

**IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS**

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|-------------------------|---|-------------|---------------|
| Plaintiff/Petitioner 1, | : | Case No.: | |
| | : | JUDGE: | KIM A. BROWNE |
| | : | | |
| v. | : | Magistrate: | |
| | : | | |
| | : | | |
| Defendant/Petitioner 2. | : | | |
| | : | | |

**AGREED ENTRY AND FINDINGS OF FACT SUPPORTING
DEVIATION FROM STATUTORY CHILD SUPPORT**

The parties hereby stipulate to the following Findings of Fact with respect to child support:

FINDINGS OF FACT

The child support Obligor is: _____

The child support Obligee is: _____

DEVIATION IN CHILD SUPPORT:

☐ **R.C. 3119.23: The child support amount calculated pursuant to the basic child support schedule and the applicable worksheet would be unjust or inappropriate and therefore not be in the best interest of the child or children for the following reasons:**

(CHECK ALL THAT APPLY)

- ☐ (A) Special and unusual needs of the child or children, including needs arising from the physical or psychological condition of the child or children;
- ☐ (B) Other court-ordered payments;
- ☐ (C) Extended parenting time or extraordinary costs associated with parenting time, including extraordinary travel expenses when exchanging the child or children for parenting time;
- ☐ (D) The financial resources and the earning ability of the child or children;
- ☐ (E) The relative financial resources, including the disparity in income between parties or households, other assets, and the needs of each parent;
- ☐ (F) The obligee's income, if the obligee's annual income is equal to or less than one hundred percent of the federal poverty level;
- ☐ (G) Benefits that either parent receives from remarriage or sharing living expenses with another person;
- ☐ (H) The amount of federal, state, and local taxes actually paid or estimated to be paid by a parent or both of the parents;
- ☐ (I) Significant in-kind contributions from a parent, including, but not limited to, direct payment for lessons, sports equipment, schooling, or clothing;
- ☐ (J) Extraordinary work-related expenses incurred by either parent;
- ☐ (K) The standard of living and circumstances of each parent and the standard of living the child or children would have enjoyed had the marriage continued or had the parents been married;
- ☐ (L) The educational opportunities that would have been available to the child or children had the circumstances requiring a child support order not arisen;
- ☐ (M) The responsibility of each parent for the support of others, including support of a child or children with disabilities who is/are not subject to the support order;
- ☐ (N) Post-secondary educational expenses paid for by a parent for the parent's own child or children, regardless of whether the child or children is/are emancipated;
- ☐ (O) Costs incurred or reasonably anticipated to be incurred by the parents in compliance with court-ordered reunification efforts in child abuse, neglect, or dependency cases;

- ☐ (P) Extraordinary child care costs required for the child or children that exceed the maximum state-wide average cost estimate as provided in R.C. 3119.05(P)(1)(d), including extraordinary costs associated with caring for a child or children with specialized physical, psychological, or educational needs;
- ☐ (Q) Any other relevant factor (please specify):

Based on the foregoing, the parties have agreed that child support is deviated:

- ☐ Upward ☐ Downward in the amount of \$ _____ per month
- ☐ Upward ☐ Downward in the amount of _____ % per month

☐ **R.C. 3119.231: Court-ordered parenting time exceeds ninety overnights per year** (*this deviation is in addition to the required 10% reduction already reflected in the child support worksheet (pursuant to R.C. 3119.051(A))*):

- ☐ Parenting time exceeds ninety (90) overnights but is *not* more than 146 overnights (____ overnights):
- ☐ A deviation is granted pursuant to extended parenting time or extraordinary costs associated with parenting time, including extraordinary travel expenses when exchanging the child or children for parenting time. The guideline child support obligation would be unjust or inappropriate and therefore not in the best interest of the child or children.
- ☐ A deviation is not granted.

- ☐ Parenting time is equal to or exceeds 147 overnights (____ overnights).
- ☐ A deviation is *not* granted for the following reasons:

- ☐ A deviation is granted pursuant to extended parenting time or extraordinary costs associated with parenting time, including extraordinary travel expenses when exchanging the child or children for parenting time. The guideline child support obligation would be unjust or inappropriate and therefore not in the best interest of the child or children.

Based on the foregoing, the parties have agreed that child support is deviated:

- ☐ Downward in the amount of \$ _____ per month
- ☐ Downward in the amount of _____ % per month

☐ **R.C. 3119.24: Extraordinary circumstances associated with shared parenting** (*only if Shared Parenting is ordered - check all that apply*):

- ☐ Ability of each parent to maintain adequate housing for the child or children;
- ☐ Each parent's expenses, including child care expenses, school tuition, medical expenses, dental expenses, and other relevant expenses;
- ☐ Any other relevant circumstances (please specify):

Based on the foregoing, the parties have agreed that child support is deviated:

- ☐ Upward ☐ Downward in the amount of \$ _____ per month
- ☐ Upward ☐ Downward in the amount of _____ % per month

DEVIATION IN CASH MEDICAL SUPPORT (if applicable):

☐ Pursuant to R.C. 3119.22, 3119.23 and/or 3119.24, the Court finds that the guideline cash medical support obligation amount would be unjust or inappropriate and therefore not in the best interest of the child or children for the following reason(s):

- ☐ The same reasons referenced above.
☐ A deviation is granted for the following reasons:

Based on the foregoing, the parties have agreed that cash medical support is deviated:

- ☐ Upward ☐ Downward in the amount of \$_____ per month
☐ Upward ☐ Downward in the amount of _____% per month

Child support as determined by the statutory guidelines, would result in an obligation on the part of Obligor, in the amount of \$_____ per month, plus processing charge. Cash medical support is \$388.70 per year per child for a total annual cash medical support obligation of \$_____. Based upon the income percentages of the parties, cash medical support as determined by the statutory guidelines would result in an obligation on the part of Obligor, in the amount of \$_____ per month, plus processing charge.

Based upon the above, the parties have agreed, and the Court ORDERS, that there be ☐ an upward ☐ a downward ☐ no deviation (of \$_____ or _____%) from the guideline child support obligation on the part of Obligor, to \$_____ per month, plus processing charge and ☐ an upward ☐ a downward ☐ no deviation (of \$_____ or _____%) from the guideline cash medical support obligation on the part of Obligor to \$_____ per month, plus processing charge.

CONCLUSIONS OF LAW

Based upon the foregoing and pursuant to the applicable provisions of R.C. 3119.22, 3119.23, 3119.231 and/or 3119.24, the Court makes the following Conclusions of Law:

- The amount of ☐ child support ☐ cash medical support calculated pursuant to the basic child support schedule and applicable worksheet set forth in R.C. 3119.021 and 3119.022 would be unjust or inappropriate and therefore not be in the best interest of the minor child or children.
- The deviation of ☐ child support ☐ cash medical support is justified and reasonable and in the best interest of the minor child or children based upon the foregoing Findings of Fact.
- Cash medical support shall be \$_____ per year, per child, for a total of \$_____. Once Obligees incur expenses greater than this amount, the parties shall reimburse expenses as set forth in their child support orders.
- Therefore, Obligor is hereby ordered to pay child support in the amount of \$_____ per month for the minor child or children, plus processing charge, and cash medical support in the amount of \$_____ per month for the minor child or children, plus processing charge.

IT IS SO ORDERED!

SIGNATURE PAGE ATTACHED
JUDGE KIM A. BROWNE

Approved by:

Plaintiff/Petitioner 1

Defendant/Petitioner 2

Counsel for Plaintiff/Petitioner 1

Counsel for Defendant/Petitioner 2