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FILED

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE 2008 NOV 17 PM 4:08

RICHARD R. ROOKER, CLERK

LAURA LYNN KERNS,	)	
	)	
PLAINTIFF,	)	
	)	
v.	)	NO. 08D-932
	)	NOTICE OF ENTRY REQUESTED
JOHN PHILLIP KERNS,	)	
	)	
DEFENDANT.	)	

Davidson County DEEDDIV
Recvd: 12/04/08 14:30 21 pg
Fees:107.00 Taxes:0.00
20081204-0117663

ORDER OF DIVORCE

This cause came on to be heard upon the 4th day of November, 2008, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court, upon the Wife's Complaint for Divorce, the Husband being duly notified of the Final Hearing and the Court noting his failure to appear. After hearing testimony of the Plaintiff, witnesses, pleadings, Exhibits, statement of counsel for the Plaintiff and the record as a whole, the Court finds that the Wife is hereby awarded a divorce on the grounds of inappropriate marital conduct, T.C.A. 36-4-102(a)(1), habitual drunkenness and use of narcotic drugs, pursuant to T.C.A. 36-4-101(10) and she is restored to all rights and privileges of an unmarried person.

The Court further finds that the Wife shall keep all personal property in her possession, including jewelry and furniture, free and clear of the Husband's interest. That the Husband shall keep whatever property he has in his possession free and clear of the Wife's interest.

The Court further finds that the Husband shall retain the 1993 Harley-Davidson Sportster, free and clear of the Wife's interest, and he is responsible for any indebtedness thereon and shall hold the Wife harmless thereon.

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The Court further finds that the Wife is divested of any interest in the 1999 Dodge Ram pickup truck, and re-invested in the Husband's name and the Husband is responsible for any indebtedness thereon and he shall hold the Wife harmless thereon.

The Court further finds that the Wife is awarded the 2001 Chrysler PT Cruiser, free and clear of the Husband's interest and the Wife shall be responsible for any indebtedness thereon and shall hold the Husband harmless thereon.

The Court further finds that the Wife is awarded the marital residence located at: 5168 Hunter's Point Lane, Hermitage, Tennessee 37076. The Husband is divested of any interest in the same and the real property is reinvested in the Wife in fee simple, free and clear of any interest of the Husband.

The Court further finds that the Wife shall be responsible for the mortgage note and shall hold the Husband harmless thereon.

The Court further finds that there is a debt owed to the Internal Revenue Service (IRS) in the approximate amount of Seventeen Thousand ($17,000.00) Dollars. The Court finds that this is the Husband's debt and the Husband shall be responsible for payment of the same and hold the Wife harmless thereon.

The Court further finds that if, in the event, the Wife files any separate income tax returns in the future and ~~it~~ any refund is intercepted by the Internal Revenue Service (IRS) for the past IRS debt of the Husband, then the Husband shall promptly reimburse the Wife for any amount of income tax ~~return~~ refund that is intercepted from her return.

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The Court further finds that the Husband has failed to abide by the previous Orders of the Court, of May 2, 2008. The Court finds that the Husband was Ordered to pay the house note in the amount of Eight Hundred Seventy-five Dollars and One Cent ($875.01) per month and that he has failed to abide by the Orders of the Court and the Wife is awarded a judgment against the Husband in the amount of Five Thousand Two Hundred Fifty Dollars and Six Cents ($5,250.06).

The Court further finds that the Husband was to pay the arrearage on the house to prevent foreclosure proceedings and he has failed to abide by the Orders of the Court of May 2, 2008 and the Wife is awarded a judgment against the Defendant in the amount of Two Thousand Five Hundred ($2,500.00) Dollars.

The Court further finds that at the *pendente lite* hearing May 2, 2008, child support was set at One Hundred Thirty-eight ($138.00) Dollars per week and the Husband has failed to make any payments on child support and that the arrearage as of November 1, 2008 is Three Thousand Five Hundred Eighty-eight ($3,588.00) Dollars and the Wife is awarded a judgment thereon.

The Court further finds that the Husband was Ordered to pay *pendente lite* alimony in the amount of Two Hundred ($200.00) Dollars per month and has not paid alimony *pendente lite* for six (6) months and she is awarded a judgment of One Thousand Two Hundred ($1,200.00) Dollars.

The Court further finds that the Wife is still in need of support since this was a long term marriage and that the Wife is awarded alimony *in futuro* against the Husband in the amount of Two Hundred ($200.00) Dollars per month until death or re-marriage.

The Court further finds that there is one (1) minor child born of this marriage, to wit: John Parker Kerns, d/o/b: 6/11/01 and the Court finds that the Wife should be the primary residential parent and the Court accepts the Wife's Proposed Parenting Plan attached hereto.

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The Court further finds that the Husband shall pay the Wife's attorney fees in the amount of Two Thousand ($2,000.00) Dollars, plus the costs of this cause, for which execution may issue if necessary.

It is **THEREFORE, ORDERED, ADJUDGED and DECREED**, that the Wife is awarded a divorce on the grounds of inappropriate marital conduct, habitual drunkenness and use of narcotic drugs, and is restored to all rights and privileges of an unmarried person.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Wife shall keep all personal property in her possession, including jewelry and furniture, free and clear of the Husband's interest and the Husband shall keep whatever property he has in his possession free and clear of the Wife's interest.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Husband shall retain the the 1993 Harley-Davidson Sportster, free and clear of the Wife's interest and he is responsible for any indebtedness thereon and hold the Wife harmless thereon.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Wife is divested of any interest in the 1999 Dodge Ram pickup truck and reinvested in the Husband's name only, and the Husband is responsible for any indebtedness thereon and he shall hold the Wife harmless thereon.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Wife is awarded the Chrysler PT Cruiser, free and clear of the Husband's interest and the Wife shall be responsible for any indebtedness thereon and shall hold the Husband harmless thereon.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Wife is awarded the real property located at: 5168 Hunter's Point Lane, Hermitage, Tennessee 37076 and the Husband is

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divested of any interest in the same and the real property is reinvested in the Wife, in fee simple, free and clear of any interest of the Husband, more particularly described as follows:

> Land in Davidson County, Tennessee being Lot No. 30-B, Zone Lot division of Lots 30 and 31, Hunters Point Subdivision of record in Plat Book 5200, Page 736, As amended in Book 6250, Page 774, Register's Office for said County, Tennessee, to which reference is hereby made for a more complete description

This is improved property known as: 5168 Hunters Point Lane, Hermitage, TN. 37076.

It is further, **ORDERED, ADJUDGED and DECREED,** that the Wife shall be responsible for the mortgage note and shall hold the Husband harmless thereon.

It is further, **ORDERED, ADJUDGED and DECREED**, that there is a debt owed to the Internal Revenue Service (IRS) in the approximate amount of Seventeen Thousand ($17,000.00) Dollars and the Court finds that this is the Husband's debt and the Husband shall be responsible for payment of the same and hold the Wife harmless thereon.

It is further, **ORDERED, ADJUDGED and DECREED**, if, in the event, the Wife files any separate income tax returns in the future and ~~it~~ any refund is intercepted by the Internal Revenue Service (IRS) for the past IRS debt, then the Husband shall promptly reimburse the Wife for any amount of income tax ~~return~~ refund that is intercepted from her return.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Husband has failed to abide by the previous Orders of the Court, of May 2, 2008 for payment of the house and the Wife is awarded a judgment against the Husband in the amount of Five Thousand Two Hundred Fifty Dollars and Six Cents ($5,250.06) for which execution may issue if necessary.

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It is further, **ORDERED, ADJUDGED and DECREED,** that the Husband was to pay the arrearage on the house to prevent foreclosure proceedings which he has failed to abide by the Orders of the Court of May 2, 2008 and the Wife is awarded a judgment against the Husband in the amount of Two Thousand Five Hundred ($2,500.00) Dollars, for which execution may issue if necessary.

It is further, **ORDERED, ADJUDGED and DECREED,** that the Husband failed to pay child support as Ordered by this Court at One Hundred Thirty-eight ($138.00) Dollars per week and there is an arrearage as of November 1, 2008 of Three Thousand Five Hundred Eighty-eight ($3,588.00) Dollars in which the Wife is awarded a judgement in the amount of Three Thousand Five Hundred Eighty-eight ($3,588.00) Dollars against the Husband, or which execution may issue if necessary.

It is further, **ORDERED, ADJUDGED and DECREED,** that the Husband was Ordered to pay *pendente lite* alimony in the amount of Two Hundred ($200.00) Dollars per month and is in arrears for six (6) months and the Wife is awarded a judgment against the Husband in the amount of One Thousand Two Hundred ($1,200.00) Dollars, for which execution may issue if necessary.

It is further, **ORDERED, ADJUDGED and DECREED,** that the total judgment in this Order for the combined arrearage of Twelve Thousand Five Hundred Thirty-eight Dollars and Six Cents ($12,538.06) shall be paid by the Husband at the rate of Two Hundred Fifty ($250.00) Dollars per month, by wage assignment through: The Central Child Support Receipting Unit, P.O. Box 305200, Nashville, Tennessee 37229 and payment shall be sent to the Mother: Laura Lynn Kerns, 5168 Hunter's Point Lane, Hermitage, Tennessee 37076.

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It is further, **ORDERED, ADJUDGED and DECREED,** that the Wife is awarded alimony *in futuro* against the Husband in the amount of Two Hundred ($200.00) Dollars per month until her death or re-marriage.

It is further, **ORDERED, ADJUDGED and DECREED,** that there is one (1) minor child born of this marriage, to wit: John Parker Kerns, d/o/b: 6/11/01 and the Court finds that the Wife shall be the primary residential parent and the Court accepts the Wife's Proposed Parenting Plan attached hereto.

It is further, **ORDERED, ADJUDGED and DECREED**, that the Husband shall pay child support in the amount of Seven Hundred Ninety-eight ($798.00) Dollars per month, or One Hundred Eighty-four Dollars and Fifteen Cents ($184.15) per week, by wage assignment.

If it finally, **ORDERED, ADJUDGED and DECREED**, that the Husband shall pay the Wife's attorney fees in the amount of Two Thousand ($2,000.00) Dollars, plus the costs of this cause, for which execution may issue if necessary.

ENTERED, this the 17th day of November, 2008.

JUDGE MURIEL ROBINSON

APPROVED FOR ENTRY:

Larry H. Hagar #11275
Attorney for Wife
509 Lentz Drive
Madison, TN 37115
(615) 865-5533

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded by U. S. Mail, postage prepaid, to the Defendant, at his last known address of:

John Phillip Kerns
14930 Lebanon Road
Old Hickory, TN 37138

on this the 14 day of Nov., 2008.

LARRY H. HAGAR

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FOURTH CIRCUIT

STATE OF TENNESSEE

DAVIDSON COUNTY

FILED
CIRCUIT COURT
2008 NOV -4 PM 1:52
RICHARD R. ROOKER, CLERK
D.C.

FILED
2008 MAR 28 PM 4:04
RICHARD R. ROOKER, CLERK
D.C.

PERMANENT PARENTING PLAN ORDER

PROPOSED AGREED ORDERED BY THE COURT

DOCKET NO. 08D-932

PLAINTIFF:	DEFENDANT:
LAURA LYNN KERNS	JOHN PHILLIPS KERNS
PLEASE TYPE FULL NAME OF PLAINTIFF	PLEASE TYPE FULL NAME OF DEFENDANT
Mother	Father

The mother and father will behave with each other and each child so as to provide a loving, stable, consistent and nurturing relationship with the child even though they are divorced. They will not speak badly of each other or the members of the family of the other parent. They will encourage each child to continue to love the other parent and be comfortable in both families.

This plan **X is a new plan**
modifies an existing Parenting Plan dated Type Date
modifies an existing Order dated Type Date

Child's Name	Date of Birth
JOHN PARKER KERNS	6/11/01

I. RESIDENTIAL PARENTING SCHEDULE

A. RESIDENTIAL TIME WITH EACH PARENT

The Primary Residential Parent is LAURA LYNN KERNS - MOTHER

Under the above schedule each parent will spend the following number of days with the children:

Mother 275 days Father 90 days

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B. DAY-TO-DAY SCHEDULE

The **mother** shall have responsibility for the care of the child or children except at the following times when the other parent shall have responsibility:

From **Friday 6:00 p.m.** to **Sunday 6:00 p.m.** **every other week** ME

other: Enter Other Day and Time Supervised by paternal grandparents.

The other parent shall also have responsibility for the care of the child or children at the additional parenting times specified below:

From Enter Additional Start Day and Time to Additional Other End Day and Time

every week every other week other: Enter Additional Information

This parenting schedule begins Please Enter Start Date **or** date of the Court's Order.

C. HOLIDAY SCHEDULE AND OTHER SCHOOL FREE DAYS

Indicate if child or children will be with parent in ODD or EVEN numbered years or EVERY year:

	MOTHER	**FATHER**
New Year's Day	Even	Odd
Easter Day (unless otherwise coinciding with Spring Vacation)	Even	Odd
Passover Day (unless otherwise coinciding with Spring Vacation)		
Mother's Day	Every	
Memorial Day (if no school)	Odd	Even
Father's Day		Every
July 4th	Even	Odd
Labor Day	Odd	Even
Halloween		
Thanksgiving Day & Friday	Even	Odd
Children's Birthdays	Every 1/2 day	Every 1/2 day
Mother's Birthday	Every	
Father's Birthday		Every
Other: Enter Any Other Special Days		

A holiday shall begin at 6:00 p.m. on the night preceding the holiday and end at 6:00 p.m. the night of the holiday, unless otherwise noted here Please enter other holiday start time.

D. FALL VACATION (*If applicable*) **N/A**

The day to day schedule shall apply except as follows Enter Exception beginning Enter Date.

Copy

E. WINTER (CHRISTMAS) VACATION

The father shall have the child or children for the first period from the day school dismisses until December 24th at 9 a.m./p.m. even/odd year. The mother shall have the child or children for the second period from December 24th at 9 a.m./p.m. until the evening before school returns.

The parties will alternate the Christmas Vacation schedule.

Other agreement of the parents: Please Enter Other Parental Agreements

F. SPRING VACATION (*If applicable*)

The day-to-day schedule shall apply except as follows **The mother and father shall share or alternate Spring Break as follows: Mother in even years, and Father in odd years**

G. SUMMER VACATION

The day-to-day schedule shall apply except as follows:
Father shall have three (3) weeks visitation as follows:
(1) week in June, July and August

Is written notice required? **No.** If so, _____ number of days.

H. TRANSPORTATION ARRANGEMENTS

The place of meeting for the exchange of the child or children shall be:
The Father will pick up the minor child at the Mother's residence and return the minor child to the Mother's residence.
Payment of long distance transportation costs *(if applicable)*: mother father both equally.
Other arrangements: Please Type Other Arrangements
If a parent does not possess a valid driver's license, he or she must make reasonable transportation arrangements to protect the child or children while in the care of that parent.

I. SUPERVISION OF PARENTING TIME *(If applicable)*

Check if applicable: To be supervised by Father's parents, Robert and Wanda Kerns, at their residence located at: 4101 Helena Bay Court, Hermitage, TN 37076

Supervised parenting time shall apply during the day-to-day schedule as follows:

Place: Type Location of Parenting Time.
Person or organization supervising: Type Person or Organization Supervising.
Responsibility for cost, if any: mother father both equally.

Copy

J. OTHER

MR

The following special provisions apply: Father is restrained from using alcohol during any visitation with child.

~~Neither parent shall consume excessive alcohol or mood altering drugs while the child is in their possession. Father agrees to avoid the consumption and/or possession of alcohol on his person or in the household while the child is in his care and custody. Father further agrees to restrict any other person(s) from the possession and/or consumption of alcohol in the presence or household of the child.~~

No use of illegal drugs anytime. MR

II. DECISION-MAKING

A. DAY-TO-DAY DECISIONS

Each parent shall make decisions regarding the day-to-day care of a child while the child is residing with that parent, including any emergency decisions affecting the health or safety of a child.

B. MAJOR DECISIONS

Major decisions regarding each child shall be made as follows:

Educational decisions	**mother**	father	joint
Non-emergency health care	**mother**	father	joint
Religious upbringing	**mother**	father	joint
Extracurricular activities	**mother**	father	joint

III. FINANCIAL SUPPORT

A. CHILD SUPPORT

Father's gross monthly income is $ **3,666.66** .
Mother's gross monthly income is $ **1,833.33** .

1. The final child support order is as follows:
   The **father** shall pay to the other parent as regular child support the sum of $ **748.00** **monthly** .

The Child Support Worksheet shall be attached to this Order as an Exhibit.*

If this is a deviation from the Child Support Guidelines, explain why: Please Type Reason For Deviation.

2. Retroactive Support: A judgment is hereby awarded in the amount of $Please Type Amount of Retroactive Child Support to mother father against the child support payor representing retroactive support required under Section 1240-2-4.06 of the D.H.S. Income Shares Child Support Guidelines dating from Please Type Date of Child Support Start which shall be paid (including pre/post judgment interest) at the rate of $Please Type Rate of Payment per week — month - twice per month - -every two weeks until the judgment is paid in full.

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3. Payments shall begin on the 5th day of November, 2008.

This support shall be paid:

to the: **Central Child Support Receipting Unit, P.O. Box 305200, Nashville, Tennessee, 37229,**

and sent to the **Mother** at:

Laura Lynn Kerns
5168 Hunter's Point Lane
Hermitage, TN 37076

A Wage Assignment Order ~~is attached to this Parenting Plan.~~
by direct deposit to the other parent at Please Type Name of Bank Bank for deposit in account no. Please Type Account Number.

The parents acknowledge that court approval must be obtained before child support can be reduced or modified.

B. FEDERAL INCOME TAX EXEMPTION·

The **mother** is the parent receiving child support.

The **Mother** shall claim the following children: **John Parker Kerns**

The Father shall claim the following children: _____

The mother father may claim the exemptions for the child or children so long as child support payments are current by the claiming parent on January 15 of the year when the return is due. The exemptions may be claimed in: each year other: Please Type Other Information.

The mother father will furnish IRS Form 8332 to the parent entitled to the exemption by February 15th of the year the tax return is due.

C. PROOF OF INCOME AND WORK-RELATED CHILD CARE EXPENSES

Each parent shall send proof of income to the other parent for the prior calendar year as follows:

- IRS Forms W-2 and 1099 shall be sent to the other parent on or before April 15. (Or August 15 is an extension is sought)
- A copy of his or her federal income tax return shall be sent to the other parent on or before April 15 or any later date when it is due because of an extension of time for filing.

· NOTE: The child support schedule assumptions in the guidelines (140-2-4-.03 (6)(b)) assume that the parent receiving the child support will get the tax exemptions for the child.

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- The completed form required by the Department of Human Services shall be sent to the Department on or before the date the federal income tax return is due by the parent paying child support. *This requirement applies only if a parent is receiving benefits from the Department for a child.*

The parent paying work-related child care expenses shall send proof of expenses to the other parent for the prior calendar year, and an estimate for the next calendar year, on or before February 15.

D. HEALTH AND DENTAL INSURANCE

Reasonable health insurance on the **child** or children will be:
maintained by the Father

Proof of continuing coverage shall be furnished to the other parent annually or as coverage changes. The parent maintaining coverage shall authorize the other parent to consult with the insurance carrier regarding the coverage in effect.

Uncovered reasonable and necessary medical expenses, which may include but is not limited to, deductibles or co-payments, eyeglasses, contact lens, routine annual physicals, and counseling will be paid by mother father pro rata in accordance with their incomes. After insurance has paid its portion, the parent receiving the bill will send it to the other parent within ten days. The other parent will pay his or her share within 30 days of receipt of the bill.

If available through work, the mother father shall maintain dental, orthodontic, and optical insurance on the min or child or children.

E. LIFE INSURANCE *(Required for parent paying child support)*

The **both parties shall insure his/her own life** in the minimum amount of **$50,000** by whole life or term insurance. Until the child support obligation has been completed, each policy shall name the following as sole irrevocable primary beneficiary: the other parent **the other parent, as trustee for the benefit of the children, to serve without bond or accounting**, other :Please Type Other Information.

IV.PRIMARY RESIDENTIAL PARENT (CUSTODIAN) FOR OTHER LEGAL PURPOSES

The child or children are scheduled to reside the majority of the time with the ✓mother - - father. This parent is designated as the primary residential parent also known as the custodian, **SOLELY** for purposes of any other applicable state and federal laws. If the parents are listed in Section II as joint decision-makers, then, for purposes of obtaining health or other insurance, they shall be considered to be joint custodians. THIS DESIGNATION DOES NOT AFFECT EITHER PARENT'S RIGHTS OR RESPONSIBILITIES UNDER THIS PARENTING PLAN.

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V. DISAGREEMENTS OR MODIFICATION OF PLAN

Should the parents disagree about this Parenting Plan or wish to modify it, they must make a good faith effort to resolve the issue by the process selected below before returning to Court. *Except for financial support issues including child support, health and dental insurance, uncovered medical and dental expenses, and life insurance*, disputes must be submitted to:

Mediation by a neutral party chosen by the parents or the Court
Arbitration by a neutral party selected by parents or the Court.
The Court DUE TO ORDER OF PROTECTION OR RESTRICTIONS.

The costs of this process may be determined by the alternative dispute process or may be assessed by the Court based upon the incomes of the parents. It must be commenced by notifying the other parent and the Court by written request certified mail other: Please Type Other Information

In the dispute resolution process:

A. Preference shall be given to carrying out this Parenting Plan.
B. The parents shall use the process to resolve disputes relating to implementation of the Plan.
C. A written record shall be prepared of any agreement reached, and it shall be provided to each parent.
D. If the Court finds that a parent willfully failed to appear without good reason, the Court, upon motion, may award attorney fees and financial sanctions to the prevailing parent.

VI.RIGHTS OF PARENTS

Under T.C.A. § 36-6-101 of Tennessee law, both parents are entitled to the following rights:

(1) The right to unimpeded telephone conversations with the child at least twice a week at reasonable times and for reasonable durations;
(2) The right to send mail to the child which the other parent shall not open or censor;
(3) The right to receive notice and relevant information as soon as practicable but within twenty-four (24) hours of any event of hospitalization, major illness or death of the child;
(4) The right to receive directly from the child's school any school records customarily made available to parents. (The school may require a written request which includes a current mailing address and upon payment of reasonable costs of duplicating.) These include copies of the child's report cards, attendance records, names of teachers, class schedules, and standardized test scores;
(5) The right to receive copies of the child's medical health or other treatment records directly from the physician or health care provider who provided treatment or health care. (The keeper of the records may require a written request which contains a current mailing address and the payment of

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reasonable costs of duplication.) No person who receives the mailing address of a parent as a result of this requirement shall provide such address to the other parent or a third person;

(6) The right to be free of unwarranted derogatory remarks made about the parent or his or her family by the other parent to the child or in the presence of the child;

(7) The right to be given at least forty-eight (48) hours notice, whenever possible, of all extra-curricular activities, and the opportunity to participate or observe them. These include the following: school activities, athletic activities, church activities and other activities where parental participation or observation would be appropriate;

(8) The right to receive from the other parent, in the event the other parent leaves the state with the minor child or children for more than two (2) days, an itinerary including telephone numbers for use in the event of an emergency;

(9) The right to access and participation in education on the same basis that is provided to all parents. This includes the right of access to the child for lunch and other activities. However, participation or access must be reasonable and not interfere with day-to-day operations or with the child's educational performance.

VII. NOTICE REGARDING PARENTAL RELOCATION

The Tennessee statute (T.C.A. § 36-6-108) which governs the notice to be given in connection with the relocation of a parent reads in pertinent part as follows:

If a parent who is spending intervals of time with a child desires to relocate outside the state or more than one hundred (100) miles from the other parent within the state, the relocating parent shall send a notice to the other parent at the other parent's last known address by registered or certified mail. Unless excused by the court for exigent circumstances, the notice shall be mailed not later than sixty (60) days prior to the move. The notice shall contain the following:

(1) Statement of intent to move;
(2) Location of proposed new residence;
(3) Reasons for proposed relocation; and
(4) Statement that the other parent may file a petition in opposition to the move within thirty (30) days of receipt of the notice.

VIII. PARENT EDUCATION CLASS

This requirement has been fulfilled by both parents ✓mother father neither.

Failure to attend the parent education class within 60 days of this order is punishable by contempt.

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Under penalty of perjury, we declare that this plan has been proposed in good faith and is in the best interest of each minor child and that the statements herein and on the attached child support worksheets are true and correct. ***(A notary public is required if this is a proposed plan by one parent rather than one agreed by both parents.)***

Laura Lynn Rhea 3-24-08

Mother Date and Place Signed

Sworn to and subscribed before me this 25th day of March, 2008.

My commission expires: _____ Linda M. Potts

Notary Public

LINDA M. POTTS STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON

My Commission Expires Nov. 22, 2010

_____ _____

Father Date and Place Signed

Sworn to and subscribed before me this _____ day of _____, 20____.

My commission expires: _____ _____

Notary Public

APPROVED FOR ENTRY:

Name of Mother's Attorney	*Name of Father's Attorney*
Larry H. Hagar, Attorney for Father	
Address	*Address*
509 Lentz Drive	
Address	*Address*
Madison, TN 37115	
Phone and BPR Number	*Phone and BPR Number*
(615) 865-5533 ext. 3	

Note: The judge may sign below or, instead, sign a Final Decree or a separate Order incorporating this plan.

COURT COSTS (If Applicable)

Court costs, if any, are taxed as follows: Enter How Court Costs Will Be Taxed.

It is so ORDERED this the 4th day of April, 2008.

Judge

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Effective as of 9/11/2006

State of Tennessee - Department of Human Services

Child Support Worksheet

2/12/2008 - 2:05 PM

FILED
PRP ARP SPLIT
2008 MAR 28 PM 4:04
RICHARD ROOKER, CLERK
D.C.

FILED
2008 NOV -4 PM 1:52
RICHARD ROOKER, CLERK
D.C.

Part I. Identification

Indicate the status of each parent or caretaker by placing an "X" in the appropriate column

Name of Mother: laura kerns X
Name of Father: john kerns
Name of non-parent Caretaker:
TCSES case #:
Docket #: 080-932
Court name: davidson circuit

Name(s) of Child(ren)	Date of Birth	Days with Mother	Days with Father	Days with Caretaker
john kerns	6/11/2001	275		

Part II. Adjusted Gross Income

			Mother \ Column A	Father \ Column B	Nonparent Caretaker \ Column C
	1	Monthly Gross Income	$ 1,833.33	$ 3,666.66	
	1a	Social Security benefit for child	+	+	
Use Credit Worksheet	1b	Self-employment tax paid	-	-	
to calculate line items	1c	Subtotal	1,833.33	3,666.66	
1d - 1e	1d	Credit for in-home children	- 0.00	- 0.00	
	1e	Credit for not-in-home children	- 0.00	- 0.00	
	2	Adjusted Gross Income (AGI)	$ 1,833.33	$ 3,666.66	
	2a	Combined Adjusted Gross Income	$5,499.99		
	3	Percentage Share of Income (PI)	33%	67%	

Part III. Parents' Share of BCSO

	4	BCSO allotted to primary parent's household	$ 860.00	$ 0.00	$ 0.00
	4a	Share of BCSO owed to primary parent	$ 0.00	$ 576.20	
	5	Each parent's average parenting time	N/A	N/A	
	5a	Equal parenting time	N/A	N/A	
	6	Parenting time adjustment	$ N/A	$ N/A	
	7	Adjusted BCSO	$ 0.00	$ 576.20	

Part IV. Additional Expenses

		Mother \ Column A	Father \ Column B	Nonparent Caretaker \ Column C
8a	Children's portion of health insurance premium	$	$ 87.00	$
8b	Recurring uninsured medical expenses	$	$	$
8c	Work-related childcare - Payroll Deducted	$	$	$
8d	Work-related childcare - Non-Payroll Deducted	$ 300.00	$	$
9	Total additional expenses	$ 300.00	$ 87.00	$ 0.00
10	Share of additional expenses owed	$ 28.71	$ 201.00	
11	Adjusted Support Obligation (ASO)	$ 28.71	$ 777.20	

** Reminder - Line 8d expenses are to be paid by the child's PRP or either parent in a 50-50 situation.

Part V. Presumptive Child Support Order

		OBLIGATION		
12	Presumptive Child Support Order (PCSO)	$ 0.00	$ 748.00	

* Enter the difference between the greater and smaller numbers from Line 11.

Low Income? N (N=15% Y=7.5%)
Current Order Flat %? N (N / Y)

Modification of Current Child Support Order

13a	Current child support order amount for the obligor parent	$	$	
13b	Amount required for significant variance to exist	$ 0.00	$ 0.00	
13c	Actual variance between current and presumptive child support orders	$ 0.00	$ 0.00	

Part VI. Deviations and FCSO

Deviations must be substantiated by written findings in the Child Support Order

14	Deviations (Specify):	$	$	
15	Final Child Support Order (FCSO)	$ 0.00	$ 748.00	
16	FCSO adjusted for SS benefit, Line 1a, Obligor's column.	$ 0.00	$ 748.00	

Comments, Calculations, or Rebuttals to Schedule

Preparer's Use Only

Name: larry hagar Date: 2/12/2008
Title: attorney

Copy

CERTIFICATE OF SERVICE

DOCKET NO. 08D932

Pursuant to Rule 58(3) of the Tennessee rules of Civil Procedure, I hereby certify I have mailed a copy of the foregoing Judgment to the parties/counsel listed below, on this 20TH day of NOVEMBER, 2008.

RICHARD R. ROOKER, Circuit Court Clerk

BY: _____

Deputy Clerk

LARRY H. HAGAR, ATTORNEY
509 LENTZ DR.
MADISON, TN 37115

JOHN PHILLIP KERNS
14930 LEBANON RD.
OLD HICKORY, TN 37138

STATE OF TENNESSEE

I, **RICHARD R. ROOKER,** Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the order heretofore entered in the FOURTH Circuit Court for Davidson County, Tennessee, on the 17 day of NOVEMBER , 2008 , in the Case Number 08D932 between KERNS,LAURA LYNN Plaintiff, and KERNS, JOHN PHILLIP Defendant, as same remains of record in the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 26 day of NOVEMBER in the year two thousand eight and in the 232nd year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

