

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

In the Matter of	)	
	)	
D. D. U.	)	OAH No. 24-0047-CSS
_____	)	

ORDER AFFIRMING CALCULATION AND DISMISSING CASE

The Child Support Enforcement Division (Division) issued a Modified Administrative Child Support Order on January 11, 2024. It increased D. U.'s monthly support obligation for B., the daughter he shares with M. Q. from \$392 to \$624 based on a 40/60 custody arrangement beginning December 1, 2023, and ongoing. Mr. U. filed an appeal, asserting that his support obligation was incorrectly calculated as it was based on wages from two employers, and he had since left one of his jobs. A telephonic hearing was held on February 12, 2024. Mr. U. and Ms. Q. both participated and represented themselves. The Division was represented by Child Support Specialist Mark Phang.

The Division explained that Mr. U.'s support obligation was calculated by combining projected annual wages based on paystubs from his two jobs and a Permanent Fund Dividend in the amount of \$1,312, resulting in a gross annual income of \$83,606.01.¹ Monthly allowable deductions for federal income tax, social security, Medicare, voluntary retirement contributions, and unemployment insurance totaling \$1,676.06 were subtracted, resulting in an adjusted annual income of \$63,493.29 and a monthly support obligation of \$1,058.25 based on a primary custody calculation.² As B.'s parents exercise shared physical custody, Mr. U.'s support obligation was then recalculated to reflect the fact he has his daughter 40% of the time.³ This resulted in a monthly support obligation of \$624.01.⁴

Mr. U. testified that left his second job at Employer A in the summer of 2023 as the store could not accommodate his need for a part time schedule. Shortly after he filed this appeal, however, Employer A rehired him, as a part time position had become available. Both he and Ms. Q. indicated that in light of his recent rehiring, the Division's calculation of his support obligation was appropriately tallied under Civil Rule 90.3. As Mr. U. had no additional unanswered questions or concerns he no longer wanted to move forward with this appeal. He withdrew his appeal on the record, as he entitled to do under 2 AAC 64.230(a).

¹ Ex. 7, pp. 7-8.
² *Id.* Civil Rule 90.3(a) (2)(A).
³ Civil Rule 90.3(b)(1).
⁴ Ex. 7, p. 6.

THEREFORE, IT IS ORDERED:

1. D. U. is liable for child support in the amount of \$624 per month for one child based on a 40/60 shared physical custody calculation effective December 1, 2023, and ongoing.
2. The Modified Administrative Child Support Order issued on January 11, 2024, remains in full force and effect.

The Division's revised calculation is AFFIRMED, and this matter is DISMISSED with the Office of Administrative Hearings.

DATED: February 26, 2024.

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.]