior notice to the issuing court, administrator or hearing officer that:  there was a pending support proceeding involving the child[ren], or  there existed another child support judgment involving the child[ren], in this state or any other jurisdiction because (*list reasons for disagreement*): \_\_\_\_\_, or
- c.  The last-issued child support judgment was not issued after an earlier child support judgment that did not enforce, modify or set aside the earlier child support judgment because (*list reasons for disagreement*): \_\_\_\_\_.

4. (*Complete if Paragraph 4 of the Petition has been filled out.*)  I disagree  State of Oregon disagrees with Paragraph 4 of the Petition that the terms of the last-issued child support judgment dealing with monetary support and health insurance are the controlling terms  and/or that the exceptions requested in Paragraph 4 apply because (*check one or more of the following*):

- a.  Of the mistake, inadvertence, surprise, or excusable neglect of Respondent. (*Describe details*): \_\_\_\_\_  
\_\_\_\_\_
- b.  There is newly discovered evidence which by due diligence could not have been discovered in time to move for a new trial under Rule 64F. (*Describe details*): \_\_\_\_\_  
\_\_\_\_\_
- c.  Of the fraud, misrepresentation or other misconduct of Petitioner. (*Describe details*): \_\_\_\_\_  
\_\_\_\_\_

- d.  The judgment is void for the following reasons. (*Describe details*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- e.  The judgment has been satisfied, released or discharged, or a prior judgment upon which it is based has been reversed or otherwise vacated, or it is no longer equitable that the judgment should have prospective application. (*Describe details*): \_\_\_\_\_, or
- f.  The last-issued child support judgment was issued without prior notice to the issuing court, administrator or hearing officer that:  there was a pending support proceeding involving the child[ren], or  there existed another child support judgment involving the child[ren], in this state or any other jurisdiction. (*Explain*): \_\_\_\_\_, or
- g.  The last-issued child support judgment was issued after an earlier child support judgment and did not enforce, modify or set aside the earlier child support judgment. (*Explain*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_.

5. (*Complete if Paragraph 5 of the Petition has been filled out.*) Even if the presumption is rebutted,  I disagree  the State of Oregon disagrees with Paragraph 5 of the Petition, and request that the controlling terms with respect to monetary support and health insurance be determined as follows:

- i.  As contained in the earlier-issued judgment dated \_\_\_\_\_ (See Exhibit #\_\_\_\_\_).
- ii.  As follows (*describe monetary support and/or health insurance provisions you would agree to*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Certificate of Document Preparation.** You are required to truthfully complete this certificate regarding the document you are filing with the court. Check all boxes and complete all blanks that apply:

- I selected this document for myself and I completed it without paid assistance.
- I paid or will pay money to \_\_\_\_\_ for assistance in preparing this form.

DATED: \_\_\_\_\_, 20\_\_\_\_ Signature \_\_\_\_\_

STATE OF OREGON )  
 ) ss.  
County of \_\_\_\_\_ )

I, \_\_\_\_\_, being duly sworn, say that I am the respondent in this matter, and that the statements in this Response are true and correct to the best of my knowledge.

\_\_\_\_\_  
Signature Print Name

\_\_\_\_\_  
Address or Contact Address City, State, Zip Telephone or Contact Telephone

SIGNED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
by \_\_\_\_\_.

\_\_\_\_\_  
Notary Public for \_\_\_\_\_/Court Clerk  
My Commission Expires: \_\_\_\_\_

**I certify that this is a true copy:**

\_\_\_\_\_  
Respondent, Signature