

**SUPPORT ISSUES COMMITTEE MEETING  
DISNEY YACHT & BEACH CLUB  
ORLANDO, FLORIDA  
JANUARY 27, 2011**

**I. WELCOME AND CALL TO ORDER BY CO-CHAIRS.: General Magistrate Barbara Goiran and Heather Apicella at 10:32a.m.**

**A. Introduction of Guests:**

Heather Apicella, Chair  
General Magistrate Barbara Goiran, Chair  
David Hirschberg, Vice-Chair  
Nicole Gamot, Co-Secretary  
Liz Alpert, Co-Secretary  
General Magistrate Barbara Beilly  
General Magistrate Randi Glick-Boven  
General Magistrate Susan Roux Keith  
General Magistrate Harvey E. Baxter  
General Magistrate Jon Johnson  
Chris Rumbold  
Michael P. Sasso  
Angel Bello-Billini  
A.J. Rohe  
Deborah Tracht  
Nexcy DeLaRosa-Monroe  
Cindy Vova  
Ron Bornstein  
Kelli Murray  
Steve Grossbard  
Joan Montagno  
Amanda Colon  
Maria C. Gonzalez  
Steven Berzner  
Michael P. Hines  
Jean Marie Downing  
Elisa Roy  
Benjamin Hodas  
Aimee Gross  
Sheena Benjamin-Wise  
Thomas Sasser

**II. APPROVAL OF MINUTES:**

Motion to Approve Minutes from September 22, 2010 with correction to add Maria Gonzalez as present. Motion by Heather Apicella. Seconded by General Magistrate Barbara Beilly. The Motion passed.

### III. REPORTS AND UPDATES FROM SUBCOMMITTEES

#### **A. Split Parenting Guidelines Subcommittee: Heather Apicella.**

Carin Poras did a lot of work on the subcommittee, but has resigned. Susan Savard has agreed to step in as the Chair of this Subcommittee.

Heather asked for volunteers for this subcommittee.

#### **B. Venue Change & Multiple Support Orders Cases: Magistrate Kirigin.**

Heather Apicella reported for Magistrate Kirigin.

General Magistrate Kirigin has been working with two other people on this subcommittee. The hope is that if OSCA comes out with new software, hopefully, the software can be tailored so that there is a way to look in other counties to see if a case is filed. Heather will report on their progress via email and may have an interim telephone conference.

Heather explained that the problem is that pro se individuals do not disclose the other cases, via a Notice of Related Case form. Either they do not understand or do not think it is important.

Magistrate Kirigin has proposed a Rule to deal with issues of support order being enforced in another county, but the problem is having a support ledger being maintained in both counties. Matt Capstraw may be working on this issue in the Rules and Forms Committee.

#### **C. Temporary Change in Circumstance: Magistrate Kirigin.**

Heather Apicella reported for Magistrate Kirigin.

The subcommittee came up with an amendment to 61.14 a long time ago that would codify the cases. This proposed amendment has not been presented to this Committee, this year. It is possible, that this subcommittee could decide that the amendment was not necessary.

#### **D. DOR Filings Relating to Contempt but not Modification: Harvey Baxter.**

Magistrate Goiran reported for Magistrate Harvey Baxter.

The subcommittee asked that this issue be moved to Rules and Forms. It is a matter of converting an administrative order to a court order.

Motion to move to Rules and Forms made by Magistrate Beilly and seconded by Magistrate Randi Boven. The Motion passed.

**E. Driver's License Suspension Subcommittee: Magistrate Goiran.**

Magistrate Goiran advised that this subcommittee has a draft of a pamphlet to explain the procedures to practitioners. The draft will be submitted to the Support Issues Committee.

**F. Court Registry/SDU & title IV-D Cases Subcommittee: Doug Greenbaum/Linda Clark.**

No report for this subcommittee. Doug Greenbaum is currently running the CLE Committee (which scheduled time overlaps with this Committee meeting). Linda Clark emailed Heather to advise that she was unable to be present at the meeting today.

**G. After Born Children Subcommittee: Steve Berzner.**

Steve Berzner provided the report. Steve explained that there are a variety of after-born-children scenarios were presented to the subcommittee members. The subcommittee is trying to figure out of a statute is needed to address the issues. It could be that nothing can be done, and all the issues must be left up to "creative lawyering."

**IV. NEW BUSINESS**

**A. Family Law Section Spring Retreat:**

Villagio Inn & Spa, Napa Valley, CA, April 6-11, 2011.

**B. Next Live Meeting:**

June 2011 at Gaylord Palms.

**C. Other New Business:**

**i. Child Support Calculation Issues: Fast Response Subcommittee to be formed.**

Subcommittee will be chaired by Heather Apicella. Committee members are: Ron Bornstein, General Magistrate Boven, General Magistrate Goiran, Angel Bello-Billini, Cindy Vova, Tom Sasser, A.J. Rohe, Elisha Roy, Mark Newmeier, Jean Downing.

The problem with the new child support calculation is that there are circumstances where a parent has overnights with the children, but could pay more in child support than if that parent had no overnights at all. Discussion ensued.

Magistrate Susan Keith reported that the Supreme Court forms workgroup has a judgment form they are going to be submitting.

- ii. **Calculation of Net Income – utilizing depreciation of rental property to reduce the gross income for child support calculation purposes.**

A subcommittee does not need be formed to address this issue. Magistrate Johnson stated that this is allowed.

## **V. ADJOURNMENT**

Motion to adjourn made by Heather at 11:45a.m., and seconded by Harvey Baxter.  
Motion passed.