

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

In the Matter of	)	
	)	
E. U.	)	OAH No. 23-0620-CSS
_____	)	

DECISION AND ORDER UPON CONSENT OF THE PARTIES

On September 15, 2023, the Child Support Services Division (Division) issued a Modified Administrative Child Support Order increasing E. U.'s monthly support obligation for B. E. A., the child he shares with custodial parent N. E. A., from \$555 per month to \$2100 per month effective August 1, 2023. On October 1, 2023, Mr. U. appealed the decision, asserting that the obligation was improperly calculated as it was based off an inflated projected yearly income.

A formal hearing was held on October 1, 2023. Mr. U. and Ms. E. A. represented themselves, while the Division was represented by Child Support Specialist Mark Phang. Mr. U. testified that for the last several years he has worked as an airline pilot for Commercial Airline A. On June 5, 2023 he turned 65 years old and as per federal regulations regarding age limits, was obligated to retire.¹ Accordingly, currently his sole source of income is a monthly check of \$900 from Airline B. based on prior employment. He is currently looking for a job in either another sector of the aviation industry, or in another field altogether.

In light of his retirement as a commercial pilot, Mr. U. and Ms. E. A. reached a mutual agreement regarding his child support. For August and September, 2023, his obligation will be set at \$1,525 per month under a primary custody calculation based on the 2023 income he earned flying for Commercial Airline A. Beginning October 1, 2023 and onward, his support obligation will be reduced to \$400 per month, given that he currently has no source of income beyond the Airline B. payments. Additionally, Mr. U. will be responsible for B.'s monthly cell phone bill; the details of this arrangement will be further negotiated informally by the parties.

Mr. U. credibly testified that he is committed to finding another job, and the parties understand that when he does, his monthly child support obligation may need to be revisited. At this point, however, support agreement as agreed upon by the parties appropriately recognizes both Mr. U.'s current strained financial situation and his legal obligation to

¹ 14 CFR 121.383(e).

support his daughter B. Having heard the testimony of the parties and the comments offered by the Division, this administrative law judge deems the agreement fair and equitable under Civil Rule 90.3.

Therefore, the parties' settlement is ADOPTED:

1. E. U. is liable for child support in the amount of \$1,525 per month for one child for the months of August and September, 2023, based on a primary custody calculation.
2. E. U. is liable for child support in the amount of \$400 per month for one child beginning October 1, 2023 and onward based on a primary custody calculation.
3. All other terms of the Modified Administrative Child Support Order dated September 15, 2023, remain in full force and effect.

DATED: October 16, 2023.

By: 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.]