

FOOTNOTES

- ¹ See “Establish Paternity For Your Child...And For You!”, Connecticut Department of Social Services (DSS) Publication No. 95-18 (Revised May 2007).
- ² The mother must assist the Department of Social Services in establishing paternity less she run the risk of not being granted or being taken off public assistance.
- ³ See DSS publication No. 95-18.
- ⁴ *Bjarne v. Martin*, Superior Court, Judicial District of Hartford-New Britain at Hartford, No. FA 00-0631333 (April 21, 2002) (2002 WL 1163023).
- ⁵ See copy of “Acknowledgement of Paternity” at Appendix 1.
- ⁶ Connecticut General Statutes Section 46b-172(a)(1) (2015).
- ⁷ Connecticut General Statutes Section 46b-172(a)(2) (2015). The statutory language is more expansive than the language in the “Acknowledgement of Paternity” form stating that the rescission may be exercised within sixty days or before the entry of a child support order, whichever occurs first.
- ⁸ See Noah J. Kores, “How to Establish and Disestablish Paternity”, Connecticut Lawyer (February 2015).
- ⁹ See copy of “Verified Petition of Paternity” (Form JD FM 146) at Appendix 2.
- ¹⁰ Connecticut General Statutes Section 46b-160(a)(1)(A) (2015).
- ¹¹ Pursuant to Connecticut General Statutes Section 46b-172a(a), “Any person claiming to be the father of a child born out of wedlock may file a claim for paternity with the Probate Court for the district in which either the mother or the child resides, on forms provided by such court.”
- ¹² See copy of “Federal Poverty Level (FPL) Chart 2016” at Appendix 3.
- ¹³ See copy of “Application for Waiver of Fees/Appointment of Counsel Family” at Appendix 4.
- ¹⁴ See copy of sample Motion for Genetic Testing at Appendix 5.
- ¹⁵ Connecticut General Statutes Section 46b-168(b) (2015).
- ¹⁶ See Noah J. Kores, “How to Establish and Disestablish Paternity.”

¹⁷ Connecticut General Statutes Section 46b-231(b)(6) sets forth that the “Family Support Division” of the Superior Court was created “for the purpose of establishing and enforcing child and spousal support in IV-D cases and in cases brought pursuant to sections 46b-212 to 46b-213v inclusive, utilizing quasi judicial proceedings.” Section 46b-231(7) notes that Family Support Magistrates are charged with establishing and enforcing *child and spousal support orders*. *The practice and procedure in family support magistrate matters* is covered in Practice Book Section 25a.

Section 46b-231(b)(13) defines IV-D support cases as those in which the IV-D agency (Bureau of Child Support Enforcement within the Department of Social Services) is providing child support enforcement service under IV-D of the Social Security Act.

Support Enforcement Services enforces, monitors and modifies child support orders in cases initially filed by DSS.

¹⁸ Section 46b-215a established a Commission for Child Support Guidelines to assist the courts by issuing the Guidelines. The most recent Guidelines became effective July 1, 2015.

¹⁹ Preamble to the Guidelines, p. v.

²⁰ See copy of the worksheet (Form CCSG-1) at Appendix 6.

²¹ The lists of gross income inclusions and exclusions are set forth in the Guidelines at pp. 2-3.

²² The Guidelines only cover net weekly income up to \$4000.00. With respect to net weekly income above \$4000.00, court decisions about child support are made on a case-by-case basis.

²³ Conn. Agencies Regs. 46b-215a-5c; Guidelines, pp. 23-26.

²⁴ Citing *Unkelbach v. McNary*, 244 Conn. 350 (1998).

²⁵ Preamble to Guidelines, p. xxii.

²⁶ Guidelines, p. 25.

²⁷ Guidelines, pp. 7-8.

²⁸ “Child Support and Figuring Your Fair Share: Imputed Income,” Lawyers.com.

²⁹ See copy of Motion for Modification (form JD-FM-174) at Appendix 7.

³⁰ Conn. Gen. Stat. Section 46b-215e (2015).

³¹ Pursuant to Connecticut Practice Book Section 25a-18, a family support magistrate has discretion to defer consideration of a motion to modify when the moving party is in contempt of the subject child support order.

³² Conn. Gen. Stat. Section 46b-86(a) (2015).

³³ Conn. Gen. Stat. Section 1-1d (2015).

³⁴ Conn. Gen. Stat. Section 46b-84(b) (2015).

³⁵ Conn. Gen. Stat. Section 46b-84(c) (2015).

³⁶ See copy of Motion for Contempt at Appendix 8.

³⁷ *Brody v. Brody*, 315 Conn. 300, 318 (2015).

³⁸ See *In Re Leah S*, 284 Conn. 685, 693-694 (2007).

³⁹ *Robinson v. Gwozdz*, 2001 Ct. Sup. 3061 (Conn. Super. Ct. 2001).

⁴⁰ See Conn. Gen. Stat. Sections 52-362d and 52-362e (2015).

⁴¹ Conn. Gen. Stat. Section 52-362i (2015).

⁴² Conn. Gen. Stat. Section 46b-220 (2015).

⁴³ Conn. Gen. Stat. Section 46b-213f (2015).

⁴⁴ See "Appeal from Support Magistrate" at Appendix 9.