

MODIFICATION QUESTIONNAIRE

Please complete this packet completely and accurately. The amount of time and effort you put into filling out this packet is directly related to the amount of time necessary to complete your petition and other documents needed to obtain your modification. Although these questions may seem to pry into your personal affairs, we are not asking these questions to be nosy. There is a purpose for each question contained herein and it is imperative that you answer each question. Failure to answer these questions may delay your modification.

PLEASE PRINT NEATLY. If we are required to make additional calls to you or send you letters to verify information contained in this packet because we are unable to read your handwriting, you may be charged additional fees!

GENERAL INFORMATION

CLIENT (PETITIONER) INFORMATION:

SEX - MALE OR FEMALE _____ RACE _____

__FULL NAME _____

__MAIDEN NAME (If applicable) _____

____ADDRESS _____

____CITY_____STATE_____ZIP_____COUNTY_____

____HOME PHONE_____WORK PHONE_____

____AGE & DATE OF BIRTH _____

____CELL PHONE_____EMAIL _____

____PLACE OF BIRTH _____

__SOCIAL SECURITY NUMBER _____

____DRIVER'S LICENSE NUMBER _____

____STATE OF ISSUANCE OF DRIVER'S LICENSE _____

____OCCUPATION _____

____POSITION OR RANK _____

__EMPLOYER'S NAME AND ADDRESS (DUTY ADDRESS IF MILITARY)____

EX-SPOUSE'S (RESPONDENT) INFORMATION

SEX - MALE OR FEMALE _____ RACE _____
_FULL NAME _____
_MAIDEN NAME (If applicable) _____
_ADDRESS _____
_CITY _____ STATE _____ ZIP _____ COUNTY _____
_HOME PHONE _____ WORK PHONE _____
_AGE & DATE OF BIRTH _____

CELL PHONE _____ EMAIL _____
PLACE OF BIRTH _____
_SOCIAL SECURITY NUMBER _____
_DRIVER'S LICENSE NUMBER _____
_STATE OF ISSUANCE OF DRIVER'S LICENSE _____
EX-SPOUSE'S OCCUPATION
POSITION OR RANK _____
_EMPLOYER'S NAME AND ADDRESS (DUTY ADDRESS IF MILITARY) _____

CHILDREN INFORMATION

FIRST CHILD

FULL NAME _____ SEX _____
_BIRTHDATE _____
PLACE OF BIRTH _____
(CITY) (STATE) (COUNTY)
SOCIAL SECURITY NUMBER _____
PRESENT RESIDENCE _____

SECOND CHILD

FULL NAME _____ SEX _____ BIRTHDATE _____
_____ PLACE OF BIRTH _____
(CITY) (STATE)
(COUNTY)
SOCIAL SECURITY NUMBER _____ PRESENT
RESIDENCE _____

THIRD CHILD

FULL NAME _____ SEX _____ BIRTHDATE _____
 _____ PLACE OF BIRTH _____
 _____ (CITY) _____ (STATE)
 _____ (COUNTY)
 SOCIAL SECURITY NUMBER _____ PRESENT
 RESIDENCE _____

JURISDICTIONAL INFORMATION

1. How long have you resided in the State of Texas?
 _____ Years _____ Months
2. How long have you resided in this county?
 _____ Years _____ Months
3. How long have the children resided in this State and County?
 _____ Years _____ Months

The current Texas Family Code requires that the judge consider the "best interest of the child" above all else; however, there is a state law that presumes that naming the parents **joint managing conservators** of the children is in their best interests. This **does not** mean equal time with the children, but that the children live with one parent and the other parent has visitation. The Law requires that the parent with primary possession, including the right to determine where the children live, be paid child support by the other parent. The Family Code states that the support will be a certain percentage of the Obligor's (the person paying child support) disposable earnings, which is income before taxes (Gross earnings) less social security and federal income withholding tax at the rate of single with one exemption. The percentage will depend on the number of children as follows:

1 Child	20% of disposable earnings
2 Children	25% of disposable earnings
3 Children	30% of disposable earnings
4 Children	35% of disposable earnings

Additionally, in most cases, the Judge will also order that all payments for child support be withheld from the Obligor's net pay (a \$15.00 fee is required by the Court to accomplish this form of paying child support). One of the only exceptions to this rule is an Obligor who is self-employed. If the payments are withheld, there is no need for an allotment. If the payments are not withheld, all payments should be made through the clerk of that court as stated in the Final Decree of Divorce.

Note: The Obligor is also required to maintain health insurance on the children. Military personnel must have the children enrolled in the DEERS program and civilian personnel must be prepared to present a health insurance policy covering the children of the marriage.

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1. Exactly what provisions of the prior order are you wishing to change with this suit?

2. Are there any other children not listed here for whom the party who will be paying child support is currently obligated to pay support for or whom you have custody of at this time?

Yes _____ No _____

If Yes, how many other children are being supported and which party in this action is paying support?

3. Do you or have you or your spouse ever started a suit of any kind through the Attorney General's Office in any county? _____ **If yes, you must provide this office with documentation of any such suit.**

4. In order to calculate child support, please include the following regarding the party who will be paying child support:

Hourly pay rate or Gross wages per month (before taxes): _____

(provide a current pay voucher, if available).

On the next page is a Statement Concerning Alternative Dispute Resolution. Please read it and sign it. It must be filed with your Motion for Modification. Failure to sign this document will result in the delay of filing of your Motion for Modification.

STATEMENT CONCERNING ALTERNATIVE DISPUTE RESOLUTION

I AM AWARE THAT IT IS THE POLICY OF THE STATE OF TEXAS TO PROMOTE THE AMICABLE AND NONJUDICIAL SETTLEMENT OF DISPUTES INVOLVING CHILDREN AND FAMILIES. I AM AWARE OF ALTERNATIVE DISPUTE RESOLUTION METHODS INCLUDING MEDIATION. WHILE I RECOGNIZE THAT ALTERNATIVE DISPUTE RESOLUTION IS AN ALTERNATIVE TO AND NOT A SUBSTITUTE FOR A TRIAL AND THAT THIS CASE MAY BE TRIED IF IT IS NOT SETTLED, I REPRESENT TO THE COURT THAT I WILL ATTEMPT IN GOOD FAITH TO RESOLVE CONTESTED

ISSUES IN THIS CASE BY ALTERNATIVE DISPUTE RESOLUTION WITHOUT THE NECESSITY OF COURT INTERVENTION.

