

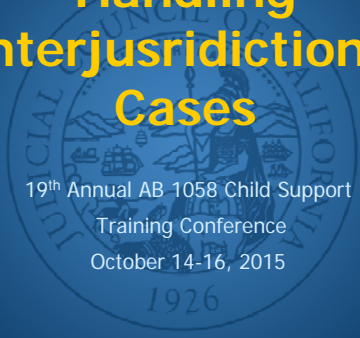
Barry Brooks
barry.brooks@texasattorneygeneral.gov
(512) 433-4678

Kristen Erickson Donadee
Kristen.donadee@dcss.ca.gov
(916) 464-7034



Handling Interjurisdictional Cases

19th Annual AB 1058 Child Support Training Conference
October 14-16, 2015



JIFSA & Convention Cases



Article 7

- ❖ **Only Convention Cases**
- ❖ **Not Direct Applications**

Definitions:

Central Authority
Convention Support Order
Direct Request
Foreign Support Agreement

Initiation

- Transmit and Receive Applications
- Recognize, Establish, Enforce and Modify as authorized
- Available to Obligees and Obligors

Establishment

Telephonic Participation
"Convention" forms
Genetic Testing 🗣️

Nationality 🗣️
Residence
Standard of Living

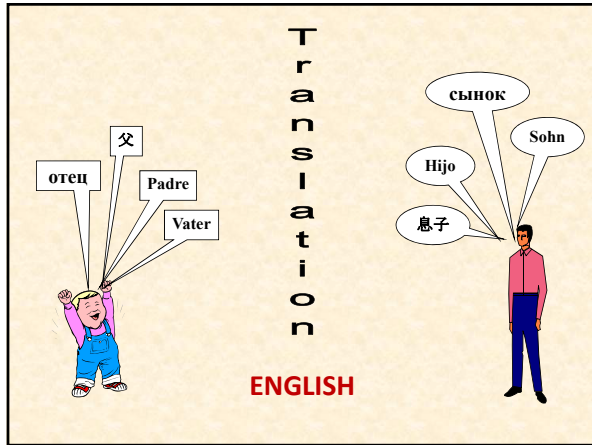
Enforcement

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Registration

Registration

- Text or Abstract
- Enforceability Record
- Due Process Record



Registration

- Arrears Record
- Adjustments Record
- Legal Services Record
- Request Partial Enforcement



**Court Can VACATE
Without Registration
If Manifestly Incompatible
With Public Policy**

Registration Contest

- **Notice to Noncontesting Party**
 - 30 Days if in the US
 - 60 Days if not in the US
- **No Contest = Confirmation**

Registration Contest

- **UIFSA basic defenses**
- **Manifestly Incompatible**
- **No Due Process**
- **Bad Records**



If Convention Order **Not** Recognized

- No Dismissal Without Reasonable Time to Request Establishment
- Agency **Shall** Take Action to Request Support Order

Modification



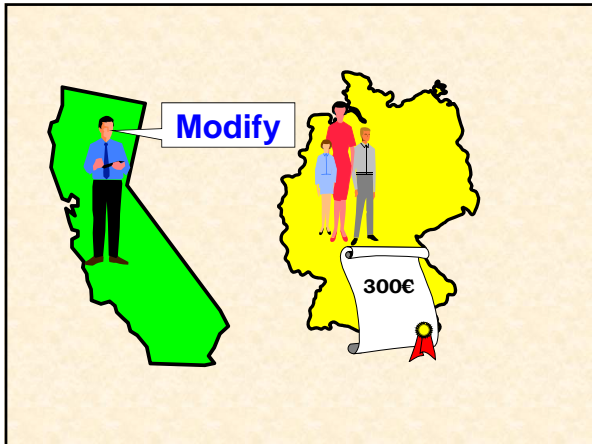
Registration

Modification

UIFSA 2008

Hague Convention Country

- ★ Not if creditor remains in issuing state unless by consent or failure to object
- ★ If a foreign tribunal lacks or refuses to exercise jurisdiction

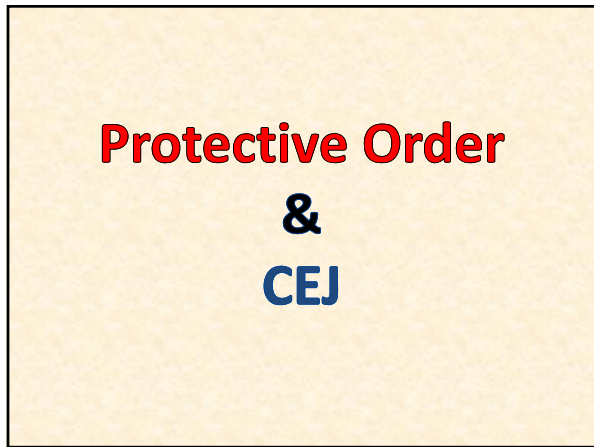


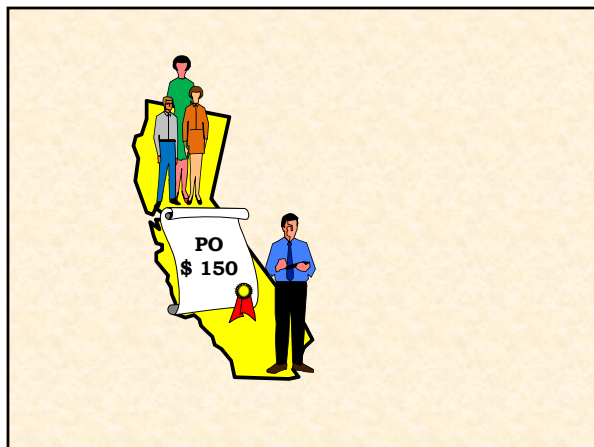


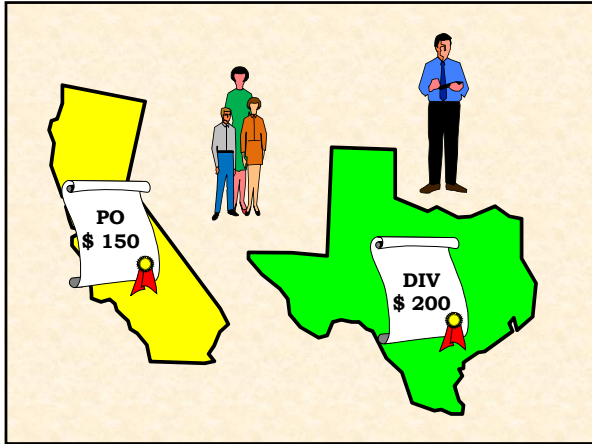
Redirecting Payments

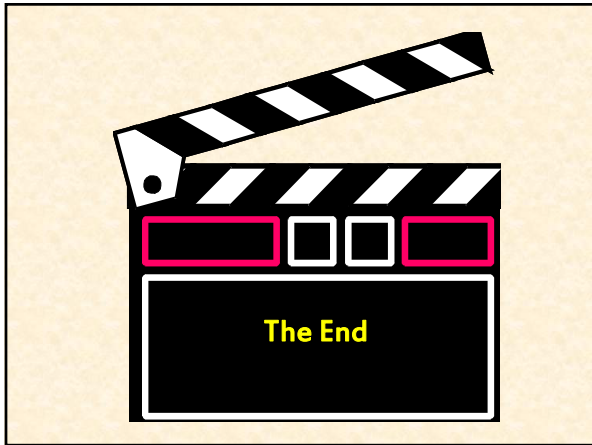
- No one resides in Order state.
- CP receiving IV-D services.
- Court or Agency in ORDER state can redirect to SDU of services state.











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(916) 464-7034

 ADMINISTRATIVE OFFICE
OF THE COURTS
