

**IN THE _____ DISTRICT COURT OF EL PASO COUNTY, TEXAS
IN THE COUNTY COURT OF EL PASO COUNTY, TEXAS _____**

IN THE MATTER OF THE MARRIAGE OF: _____)
 _____)
AND _____)
 _____)
AND IN THE INTEREST OF: _____)
 _____)
 _____)
 _____)

NO.: _____ **CM** _____

FINDINGS AND RECOMMENDATION IN FINAL DIVORCE/ANNULMENT

On the _____ day of _____, 20____, the above cause came on to be heard.

APPEARANCES

PETITIONER _____, SSN.: _____ DL# _____

- appeared in person and by attorney _____, and announced ready.
- appeared in person and announced ready
- having been duly cited failed to appear and wholly made default.
- having previously appeared and been notified of this hearing failed to appear.

RESPONDENT _____, SSN.: _____ DL# _____

- appeared in person and by attorney _____, and announced ready.
- appeared in person and announced ready
- waived service of citation and did not appear.
- having been duly cited failed to appear and wholly made default.
- having previously appeared and been notified of this hearing failed to appear.

INTERVENOR _____, SSN.: _____ DL# _____

- appeared in person and by attorney _____, and announced ready.
- appeared in person and announced ready.
- waived service of citation and did not appear .
- having been duly cited failed to appear and wholly made default.
- having previously appeared and been notified of this hearing failed to appear.

AD LITEM(S)

Also appearing was _____, who was appointed:

- guardian ad litem for the minor(s).
- attorney ad litem for absent RESPONDENT.

RECORD

- A record was not taken.
- A record was taken by Stephanie Taylor/Cecilia Looney/or _____.

After reviewing the pleadings, hearing testimony/hearing the agreement of the parties, the following findings and recommendations are made to the referring Court:

- that a decree of divorce be granted to PETITIONER/RESPONDENT, effective _____, on insupportability or fault by PETITIONER/RESPONDENT.
- that the marriage between PETITIONER and RESPONDENT be declared null and void and of no further force or effect, except as to any child born to or adopted by the parties during the purported marriage.

CONSERVATORSHIP

- that PETITIONER and RESPONDENT be appointed joint managing conservators of the following minors: _____, with _____, with PETITIONER/RESPONDENT designated as the primary caretaker and the child's(ren's) residence to be fixed at _____. PETITIONER/RESPONDENT shall be designated as possessory conservator for purposes of access to the minor child(ren).
- the statutory presumption of joint managing conservatorship has been rebutted.
- that PETITIONER be appointed Sole Managing Conservator.
- that RESPONDENT be appointed Sole Managing Conservator.
- that PETITIONER be appointed Possessory Conservator.
- that RESPONDENT be appointed Possessory Conservator.

POSSESSION/ACCESS

- that PETITIONER/RESPONDENT be granted possession of/access to the minor(s) at reasonable times agreed upon by the parties and, failing agreement, the standard provided in Section 153.311 et seq, Texas Family Code.
- that PETITIONER/RESPONDENT be granted possession of/access to the minor as follows: _____
- that possession and access to the minor(s) shall be suspended until such time as the CCWD Program has been completed by PETITIONER/RESPONDENT, and/or until such time as said party submits themselves to the jurisdiction of this court.

CHILD SUPPORT

- that PETITIONER pay to RESPONDENT child support in the sum of
- that RESPONDENT pay to PETITIONER child support in the sum of

\$ _____ per month beginning _____, 20____;

\$ _____ semi-monthly beginning _____, 20____;

\$ _____ bi-weekly beginning _____, 20____;

\$ _____ weekly beginning _____, 20____;

thereafter \$ _____; thereafter \$ _____; thereafter \$ _____, until the named minor(s) attain(s) the age of 18 years, or after the minor's 18th birthday, if the minor is fully enrolled in an accredited secondary school in a program leading to a high school diploma; dies; marries; has his/her disabilities removed; is emancipated for general purposes; or until further order of the court.

In addition, PETITIONER/RESPONDENT, shall be required to provide a policy of health and/or dental insurance for the benefit of the minor(s) or to reimburse PETITIONER/RESPONDENT for the cost of same which is \$ _____ per _____ by separate order for withholding from earnings, and each party shall be ORDERED to pay 1/2 of all uninsured health charges of the minor(s) so long as support is due to be paid under the Court's judgment.

The party providing health insurance is to provide verification to the El Paso County **Domestic Relations Office, Room L108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Texas 79901** on the _____ day of _____, 20____, and on the same day and month of each year thereafter.

If the child qualifies for Medicaid, Medicaid will be acceptable as health coverage and PETITIONER/RESPONDENT is ORDERED to enroll the child in Medicaid.

If the child qualifies for the children's health insurance program (CHIP), PETITIONER/RESPONDENT is ORDERED to enroll the child in CHIP. Information regarding CHIP eligibility and enrollment can be obtained at the Domestic Relations Office.

The court finds that health coverage is not available for the child and the Obligor is ordered to pay to the Obligee, in addition to periodic child support, the sum of \$ _____ per month as medical support for the child. Medical support will be paid through the Local Registry of the Domestic Relations Office, Room L108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Texas 79901, by a separate order for withholding from earnings.

CHILD SUPPORT ARREARAGE REDUCED TO JUDGMENT

that PETITIONER recover judgment against RESPONDENT

that RESPONDENT recover judgment against PETITIONER

in the sum of \$ _____ for past due child support, to be paid in _____ monthly installments of \$ _____ each, beginning on _____, 20____, which sum shall be added to the order for withholding from earnings.

ORDER FOR WITHHOLDING

That an order for withholding from earnings for child support should be granted. **All child support payments are ORDERED to be paid into the Local Registry of the Domestic Relations Office, Room L108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Texas, 79901**, or as further instructed by the Domestic Relations Office or the State Disbursement Unit.

SUSPENSION OF ORDER FOR WITHHOLDING _____

It is further **ORDERED** that PETITIONER and RESPONDENT are both to pay the sum of **thirty-six (\$36)** to the El Paso Domestic Relations Office, as the child support service fee on the _____ day of _____, 20____, and a like sum on the same day and month each year thereafter.

MAINTENANCE

that spousal maintenance IS warranted and that PETITIONER pay RESPONDENT \$ _____ per month for _____ months beginning _____, 20____, and ending _____, 20____.

that spousal maintenance IS warranted and that RESPONDENT pay PETITIONER \$ _____ per month for _____ months beginning _____, 20____, and ending _____, 20____.

that spousal maintenance IS NOT warranted.

DIVISION OF PROPERTY TO PETITIONER

- that PETITIONER be awarded the following community property _____

- that PETITIONER be awarded the community property listed on Attachment 'A', attached hereto and made a part hereof.

DIVISION OF PROPERTY TO RESPONDENT

- that RESPONDENT be awarded the following community property: _____

- that RESPONDENT be awarded the community property listed on Attachment "A", attached hereto and made a part hereof.

SEPARATE PROPERTY

- that the following property be confirmed to PETITIONER as his/her separate property: _____

- that the following property be confirmed to RESPONDENT as his/her separate property: _____

- NONE

COMMUNITY LIABILITIES TO PETITIONER

- that PETITIONER pay the following community obligations: those incurred solely by PETITIONER since the date of the separation

- that PETITIONER pay the community obligations listed in Attachment "A" attached hereto and made a part hereof.

COMMUNITY LIABILITIES TO RESPONDENT

- that RESPONDENT pay the following community obligations: those incurred solely by RESPONDENT since the date of the separation;

- that RESPONDENT pay the community obligations listed in Attachment "A" attached hereto and made a part hereof.

NAMECHANGE

- that PETITIONER/RESPONDENT be granted a change of name to _____.
- that the child(ren)'s name be changed to _____.

INJUNCTIONS

- that a permanent injunction be granted MUTUALLY enjoining the parties as follows:
- that a permanent injunction be granted against the PETITIONER enjoining as follows:
- that a permanent injunction be granted against the RESPONDENT enjoining as follows:
 - a. from harming, annoying, molesting, threatening or injuring each other or the child of the parties;
 - b. from making derogatory remarks to or about the other party, or discussing this case with the child(ren), allowing the child(ren) to be present during such remarks or discussions, or allowing anyone to do so.
 - c. arguing with the other party in the presence of the child(ren), or allowing any other person to do
 - d. passing messages to the other party through the child(ren);
 - e. from removing the child(ren) from El Paso County, Texas, for the purpose of changing the child's(ren's) residence, without the express written permission of this court or the other party with temporary visits outside the Court's jurisdiction for purposes of business/pleasure excepted;
 - f. from consuming any alcoholic beverages or illegal drugs 8 hours before and during any period of possession. APPLICABLE ONLY AS TO PETITIONER/RESPONDENT.
 - g. other orders: _____

ATTORNEY FEES/COURT COSTS

- that each party pay his/her own attorney fees
 - that PETITIONER pay attorney fees
 - that RESPONDENT pay attorney fees
- to _____, in the sum of \$ _____, in monthly payments of \$ _____
 each, beginning _____, 20_____.
- that each party pay their own court costs.
 - that PETITIONER pay court costs.
 - that RESPONDENT pay court costs

DELIVERY OF DOCUMENTS

that each party be required to execute and deliver documents of title to property awarded to the opposite party by _____, 20_____.

D.R.O REFERRAL

It is further ordered that PETITIONER/RESPONDENT is/are referred to the El Paso County Domestic Relations Office, Room L108, El Paso County Courthouse, 500 E. San Antonio, El Paso, Tx 79901: _____

ADDITIONAL ORDERS: _____

APPROVALS

ATTORNEY FOR PETITIONER: _____

ATTORNEY FOR RESPONDENT: _____

PURSUANT TO RULE 11, T.R.C.P., PARTIES' SIGNATURE OF APPROVAL IS REQUIRED ON AGREED ORDERS:

PETITIONER

RESPONDENT

RECOMMENDED BY:

Associate Judge on _____, 20____.

ADOPTED AND SIGNED by the referring Court on _____, 20____.

JUDGE PRESIDING

PURSUANT TO T.R.C.P., Rule 305, any party may prepare and submit a proposed judgment to the court for signature. The attorneys in this cause are hereby directed to prepare the proposed judgment and appear on the _____ day of _____, at 9:30 a.m., to enter judgment in this cause. Attorney for PETITIONER / RESPONDENT / INTERVENOR shall prepare the order.

PURSUANT TO SEC. 201.015, GOVERNMENT CODE, A PARTY MAY APPEAL AN ASSOCIATE JUDGE'S CONCLUSIONS AND RECOMMENDATION.