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RICHARD R. ROOKER, CLERK
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IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

EXEBIA KAMUTUANDI GONEKE,

Original Plaintiff/
Counter Defendant,

VS.

GILBERT T. GONEKE,

Original Defendant/
Counter Plaintiff.

No. 07D-1401

BILL GARRETT, Davidson County
Trans:T20110010606 DEEDDIV
Recvd: 02/22/11 09:57 25 pgs
Fees:127.00 Taxes:0.00
20110222-0014325

AMENDED FINAL DECREE

This cause came on to be heard on the 21st day of June, 2010 and on the 6th day of August, 2010, before the Honorable Joe P. Binkley, Jr., Judge of the Fifth Circuit Court for Davidson County, Tennessee, upon the sworn Complaint for absolute divorce filed on May 14, 2007 by the Original Plaintiff, Exebia Kamutuandi Goneke. The Original Defendant, Gilbert T. Goneke, was personally served with process on May 19, 2007. Mr. Goneke also filed an Answer and Counter-Complaint for absolute divorce, and Ms. Goneke filed an Answer to his Counter Complaint. After testimony of the parties and their corroborating witnesses, the Court finds and

it is therefore ORDERED as follows:

1. **Divorce** As per Tennessee Code Annotated § 36-4-129, the parties are granted a divorce based upon stipulated grounds and the bonds of matrimony

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heretofore existing between the parties are forever and perpetually dissolved.

2. **Alimony** There is no award of alimony to either party.

3. **Child Custody, Parenting Time and Support** Ms. Goneke shall be the primary residential parent. The parties' parenting time and child support obligation are delineated in the attached Parenting Plan.

4. **Household Furniture and Other Personal Property** The parties have previously divided their personal property, and each party will maintain the personal property presently in their possession.

5. **Automobiles**

   a. The parties' 2006 Dodge Charger vehicle which was primarily driven by Ms. Goneke was surrendered to the lienholder Capitol One Auto Finance when Ms. Goneke filed a Chapter 7 bankruptcy petition. Ms. Goneke was granted a discharge under 11 U.S.C. § 727 by United States Bankruptcy Judge Keith M. Lundin on February 10, 2010. Since Mr. Goneke failed to provide the necessary documentary proof of the remaining debt associated with the 2006 Dodge Charger vehicle as per the Court's instructions during the initial proceeding for this case on

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April 22, 2010, Mr. Goneke shall be responsible for that remaining debt.

b. Mr. Goneke shall be awarded the 2000 Ford Mustang GT and the 2002 Nissan Altima vehicles and he shall assume and pay the entire indebtedness owing on each and shall hold Ms. Goneke harmless for these debts.

6. **Real Property**

a. Ms. Goneke shall be awarded all right, title and interest in the marital residence located at 3113 Ponyridge Way, Antioch, Tennessee 37013. All right, title and interest that Mr. Goneke has to this real property is hereby divested from him completely and shall be vested solely in the name of Ms. Goneke. Ms. Goneke shall assume and pay the outstanding indebtedness owing to Countrywide Home Loans, Payment Processing, PTX-B36, P.O. Box 660-694, Dallas, Texas 75266-0694, in the monthly amount of $1,580.73, and she shall hold Mr. Goneke harmless. This real property is more particularly described as follows:

Land in Davidson County, Tennessee, being Lot No. 194 on the Plan of Summerfield Village Three, a Planned Unit Development, of record in Instrument Number 20001006-0099706, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a complete and accurate description of said lot.

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Being the same property conveyed to Exebia Goneke by deed from Capitol Homes, Inc., a Tennessee corporation, dated March 19, 2004, of record in Instrument No: 20040331-0035978.

b. Mr. Goneke shall be awarded all right, title and interest in the two rental properties located at 3535 Bell Road, #909, Nashville, Tennessee and 2560 Johnson Ridge Road, Nashville, Tennessee. All right, title and interest that Ms. Goneke has to these real properties is hereby divested from her completely and shall be vested solely in the name of Mr. Goneke. Mr. Goneke shall assume and pay the outstanding indebtedness owing on said real properties and he shall hold Ms. Goneke harmless. Mr. Goneke shall make the payments on the Bell Road property to Countrywide Home Loans, Payment Processing, PTX-B36, P.O. Box 660-694, Dallas, TX 75266-0694, in the monthly amount of $763.87. Mr. Goneke shall make the payments on the Johnson Ridge Road property to ERA Mortgage, Mortgage Service Center, P.O. Box 0112, Palatine, IL 60055-0112, in the monthly amount of $1,279.01. The real properties are more particularly described as follows:

-3535 Bell Road, #909, Nashville, Tennessee: Land in Davidson County, Tennessee, being Unit No. 909 in Williams Bend Townhomes, a Private Element Horizontal Property Regime,

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located on Bell Road, Nashville, Davidson County, and described in a Declaration of Covenants, Conditions and Restrictions for Williams Bend Townhomes, a Horizontal Property Regime with Private Elements, of record in Instrument No. 20021216-0154761, First Supplementary of record in Instrument No: 20030529-0072377 and Second Supplementary of record in Instrument No: 20030930-0144058, Register's Office for Davidson County, Tennessee, to which reference is hereby made. The easements, restrictive covenants, conditions, and regulations imposed upon and relating to the units, property, co-owners and tenants of Williams Bend Townhomes, a Private Element Horizontal Property Regime, contained in said Declaration, the Plan filed as Exhibit C to said Declaration appearing in Instrument No. 20021216-0154761, and By-Laws appended thereto, are incorporated in this Deed by reference and made a part hereof the same as though copied herein.

Being the same property conveyed to Gilbert T. Goneke by deed from 70 South Associates, LLC, a Tennessee limited liability company dated March 31, 2005, of record in Instrument No. 20050404-0036513, Register's Office of Davidson County, Tennessee.

-2560 Johnson Ridge Road, Nashville, Tennessee: Land in Davidson County, Tennessee, being Lot No. 44 on the Plan of Oakwood Subdivision, Phase 6, Section 2, of record in Book 7900, page 626, Register's Office for Davidson County, Tennessee, to which plan reference is made for a more complete description.

Being the same property conveyed to Gilbert T. Goneke by deed from Rose Goneke, of record in Instrument No. 20050609-0065867.

7. **Tax Exempt Status** The transfers of these appreciated properties between spouses in connection with this divorce is not a sale or exchange or other disposition, but represents an equitable division of property between co-owners.

8. **Other Debts** Mr. Goneke shall assume and pay the following

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debts in a timely manner and he shall further hold Ms. Goneke harmless for these debts. There shall also be no late payments of these debts by Mr. Goneke.

a. HSBC debt

b. All past due utilities.

c. Citibank credit card (with a balance of approximately $4,900.00)

d. Household bank credit card

Ms. Goneke shall assume and pay the Citibank Credit Card (with an approximate balance of $3,000) and she shall further hold Mr. Goneke harmless for this debt. There shall also be no late payments of this debt by Ms. Goneke.

The parties shall equally divide the indebtedness to Providian. Ms. Goneke shall forward a check in the amount of $850.00 to Providian for the payment of her one-half share.

9. **Pension and Retirement Plans** Each party shall maintain their own pension and retirement plans, exclusive of the other.

10. **Bankruptcy Abuse, Prevention and Consumer Protection Act of 2205** Pursuant to the Bankruptcy Abuse, Prevention and Consumer Protection Act of 2205, the various payments and obligations contained in this Final Decree are in the nature of a domestic support obligation and, therefore, are intended to

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be non-dischargeable.

11. **Agreed Court Order Entered December 10, 2007** A prior Agreed Order which was entered on September 10, 2007 from a scheduled hearing on August 3, 2007 not only set Mr. Goneke's temporary monthly child support of $607, but also required Mr. Goneke to pay an additional $300 per month as his payment toward the mortgage on the marital residence at 3113 Ponyridge Way, Antioch, Tennessee 37013. As a result of a failure of communication between Mr. Goneke and his attorney of record at that time, Mr. Goneke was unaware of this additional obligation. Since equitable principles apply to all divorce proceedings, even though the monetary amounts are not equal, the Court finds that it is equitable that there be a set-off. Mr. Goneke will not be required to pay Ms. Goneke the additional $300 per month which has an accumulated arrearage of $10,200.00, and Ms. Goneke will not be required to pay Mr. Goneke the $7,414.00 to equalize the division of the parties' real estate.

12. **Pendente Lite Child Support** The child support worksheet which was attached to the pendente lite Order entered September 10, 2007 failed to include an amount for the cost of child care, and since this error should have been remedied as

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soon as it was discovered, the result of this omission created an $11,652.00 child support arrearage. Since equitable principles apply to all divorce proceedings, the Court finds that it is equitable for this child support arrearage to be divided equally between the parties. One-half of the arrearage in the amount of $5,826.00 is hereby assessed against Mr. Goneke; however, payment of this obligation shall be stayed. This stay shall remain in effect as long as Mr. Goneke does not violate any provisions of this Amended Final Decree and/or the attached Court Ordered Permanent Parenting Plan. This stay shall remain in effect for one year, and if not violated, this stay shall automatically be renewed each year. This stay order shall continue until the youngest child attains his 18th birthday or graduates from high school with his class, whichever event occurs last. If Mr. Goneke violates any of the provisions of the Amended Final Decree and/or the attached Court ordered Permanent Parenting Plan, this stay will be lifted, and the judgment shall become enforceable.

13. **Past Unpaid Medical Expenses** There are a total of $1,656.69 of the minor children's uninsured medical expenses, which Ms. Goneke has paid. Mr. Goneke shall pay to Ms. Goneke one-half of these uninsured medical expenses in the amount of $828.35

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at the rate of $50 per month beginning September 1, 2010.

14. **Attorneys' Fees** Each party shall be responsible for their own attorney's fees.

15. **Ms. Goneke's Maiden Name** Ms. Goneke may resume the use of her maiden name of "Exebia Kamutaundi".

16. **Court Costs** Mr. Goneke shall pay the court costs, for which execution may issue if necessary.

JUDGE JOE P. BINKLEY, JR.

cc: Ruth R. Murphy, Esq.
4811 Lebanon Pike, Suite 106
Hermitage, TN 37076

Price R. Nimmo, Esq.
315 Deaderick Street, Suite 100
Nashville, TN 37238

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STATE OF TENNESSEE	FIFTH CIRCUIT COURT *(Must be completed)*	DAVIDSON COUNTY *(Must be completed)* 2010 SEP -7 AM 10:52
AMENDED PERMANENT PARENTING PLAN ORDER ☐ PROPOSED ☐ AGREED ☒ ORDERED BY THE COURT		FILE NO. 07D-1401 DIVISION IV

PLAINTIFF *(Name: First, Middle, Last)*	DEFENDANT *(Name: First, Middle, Last)*
EXEBIA KAMUTUANDI GONEKE	GILBERT T. GONEKE
☒ Mother ☐ Father	☐ 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
- ☐ is a new plan.
- ☒ modifies an existing Parenting Plan dated August 21, 2010.
- ☐ modifies an existing Order dated _____.

Child's Name	Date of Birth
Margaret Anese Goneke	5/04/99
Stanley Devante Goneke	5/02/00

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I. RESIDENTIAL PARENTING SCHEDULE

A. RESIDENTIAL TIME WITH EACH PARENT

The Primary Residential Parent is Mother.

Under the schedule set forth below, each parent will spend the following number of days with the children:

Mother 254 days Father 111 days.

B. DAY-TO-DAY SCHEDULE

The ☒ mother ☐ father 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 at 6:00 p.m. to Sunday at 6:00 p.m.

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☐ every week ☒ every other week ☐ other: _____.

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

From Wednesday at 6:00 p.m. to Wednesday at 8:00 p.m.

☐ every week ☒ every other week ☐ other: _____.

This parenting schedule begins ☐ _____ ***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
Martin Luther King Day	Odd	Even
Presidents' Day	Even	Odd
Easter Day(unless otherwise coinciding with Spring Vacation)	Odd	Even
Passover Day(unless otherwise coinciding with Spring Vacation)	N/A	N/A
Mother's Day	Every	None
Memorial Day (if no school)	Odd	Even
Father's Day	None	Every
July 4th	Even	Odd
Labor Day	Odd	Even
Halloween	N/A	N/A
Thanksgiving Day & Friday	Share Even years: 8:00 a.m.–2:00 p.m. Odd years: 2:00 p.m. –8:00 p.m.	Share Odd years: 8:00 a.m.–2:00 p.m. Even years: 2:00 p.m.–8:00 p.m.
Children's Birthdays	Even	Odd
Mother's Birthday	Every	None
Father's Birthday	None	Every

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: _____

D. FALL VACATION (*If applicable*)

The day-to-day schedule shall apply, except: The Husband shall have visitation during the Fall vacation in odd years.

E. WINTER (CHRISTMAS) VACATION

The ☒ *mother* ☐ *father shall have the child or children for the first period from the day and time school is dismissed until December 25th at 3:00 p.m. every year. The other parent will have the children for the second period from the day and time indicated above until 6:00 p.m. on the evening before school resumes.*

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F. SPRING VACATION *(If applicable)*
The day-to-day schedule shall apply, except: The Husband shall have visitation during the Fall vacation in even years.

G. SUMMER VACATION
The day-to-day schedule shall apply, except: The Father shall have two non-consecutive weeks in June and two non-consecutive weeks in July. Visitation shall be scheduled in accordance with the above holiday schedule to include 4th of July. For Example if Mother has 4th of July in even years. Father shall receive 2nd and 4th weeks in June and the 2nd and 4th weeks in July. At no point shall any summer visitation be scheduled where parenting time will be during consecutive weeks.

H. TRANSPORTATION ARRANGEMENTS
The Father shall pick up and deliver the children to the Mother's residence for his parenting time.

The place of meeting for the exchange of the child shall be at the Mother's residence.

Payment of long distance transportation costs shall be paid by (if the Mother moves greater than a 10 mile radius from her current residence) *(if applicable)*: ☐ mother ☐ father ☒ both equally.

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)*
Not applicable.

J. OTHER
The following special provisions apply:

- Neither parent will administer corporal punishment nor threaten to.
- When the Father has parenting time with the children which extends past five o'clock (5:00) p.m., the Father shall provide dinner during that parenting time.

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

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Non-emergency health care	☐ mother	☐ father	☒ joint
Religious upbringing	☐ mother	☐ father	☒ joint
Extracurricular activities	☐ mother	☐ father	☒ joint

*Unless later determined by Court not to be in the best interests of the children.

III. FINANCIAL SUPPORT

A. CHILD SUPPORT

Father's gross monthly income is $ 4189.33.
Mother's gross monthly income is $ 5203.45.

1. The final child support order is as follows:
   a. The ☐ mother ☒ father shall pay to the other parent as regular child support the sum of $758.00 ☒ 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: ____

2. Retroactive Support: A judgment is hereby awarded in the amount of $_____ 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 _____ which shall be paid (including pre/post judgment interest) at the rate of $_____ per ☐ week ☐ month ☐ twice per month ☐ every two weeks until the judgment is paid in full.

3. Payments shall begin on the 1st day of May, 2010.

This support shall be paid:

☐ directly to the other parent.
☒ to the Central Child Support Receipting Unit, P. O. Box 305200, Nashville, Tennessee 37229, and sent from there to the other parent at: 3113 Ponyridge Way, Antioch, TN 37013.
A Wage Assignment Order is attached to this Parenting Plan
☐ by direct deposit to the other parent at _____ Bank for deposit in account no. _____.
☐ income assignment not required;
Explanation:_____.

The parents acknowledge that court approval must be obtained before child support can be reduced or modified.
*Child Support Worksheet can be found on DHS website at http://www.state.tn.us/humanserv/is/incomeshares.htm or at your local child support offices.

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B. FEDERAL INCOME TAX EXEMPTION*

The ☒ mother ☐ father is the parent receiving child support.

The Mother shall claim the following children: Margaret Anese Goneke and Stanley Devante Goneke (as long as the deduction is of benefit to Mother)

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: ☐ alternate years starting Type Start Date ☐ each year ☐ other: Please Type Other Information.

The ☐ mother ☒ father will furnish IRS Form 8332 to the parent entitled to the exemption by February 15 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 February 15.
- 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.
- 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 mother
☐ maintained by the father
☐ maintained by both

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.

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* NOTE: The child support schedule assumptions in the guidelines (1240-2-4-.03 (6)(b)) assume that the parent receiving the child support will get the tax exemptions for the child.

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Uncovered reasonable and necessary medical expenses, which may include but is not limited to, deductibles or co-payments, eyeglasses, contact lens, orthodontic, routine annual physicals, and counseling will be paid by ☐ mother ☐ father ☒ split between the parties. 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 minor child or children.

E. LIFE INSURANCE

If agreed upon by the parties, the ☐ mother ☐ father ☒ both shall insure his/her own life in the minimum amount of $50,000.00 by whole life or term insurance. Until the child support obligation has been completed, each policy shall name the child/children as sole irrevocable primary beneficiary, with: ☒ the other parent, or ☒ any blood relative as trustee for the benefit of the child(ren), to serve without bond or accounting.

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.

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

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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) Unless otherwise provided by law, 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 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;

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(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.

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.)*

_____ _____

Mother Date and Place Signed

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

My commission expires:_____ _____

Notary Public

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Father

Date and Place Signed

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

My commission expires:_____

Notary Public

APPROVED FOR ENTRY:

Ruth R. Murphy # 024628
Attorney for Mother
4811 Lebanon Pike, Suite 106
Address
Hermitage TN 37076
Address
615-883-2332
Phone and BPR Number

Price R. Nimmo, # 2253
Attorney for Father
315 Deaderick Street, Suite 100
Address
Nashville, TN 37238
Address
615-244-2244
Phone and BPR Number

Note: The judge or chancellor 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:

The Husband shall pay the Court costs, for which execution may issue if necessary.

It is so ORDERED this the _____ day of _____, _____.

Honorable Judge Joe Binkley, Jr.

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RICHARD R. ROOKER, CLERK

State of Tennessee - Child Support Worksheet

Part I. Identification

Indicate the status of each parent or caretaker by placing an "X" in the appropriate column			SP	ARP	SPLIT
	Name of Mother:	Exebia Goneke	X		
	Name of Father:	Gilbert Goneke		X	
	Name of non-parent Caretaker:				
	TCSES case #:				
	Docket #:	07D-1401			
	Court name:	4th Circuit Davidson County			

D.C.

D.C.

Name(s) of Child(ren)	Date of Birth	Days with Mother	Days with Father	Days with Caretaker
Margaret Goneke	5/4/09	254	111	
Stanley Goneke	5/2/00	254	111	

Part II. Adjusted Gross Income

Use Credit Worksheet to calculate line items 1d - 1e

			Mother / Column A	Father / Column B	Nonparent Caretaker \ Column C
1	Monthly Gross Income		$ 5203.45	$ 4189.33	
1a		Federal Benefit for child	+ 0.00	+ 0.00	
1b		Self-employment tax paid	0.00	0.00	
1c		Subtotal	$ 5203.45	$ 4189.33	
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)		$ 5203.45	$ 4189.33	
2a	Combined Adjusted Gross Income	$ 9392.78			
3	Percentage Share of Income (PI)		55 %	45 %	

Part III. Parents' Share of BCSO

4	BCSO allotted to primary parent's household	$ 1490.00	$ 0.00	$ 0.00
4a	Share of BCSO owed to primary parent	$ 0.00	$ 670.50	
5	Each parent's average parenting time	N/A	111	
6	Parenting time adjustment	$ N/A	$ -177.37	
7	Adjusted BCSO	$ 0.00	$ 493.13	

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Part IV. Additional Expenses

	Mother / Column A	Father / Column B	Nonparent Caretaker / Column C
8a Children's portion of health insurance premium	$ 172.16	$ 0.00	$ 0.00
8b Recurring uninsured medical expenses	$ 0.00	$ 0.00	$ 0.00
8c Work-related childcare	$ 415.42	$ 0.00	$ 0.00
9 Total additional expenses	$ 587.58	$ 0.00	$ 0.00
10 Share of additional expenses owed	$ 0.00	$ 264.41	
11 Adjusted Support Obligation (ASO)	$ 0.00	$ 757.54	

Part V. Presumptive Child Support Order

	OBLIGATION	
12 Presumptive Child Support Order (PCSO)	$ 0.00	$ 758.00

* Enter the difference between the greater and smaller numbers from Line 11 except in non-parent caretaker situations.

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 payor parent	$ 0.00	$ 0.00
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):	$ 0.00	$ 0.00
15 Final Child Support Order (FCSO)	$ 0.00	$ 758.00
16 FCSO adjusted for Federal benefit, Line 1a, Obligor's column	$ 0.00	$ 758.00

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State of Tennessee - Credit Worksheet

Part I. Identification

Indicate the status of each parent or caretaker by placing an "X" in the appropriate column			PRP	ARP	SPLIT
	Name of Mother:	Exebia Goneke	X		
	Name of Father:	Gilbert Goneke		X	
	Name of non-parent Caretaker:				
	TCSES case #:				
	Docket #:	07D-1401			
	Court name:	9th Circuit Davidson County			

Part II. Additional Children

✓ If a parent is claiming more than five children on line 3 or line 7, use the Additional Credit sheet to list information for each child.

			Mother	Father
Parent Income Information	1	Applicable gross income for credit worksheet	$ 5203.45	$ 4189.33
In-Home Children	2	Below, list qualified children living in the parent's home (if none, skip to line 7):		

Name(s) of Child(ren) for Mother	Date of Birth	Name(s) of Child(ren) for Father	Date of Birth

	3	Number of qualified children living in the parent's home	# 0	# 0
	4	Theoretical child support order (this parent's income on CS Schedule for number of children from line 3)	$ 0.00	$ 0.00
	5	75% of theoretical child support order from line 4	$ 0.00	$ 0.00
Not-In-Home-Children	6	Below, list qualified children not living in the parent's home:		

Name(s) of Child(ren) for Mother	Date of Birth	Name(s) of Child(ren) for Father	Date of Birth

	7	Number of qualified children not living in the parent's home	# 0	# 0
	8	Average documented monetary support over last 12 months	$ 0.00	$ 0.00
	9	*Theoretical child support order (this parent's income on CS* Schedule for number of children from line 7)	$ 0.00	$ 0.00
	10a	75% of theoretical child support order from line 9	$ 0.00	$ 0.00
	10b	Allowable credit for not-in-home children	$ 0.00	$ 0.00

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Other Children (Continued from Credit Worksheet)

In-Home Children — Below, list additional qualified children living in the parent's home:

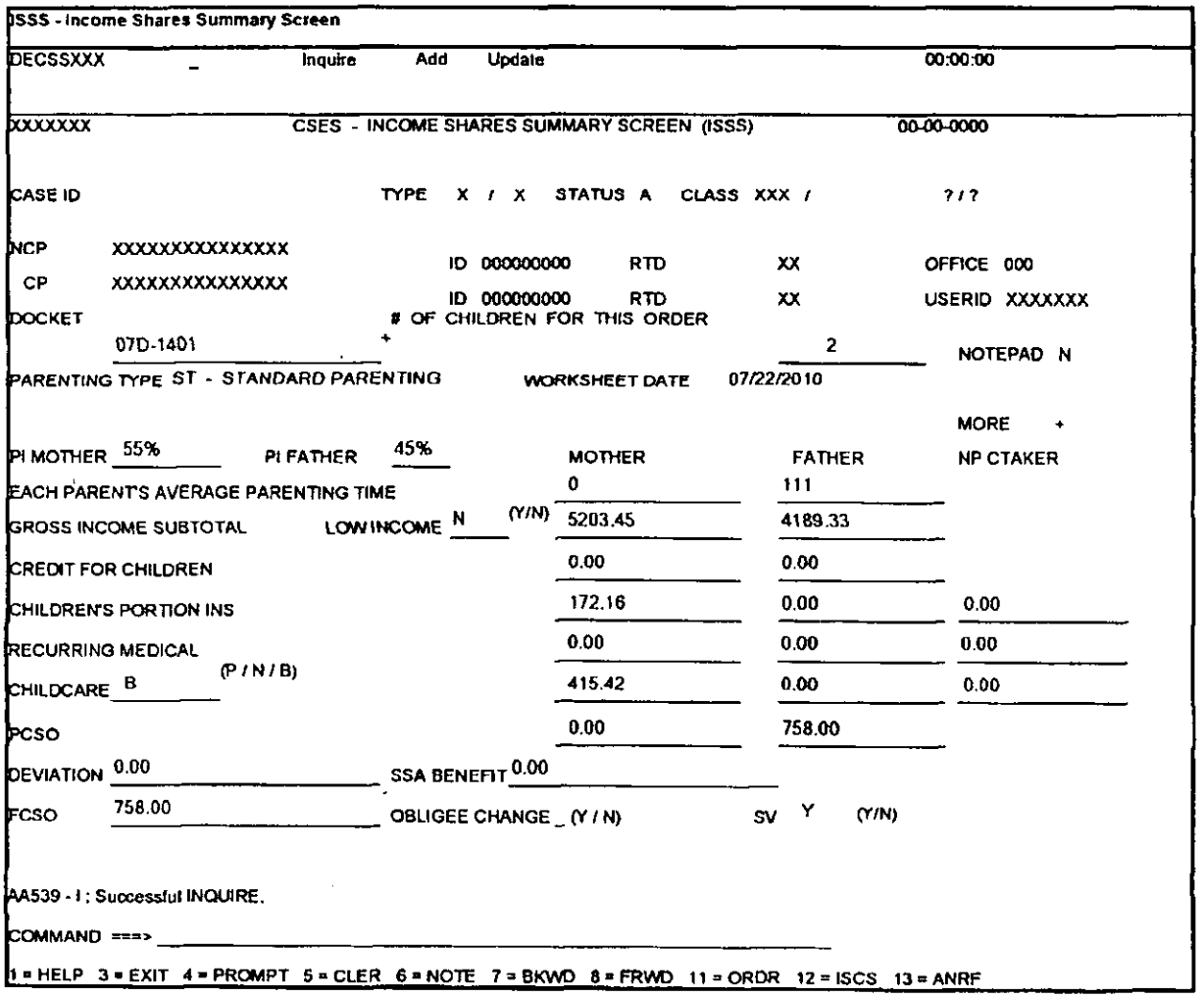
Name(s) of Child(ren) for Mother	Date of Birth	Name(s) of Child(ren) for Father	Date of Birth

Not-In-Home Children — Below, list additional qualified children not living in the parent's home:

Name(s) of Child(ren) for Mother	Date of Birth	Name(s) of Child(ren) for Father	Date of Birth

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ISSS - Income Shares Summary Screen

DECSSXXX _ Inquire Add Update 00:00:00

XXXXXXX CSES - INCOME SHARES SUMMARY SCREEN (ISSS) 00-00-0000

CASE ID TYPE X / X STATUS A CLASS XXX / ?/?

NCP XXXXXXXXXXXXXX ID 000000000 RTD XX OFFICE 000

CP XXXXXXXXXXXXXX ID 000000000 RTD XX USERID XXXXXXX

DOCKET 07D-1401 # OF CHILDREN FOR THIS ORDER 2 NOTEPAD N

PARENTING TYPE ST - STANDARD PARENTING WORKSHEET DATE 07/22/2010

MORE +

PI MOTHER 55% PI FATHER 45%		MOTHER	FATHER	NP CTAKER
EACH PARENT'S AVERAGE PARENTING TIME		0	111	
GROSS INCOME SUBTOTAL	LOW INCOME N (Y/N)	5203.45	4189.33	
CREDIT FOR CHILDREN		0.00	0.00	
CHILDREN'S PORTION INS		172.16	0.00	0.00
RECURRING MEDICAL		0.00	0.00	0.00
CHILDCARE B (P / N / B)		415.42	0.00	0.00
PCSO		0.00	758.00	

DEVIATION 0.00 SSA BENEFIT 0.00

FCSO 758.00 OBLIGEE CHANGE _ (Y / N) SV Y (Y/N)

AA539 - I ; Successful INQUIRE.

COMMAND ===> _____

1 = HELP 3 = EXIT 4 = PROMPT 5 = CLER 6 = NOTE 7 = BKWD 8 = FRWD 11 = ORDR 12 = ISCS 13 = ANRF

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ISCS - Income Shares Children Screen

O/C	Name	DOB	IN Home	PRP/ARP
O	Margaret Goneke	05/04/2009		
O	Stanley Goneke	05/02/2000		

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 FIFTH Circuit Court for Davidson County, Tennessee, on the 19 day of OCTOBER , 2010 , in the Case Number 07D1401 between GONEKE, EXEBIA KAMUTUANDI Plaintiff, and GONEKE, GILBERT T 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 30 day of NOVEMBER in the year two thousand ten and in the 234th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL