

**BEFORE THE ALASKA OFFICE OF ADMINISTRATIVE HEARINGS ON REFERRAL
BY THE COMMISSIONER OF REVENUE**

In the Matter of	)	
	)	
U.C.	)	OAH No. 23-0791-CSS
_____	)	

DECISION AND ORDER UPON CONSENT OF THE PARTIES

Mr. U.C. appealed a Modified Administrative Child Support issued by the Child Support Services Division (Division) on November 28, 2023. The modified order increased his child support obligation from \$431 a month for J., the child he shares with custodial parent K.W.J. to \$1,779 per month based on a primary custody calculation. A telephonic hearing took place over two dates, January 9 and 22, 2024. Mr. C. participated and was represented by Seth Dinkel, his attorney, and Ms. W.J. represented herself, but was assisted by her stepfather. The Division was represented by Child Support Specialist Shawn Pattison.

Mr. C. testified that the Division inaccurately calculated his ongoing support calculation, as it was based on a year of abnormally high wages. As a journeyman his income fluctuates significantly depending on various factors, such as weather, federal funding, and the availability of work projects. Therefore, Mr. Pattison recalculated Mr. C.'s support obligation based on an average annual income of \$107,131 for the years 2018-2023. Including the 2023 Alaska Permanent Fund Dividend resulted in a total gross income of \$108,443. Requisite deductions were subtracted, including retirement contributions and union dues, resulting in an adjusted annual income of \$72,499.64 and a monthly child support obligation of \$1,208.¹

Mr. Pattison also recalculated Mr. C.'s support obligation by relying on the same figures but subtracting his highest and lowest years of wages. After requisite deductions, Mr. C.'s average adjusted annual income totaled \$71,514.36, and a corresponding monthly child support obligation of \$1,192.²

Mr. C., Mr. Pattison and Ms. W.J. indicated on the record that a monthly obligation of \$1,200 for one child, a rough average of the two calculations, was appropriate and

¹ Ex. 12.

² Ex. 13.

acceptable. The administrative law judge has reviewed the parties' settlement and concurs that it is fair and appropriate under Civil Rule 90.3. Thus, the parties' settlement is adopted.

THEREFORE, IT IS ORDERED:

1. U.C. is liable for child support in the amount of \$1,200 per month for one child beginning November 1, 2023, and ongoing using a primary custody calculation.
2. All other terms of the Modified Administrative Child and Medical Support Order dated November 28, 2023 remain in full force and effect.

Dated: January 22, 2024

SIGNED

Danika B. Swanson
Administrative Law Judge

[This document has been modified to conform to the technical standards for publication. Names may have been changed to protect privacy]