

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

In the Interests of _____, a)
minor child, by his/her natural)
guardian, _____;)
State of North Dakota,)
by and through the _____ County)
Social Service Board; and _____,)

Civil No. _____

Plaintiffs,)

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND ORDER FOR
JUDGMENT
(PATERNITY)**

vs.)

_____,)
Defendant.)

This paternity matter duly and regularly came on for hearing on _____,
_____, before the Honorable _____, Judge of the District Court, presiding, in the
courtrooms of _____ County Courthouse, _____, North Dakota. Plaintiff,
_____, personally appeared along with her attorney, _____, _____.
The defendant, _____, appeared along with his attorney, _____,
_____.

The Court, having reviewed the files and pleadings in this matter, having
received the evidence presented and heard the testimony offered, and being fully
advised in the matter, now makes and enters the following:

FINDINGS OF FACT

1. The Court has jurisdiction of the parties to and the subject matter of this
action.

2. The defendant and plaintiff, _____, were never married to one another and are not now married to one another.

3. The plaintiff, natural mother has had the primary parenting responsibility of the minor child, _____, ever since (his) (her) birth and continues to have the primary parenting responsibility of the minor child in _____, North Dakota. Therefore, the Court finds that it is in the best interests of the minor child that plaintiff, _____, have the parenting responsibility of the parties' minor child subject to the following parenting time of the defendant:

PARENTING TIME PARAGRAPHS

4. A parent-child relationship exists between the defendant and the minor child and, therefore, the defendant has a legal duty to contribute towards the support of the parties' minor child.

5. No present court order exists against the defendant for the care and support of the parties' minor child.

6. Plaintiff is in need of financial assistance to adequately support and provide for the parties' minor child and the defendant has not fully contributed towards the support of the parties' minor child.

7. Upon an application of the North Dakota Child Support Guidelines, together with any other application and statutory consideration, the defendant shall pay plaintiff \$_____ in support, commencing on _____, _____.

8. The defendant does not presently have health insurance coverage available for the parties' minor child at a reasonable cost to him but the Court would require him to provide such whenever the coverage is available to him at a reasonable

cost through his employment, employer or other group policy. Further, the Court directs that each party shall be responsible for one-half (1/2) of any medical, dental and eyecare costs not covered by insurance.

9. The defendant's post office address is _____, he is presently employed at _____, he is not in the military service of the United States or any of its allies, and therefore, is not entitled to any relief under the Soldiers' and Sailors' Civil Relief Act of 1940, or any amendment thereof.

10. The plaintiff currently resides at _____, _____, North Dakota.

From the foregoing Findings of Fact, the Court makes the following:

CONCLUSIONS OF LAW

1. The Court has jurisdiction of the parties to and the subject matter of this action.

2. The defendant is the natural father of and plaintiff, _____, is the natural mother of _____, a minor child, namely, _____, born XX/XX/____, at _____, North Dakota.

3. Plaintiff shall have the primary parenting responsibility of the parties' minor child, subject to the defendant's parenting time, which is as follows:

(PARENTING TIME PARAGRAPHS)

4. The defendant shall pay the amount of \$_____ per month as and for a current child support obligation for the parties' minor child, commencing with the month of _____, due and payable on the 1st day of each month and continuing in like amount and manner on the first day of each month thereafter until the minor child attains the age of nineteen (19) years or graduates from high school (provided the child

is continuously enrolled in high school, is residing with the plaintiff and is eighteen (18) years of age prior to graduation from high school), whichever event occurs first, is otherwise emancipated as determined by the Court, or until further order of the Court.

The defendant's income shall be subject to automatic income withholding for purposes of child support pursuant to N.D.C.C. § 14-09-08.9.

All payments shall be made to the State Disbursement Unit, P.O. Box 7280, Bismarck, North Dakota 58507-7280, in a form acceptable to the State Disbursement Unit.

5. The defendant's child support obligation may be reviewed, upon the written request of either party, pursuant to N.D.C.C. § 14-09-08.9, or upon further order of the Court.

6. Any and all child support payments and all other court ordered payments shall be made in cash, certified check or money order, or personal check, payable to the State Disbursement Unit, P.O. Box 7280, Bismarck, North Dakota 58507-7280.

7. Any child support payments made directly by the defendant to plaintiff shall be considered as gifts and not as current child support.

8. An automatic income withholding order shall be forwarded to the defendant's employer, wherever employed, and/or any other income payor, and the defendant's employer and/or any other income payor shall withhold an amount sufficient to meet the defendant's current child support obligation each month from any income due to the defendant, pursuant to N.D.C.C. § 14-09-09.3.

9. The defendant shall provide future health insurance coverage for the parties' minor child whenever such coverage is available to him at a reasonable cost

through his employment, employer or other group policy. Defendant shall provide proof of such health insurance coverage to plaintiff by June 30 of each year. Each party shall be responsible for one-half (1/2) of any medical, dental and eye care costs not covered by insurance.

10. The tax dependency for the minor child shall be allocated as follows:

(TAX DEPENDENCY INFORMATION)

11. The defendant shall advise the State Disbursement Unit above-named in writing, within ten (10) days, of any change in address or employment circumstances.

12. All papers and records, other than the final judgment, shall be sealed and are subject to inspection only upon consent of the court and all interested persons, or in exceptional cases upon order of the court for good cause shown.

ORDER FOR JUDGMENT

Let judgment be entered accordingly.

Dated this _____ day of _____, _____.

BY THE COURT:

Judge of District Court