

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

IN THE MATTER OF: )

G. K. H. )

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) OAH No. 08-0172-CSS

) CSSD No. 001117605

**DECISION AND ORDER**

Mr. H. appealed a Notice of Denial of Modification Review that CSSD issued on March 17, 2008. The hearing was held on April 30, 2008. Mr. H. did not participate, although he signed for his certified notice of the hearing. The custodian, B. H., presented testimony. Andrew Rawls represented CSSD. The child is G., DOB 00/00/02.

In August 2006, Mr. H. testified in a previous hearing that he had two prior children, A. and J., living with him and that a third, G., Jr., was to be joining him in the near future. School records appeared to confirm that A. and J. lived with him.<sup>1</sup>

During his hearing, Ms. H. testified that Mr. H. told her several months ago that of his prior children, only J. currently lives with him. Ms. H. added that Mr. H. said A. lives with her mother and G., Jr., did not come to live with him. In an interim order, Mr. H. was directed to document all the children living with him and to appear at a second hearing. He did neither. Because Mr. H. has twice failed to appear and participate in this appeal that he filed, CSSD's Notice of Denial of Modification Review should be affirmed. Mr. H. is free to request a modification review again in the future.

**THEREFORE IT IS ORDERED:**

- CSSD's March 17, 2008, Notice of Denial of Modification Review is affirmed;  
Mr. H. remains liable for child support of \$86 per month.

DATED the 27<sup>th</sup> day of June, 2008.

By: Signed  
Kay L. Howard  
Administrative Law Judge

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<sup>1</sup> See Decision and Order In the Matter of G. K. H., OAH No. 06-0500-CSS, adopted October 2, 2006.

**Adoption**

This Order is issued under the authority of AS 43.05.010 and AS 44.17.010. The undersigned, on behalf of the Commissioner of Revenue and in accordance with AS 44.64.060, adopts this Decision and Order as the final administrative determination in this matter.

Under AS 25.27.062 and AS 25.27.250, the obligor's income and property are subject to withholding. Without further notice, a withholding order may be served on any person, political subdivision, department of the State, or other entity.

Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with AS 25.27.210 and Alaska Rule of Appellate Procedure 602(a)(2) within 30 days after the date of this decision.

DATED this 14<sup>th</sup> day of July, 2008.

By: Signed \_\_\_\_\_  
Signature  
Christopher Kennedy \_\_\_\_\_  
Name  
Deputy Administrative Law Judge \_\_\_\_\_  
Title

[This document has been modified to conform to technical standards for publication.]