

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2010-002739

06/07/2011

HONORABLE THOMAS L. LECLAIRE

CLERK OF THE COURT
D. Benitez
Deputy

IN RE THE MATTER OF
FABIOLA CONRIQUE

DEBORAH VARNEY

AND

BERNARD JONATHAN CONRIQUE

BERNARD JONATHAN CONRIQUE
4636 W. PLEASANT LANE
LAVEEN AZ 85339

FAMILY COURT SERVICES-CCC

UNDER ADVISEMENT RULING

This matter comes before the Court on two issues remaining from the last hearing: parenting time and child support.

Parenting Time

The parties agree that parenting time should be split. The parties disagree on the manner of splitting time, with Father requesting alternating every other week, and Mother requesting a 5-2-2-5 schedule.

The Court notes that the minor child is soon to be eight years of age. He is attending school, although school is not in session for the summer. The Court commends the parents for agreeing that it is in the best interests of the minor child to spend an equal amount of parenting time with each parent. Thus, the division of time is not the issue; it is simply the scheduling of the time.

The Court notes that one of the difficulties of the 5-2-2-5 schedule is that it requires the minor child to move between households two times in one week and three times in the following

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

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week. The Court believes that this places an excessive burden on the minor child to relocate two to three times each week. Such a requirement would be burdensome to an adult. In the Court's view, it is destabilizing to a child especially in the context of a breakdown of the parental relationship. On the other hand, the Court is well aware that not seeing the child for a week long period is difficult for each parent; however, if someone is to be burdened, it should be the adults and not the child.

Therefore, as a temporary order,

IT IS ORDERED that parenting time shall be alternated weekly, with Sunday 6:00 p.m. as the day and time of the exchange. The party receiving the minor child shall provide transportation. The exchange shall occur at the home of the then custodial parent unless another location is mutually agreed to by the parties.

IT IS FURTHER ORDERED that each parent shall have once-a-day telephonic contact with the minor child during normal waking hours.

Child Support

The parties have agreed to the dollar amounts applicable to the calculation of child support. Counsel for Father submitted a child support worksheet as directed by the Court.

IT IS ORDERED that Father shall pay to Mother as and for child support the sum of \$250.00 per month, plus \$5.00 per month as and for the Clearinghouse Handling Fee for a total of \$255.00, payable through the Support Payment Clearinghouse on the 1st day of each month, effective as of **April 1, 2011**, by Wage Assignment per the attached instructions.

LET THE RECORD REFLECT an Order of Assignment is initiated electronically by the above-named deputy clerk.

Until the wage assignment becomes effective, it is the responsibility of the party obligated to pay child support to pay the support to **Support Payment Clearinghouse, P. O. Box 52107, Phoenix, Arizona 85072-2107**. The payment should show the case number and/or ATLAS case number and the name of the party paying support and the name of the party who will receive the payment.

If payments are made directly to the person who is to receive the support, the payments may be considered a gift and no credit will be given towards the support obligation.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2010-002739

06/07/2011

Any change in the paying party's employment and any change in the residential address of either party **must** be submitted to the Clerk's Office, in writing, within ten (10) days of the change (A.R.S. 25-322(C)). Failure to notify the Clerk's Office of any change may be considered contempt of Court.

FILED: Exhibit Worksheet

IT IS FURTHER ORDERED signing this Minute Entry as a formal written order of the Court pursuant to Rule 81, *Arizona Rules of Family Law Procedure*.

/s/ Honorable Thomas L. LeClaire

THOMAS L. LeCLAIRE
SUPERIOR COURT JUDGE

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

Attachments:

BERNARD JONATHAN CONRIQUE: Non IV-D Payment Instructions, Current Employer Information