

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

LRM, : NO. 00-20,088
Petitioner :
:
vs. : DOMESTIC RELATIONS SECTION
: Exceptions
CRD, :
Respondent :

OPINION AND ORDER

Before the Court are Petitioner’s exceptions to the Family Court Order dated March 5, 2003, in which Respondent was directed to pay child support to Petitioner. Argument on the exceptions was heard April 16, 2003.

In her exceptions, Petitioner contends simply that the hearing officer erred in calculating her income. Petitioner is employed through the Warrior Run School District as a full-time substitute teacher and also part-time with Muncy Bank and Trust. It appears Petitioner started her full-time substitute position mid-January but the pay stub used by the hearing officer, and the year-to-date figures thereon, covered a period of time prior to her full-time position, where she was working only part-time. Petitioner contends the hearing officer found her income too low, that she currently earns \$30,500.00 per year gross from her position with Warrior Run School District. She also continues to be employed part-time at Muncy Bank and Trust.

According to the information provided to the hearing officer with respect to the income with Muncy Bank and Trust, Petitioner had a gross income of \$355.52 in a ten-week period.¹ She therefore can be expected to earn \$1,849.00 yearly. Adding this to the \$30,500.00 will provide her with a total annual gross income of \$32,349.00. Her federal income tax is calculated, based upon

¹ The hearing officer incorrectly determined the figure to cover an eight-week period, but the Court will use

claiming head of household and two exemptions and also a child tax credit, at \$2,351.00. Her social security and Medicare tax is calculated at \$2,474.00, her state tax at \$906.00, and her local tax (1.7%) at \$550.00. She will thus have a net annual income of \$26,068.00, or \$2,172.00 per month.

Considering Petitioner's income of \$2,172.00 per month and Respondent's income of \$1,824.00 per month, the guidelines suggest a payment for the support of one minor child of \$358.81 per month. The childcare contribution is calculated at \$97.84 per month and the health insurance contribution at \$16.46 per month.²

ORDER

AND NOW, this 17th day of April, 2003, for the foregoing reasons, the Order of March 5, 2003 is hereby modified such that effective February 3, 2003, Respondent shall pay to the Domestic Relations Office for the support of one minor child the sum of \$473.11 per month. This includes the basic support obligation, the childcare contribution, and the health insurance contribution. The percentage responsibility for excess unreimbursed medical expenses will be modified such that Petitioner shall be responsible for 54.35% of such and Respondent shall be responsible for 45.65% of such.

As modified herein, the Order of March 5, 2003 is hereby affirmed.

By the Court,

Dudley N. Anderson, Judge

cc: Family Court
Domestic Relations
LM
CD
Gary Weber, Esq.

the correct figure at this time.

² The childcare expense of \$61.00 per week results in an annual expense of \$3,172.00. Applying the 25% reduction to the first \$2,400.00 in accordance with the guidelines leaves an expense of \$2,572.00 or \$214.33 per month, Respondent's proportionate share of which is \$97.84 per month.