

VIRGINIA:

IN THE CIRCUIT COURT OF LOUDOUN COUNTY

MICKI B. CHIPMAN

Plaintiff/Cross-Defendant,

V.

DAVID H. CHIPMAN

Defendant/Cross-Plaintiff.

CL No. 40220

MOTION TO ESTABLISH CHILD SUPPORT

COMES NOW your Defendant/Cross-Plaintiff, David H. Chipman, by counsel, and respectfully states the following in support of his Motion to Establish Child Support:

1. The parties have two minor children, Carson Chipman, date of birth February 12, 1998 and Allison Chipman, date of birth March 8, 2000.
2. The parties entered into a Separation and Property Settlement Agreement on April 10, 2006 wherein Father agreed to pay \$2,000.00 per month for child support. At that time both parties resided in Virginia.
3. Father was transferred by his employer, the Alcohol, Tobacco & Firearms Agency, to Michigan in November 2006.
4. Under the terms of the parties' Agreement, Mother was permitted to relocate to Texas with the children if Father was transferred out of state. Mother relocated to Texas in May 2007 with the children.
5. As a benefit of his employment with the ATF, Father was entitled to the reimbursement of all settlement costs on the marital home which was sold in April 2007. Despite the fact that Mother waived any future claims in the Agreement, Mother filed a

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Motion seeking a portion of this reimbursement. Father refused to accede to Mother's demands and Mother withdrew her Motion, with prejudice.

6. Mother and Mother's counsel then contacted Father's superiors to inform them that Father had not been living in the marital residence since the date of separation and to assert that Father was not entitled to the reimbursement under the federal government regulations. Father's superiors already had a copy of the parties' Agreement and knew that Father had not been in the marital home for quite some time. Nevertheless, they had been planning to reimburse Father for the settlement costs in the approximate amount of \$44,000. Upon receipt of Mother and Mother's counsel's correspondence, Father's superiors informed Father that they could not make the reimbursement.

7. There is no provision for the division of expenses related to Father's visitation with his children.

WHEREFORE, your Defendant/Cross-Plaintiff, David H. Chipman respectfully prays for the following relief:

A. That this Court enter an Order establishing a child support obligation in accordance with the Virginia Child Support guidelines.

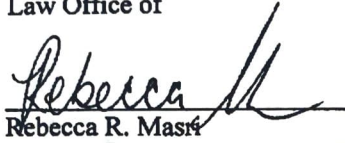
B. That this Court apportion the expenses related to Father's visitation with the children.

C. For an award of attorneys' fees and costs incurred in this matter.

D. For such other and further relief as this Court deems just and proper.

DAVID H. CHIPMAN
By Counsel

Law Office of



Rebecca R. Masri

Counsel for Defendant/Cross-Plaintiff

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Virginia State Bar Number: 38956

Certificate of Service

I hereby certify that a true and accurate copy of the foregoing was delivered by facsimile and first-class mail to Heather Cooper, 10201 Lee Highway, Suite 520, Fairfax, Virginia 22030, on this 28th day of June, 2007.


Rebecca R. Masri

Certificate of Good Faith Attempt

I hereby certify that I have conferred with opposing counsel to resolve the subject of this Motion in accordance with Rule 4:15 of the Rules of the Supreme Court of Virginia.


Rebecca R. Masri