

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

BRM, : NO. 94-20,724
Petitioner :
:
vs. : DOMESTIC RELATIONS SECTION
: Exceptions
GDM, :
Respondent :

OPINION AND ORDER

Before the Court are Respondent’s exceptions to the Family Court Order dated December 18, 2001, in which Respondent was directed to pay child support to Petitioner for the support of the parties’ one (1) minor child. Argument on the exceptions was heard April 24, 2002.

In his exceptions, Respondent contends the hearing officer erred in the determination of the cost of health insurance, in failing to require Petitioner to contribute to her share of that cost, and in the determination of his net income. These will be addressed seriatim.

With respect to the determination of the cost of health insurance, the hearing officer found the health insurance available to Respondent through his employer to cost \$8.00 per week for his coverage and \$16.71 per week for both Respondent and the minor child. The information was obtained from the wage verification received from the employer. It is not clear whether the cost of \$16.71 was indeed for both Respondent and the child, or an additional amount for the child. Although Respondent was directed to obtain the coverage, he has failed to do so and therefore the information is not at this time available. The Court notes, additionally, that Respondent has not provided any evidence that the determination made by the hearing officer was incorrect. In any event, Respondent will be directed to enroll the child on his health insurance coverage and to provide verification of the

enrollment and of the cost for both him and the child. At the time the Domestic Relations Office will adjust his support to consider Petitioner's required contribution.

With respect to the hearing officer's failure to require Petitioner to contribute to the cost of the health insurance, the Court agrees that an error was indeed made and will rectify the situation, as noted above.

Finally, with respect to Respondent's income, an examination of the pay stub presented at the hearing in Family Court indicates that the net income of \$1,747.00 per month determined by the hearing officer is indeed incorrect. The correct determination is \$1,791.00 per month. Respondent's correct child support obligation is \$427.40 per month.

ORDER

AND NOW, this 26th day of April, 2002, for the foregoing reasons, Respondent's exceptions are hereby granted and the Order of December 18, 2001, is hereby modified to provide that Respondent shall enroll the child on his health insurance coverage and provide verification of such enrollment, within thirty (30) days of the date of this Order. Respondent shall also provide to the Domestic Relations Office verification of the total cost for coverage for both himself and the child. The Domestic Relations Office is directed to adjust the support obligation to consider Petitioner's contribution to that cost, effective the date of the coverage. Further, the child support is hereby modified to \$427.40 per month.

As modified herein, the Order of December 18, 2001 is hereby affirmed.

By the Court,

Dudley N. Anderson, Judge

cc: Family Court
Domestic Relations
BRM
Matt Zeigler, Esq.
Dana Jacques, Esq.