

EUREKA COUNTY, NV  
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**2022-249162**

**12/27/2022 02:20 PM**

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CHILD SUPPORT ENFORCEMENT



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KATHERINE J. BOWLING, CLERK RECORDER

**RECORDING REQUESTED BY AND RETURN TO:**

**ELKO PROGRAM AREA OFFICE  
CHILD SUPPORT ENFORCEMENT  
1020 RUBY VISTA DRIVE, #101  
ELKO, NV 89801**

**RECOMMENDATION FOR ORDER  
AND NOTICE OF ENTRY OF ORDER**

**\*This is a cover page that only the Eureka County Recorders Office will use to record the above named document. Do not file stamp this cover sheet. Only attach this form to the front of the Recommendation for Order and Notice of Entry of Order form that will be given to the recorders office.**

FILED

CASE NO. DC-FM-22-170

2022 NOV 17 AM 11:34

DEPT. NO. 1

4th JUDICIAL DISTRICT COURT  
CLERK \_\_\_\_\_ DEPUTY *CB*

FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF ELKO  
FAMILY DIVISION

DIVISION OF WELFARE AND  
SUPPORTIVE SERVICES and  
SHARICE ELAINE HONEYESTEWA,

Obligee,

RECOMMENDATION FOR ORDER

vs.

FREDDIE LAMONT JENKINS,

Obligor.

**NOTICE: If you want to adjust the amount of child support established in this order, you MUST file a motion to modify the order with or submit a stipulation to the court. If a motion to modify the order is not filed or a stipulation is not submitted, the child support obligation established by this order will continue until such time as all children who are the subject of this order reach 18 years of age or, if the youngest child who is subject to this order is still in high school when he or she reaches 18 years of age, when the child graduates from high school or reaches 19 years of age, whichever comes first. Unless the parties agree otherwise in a stipulation, any modification made pursuant to a motion to modify the order will be effective as of the date the motion was filed.**

This matter was heard on September 12, 2022 before the Court Master with the following persons present:

Plaintiff/Obligee:  
( x ) Present ( ) Not Present

Presented by: Sally Bangen, Caseworker  
By Video Conference  
Nevada State Welfare Division  
Child Support Enforcement  
Represented by:  
No attorney present

Defendant/Obligor:

SCANNED

1 ( x ) Present ( ) Not Present

Represented by:  
No attorney present

2  
3 After considering all of the evidence, the Master hereby makes the following Findings and Recommendations:

4 FINDINGS OF FACTS AND CONCLUSIONS OF LAW: This was a hearing on a Notice and Finding of Financial and Parental Responsibility filed on May 6, 2022 for purposes of establishing paternity, child support, arrearages, and to order health insurance coverage and income withholding for the support of the child: Emma Honeyestewa, born August 2, 2021. Ms. Honeyestewa and the child reside in the State of Nevada, and the State of Nevada has continuing exclusive jurisdiction pursuant to the Full Faith and Credit Support Orders Act (28 U.S.C. 1738(b)). This is an establishment case.

8 The parties were sworn and advised of their right to counsel. Both Mr. Jenkins and Ms. Honeyestewa waived the presence of counsel.

10 Mr. Jenkins is the father of Emma Honeyestewa. The results from a paternity test dated August 11, 2022 indicate 99.99% probability of paternity. Mr. Jenkins is currently unemployed. He indicated that he was terminated from his last employment for drinking at work. He is currently seeking employment but there are no available jobs where he resides. He is trading handyman work for room and board and has applied for Medicaid and food stamps. There is no evidence the Obligor is disabled or otherwise unable to work. Previous earnings for Mr. Jenkins indicate he is capable of earning approximately \$2,960.98 in gross monthly income. Mr. Jenkins further testified that he has two other biological children to support, and that medical insurance for the child is not available through his employment. The Oblige indicated the child is enrolled in Medicaid and is eligible for services through IHS. The parties indicated that they do not have child care expenses.

17 The legislature has determined that a parent has a duty to meet the basic needs of a child by paying child support whenever that child is not in that parents' care. The Child Support Obligation of Low-Income Payers based upon the 2022 Federal Poverty Guidelines is to be used when a parent is capable of earning an income but for various reasons, either is unemployed or underemployed; the Court finds in this matter, the Obligor was unemployed commencing September 1, 2022 and will impute income to the Obligor based on his previous earnings of \$2,960.98 per month.

21 Child support for one (1) child under NRS 425.620, NAC 425.140, and NAC 425.145 is set at 16% of the first \$6,000.00 of the Obligor's gross monthly income, plus 8% of the Obligor's income between \$6,000.01 and \$10,000.00, plus 4% of the Obligor's income over \$10,000.01. Based on Mr. Jenkins's monthly income of \$2,960.98, 16% of \$2,960.98 calculates to \$473.76.

24 A Court has limited discretion to depart from statutory child support guidelines. Having considered the adjustment factors under NAC 425.150, the Court finds that an adjustment should be made for the following factors: 1) Mr. Jenkins's legal obligation to support another biological child. The Court will provide the Obligor with an offset of \$148.05 per month based upon his legal obligation to support two other biological children [ $\$473.76 - \$148.05 = \$325.71$ ].

28

1 Based on the evidence presented, the Court finds that ongoing support should be  
2 set at \$325.71 per month effective September 1, 2022.

3 According to the arrears worksheet filed herein, arrearages are being  
4 requested from April 1, 2022 through August 31, 2022. The Court determines  
5 arrearages should be set in the amount of \$1,628.55, and a Judgment for  
6 arrearages should be entered in the amount of \$1,628.55. Interest on arrears has  
7 accrued in the amount of \$0.00 and penalties in the amount of \$0.00 through  
8 August 31, 2022.

9 **ORDERS:**

10 1. (x) The Obligor is the father of the following child:

<u>NAME</u>	<u>D.O.B.</u>
Emma Honeyestewa	August 2, 2021

11 2. (x) A Judgment is entered against Obligor for child support arrears in  
12 the amount of \$1,628.55 from April 1, 2022 through August 31, 2022.  
13 A Judgment is entered against Obligor for interest on child support  
14 arrears in the amount of \$0.00 from April 1, 2022 through August 31,  
15 2022. A Judgment is entered against Obligor for penalties on child  
16 support arrears in the amount of \$0.00 from April 1, 2022 through  
17 August 31, 2022. These amounts shall be paid at \$75.00 a month  
18 starting September 1, 2022 until paid in full.

19 3. (x) The Obligor shall pay \$108.00 for paternity testing. This shall be  
20 paid at \$5.00 per month starting September 1, 2022 until paid in full.

21 4. (x) The Obligor shall pay \$325.71 per month in ongoing support  
22 beginning September 1, 2022 and on the same day each month  
23 thereafter until further order of this Court.

24 5. (x) The Obligor shall pay \$0.00 per month in ongoing medical cash  
25 support beginning September 1, 2022 and on the same day each  
26 month thereafter until further order of this Court.

27 **All payments MUST be in the form of a cashier's check or money order  
28 ONLY. Effective August 1, 2000, all child support payments must be payable  
to State Collection and Disbursement Unit (SCaDU) and mailed to: SCaDU,  
P.O. Box 98950, Las Vegas, NV 89193-8950.**

**NOTICE: NO CREDIT WILL BE GIVEN FOR PAYMENTS PAID  
DIRECTLY TO THE OBLIGEE OR THE CHILD.**

**Additionally, the Obligor MUST place his social security number on each  
payment.**

**Effective January 1, 2004, simple interest will accrue on all unpaid child  
support balances for cases with a Nevada controlling order pursuant to NRS  
99.040. Interest assessed by a judgment of the court prior to January 1, 2004  
will be enforced.**

1 If you pay your child support through income withholding and your full  
2 obligation is not met by the amount withheld by your employer, you are  
3 responsible to pay the difference between your court ordered obligation and  
the amount withheld by your employer directly to the state disbursement  
unit. If you fail to do so you will be subject to the assessment of interest.

4 **YOU MAY AVOID THESE ADDITIONAL COSTS BY MAKING YOUR CURRENT  
CHILD SUPPORT PAYMENTS EACH MONTH.**

- 5  
6 6. ( x ) The Obligees shall provide health insurance, including medical,  
dental, orthodontic and ophthalmological coverage for the child if  
7 available through her employment at a reasonable cost, including  
any group health plan(s) under ERISA, from the date of this order on  
8 and until said child is no longer eligible for said coverage, and both  
parties shall cooperate and provide assistance in obtaining payment  
9 for health care services. You are required to notify the Child Support  
Enforcement Office when health insurance coverage is available or  
has been terminated.

10 Last known mailing address of Obligor: *Address Confidential*

11 Last known mailing address of child: *Address Confidential*

- 12  
13 7. ( x ) The Obligor and Obligees shall pay health care expenses, including  
14 medical, dental, orthodontic, and ophthalmological services for the  
child as follows: one half of all costs not covered by insurance, upon  
15 being provided by Obligees/Obligor with adequate  
documentation/billing regarding said expenses and any EOB or  
16 other insurance payment documentation.

- 17 8. ( x ) The Obligor shall notify the State Child Support Office or the District  
18 Attorney's Child Support Office of any change of address or  
employment within ten (10) days.

- 19 9. ( x ) A wage/income withholding shall be issued starting immediately.

- 20 10. Pursuant to NRS 125B.145 this Order may be reviewed every three (3)  
21 years and is subject to future modifications.

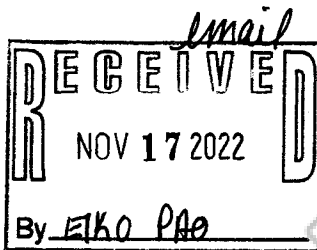
- 22 11. Unless a stay of this Order is obtained from District Court, all enforcement  
23 procedures including, but not limited to wage withholding, garnishment,  
24 liens and the attachment of federal income tax returns will be undertaken  
upon entry of this Order.

- 25 12. If any determination of paternity in this Order is at variance with the child's  
26 birth certificate issued in this state, a new birth certificate is to be issued  
27 pursuant to NRS 440.325. Therefore, pursuant to NRS 126.161 and NRS  
126.221, EMMA HONEYESTEWA's birth certificate shall be amended to

add **FREDDIE LAMONT JENKINS** as **EMMA HONEYESTEWA**'s father.

13. Both parties shall notify the Child Support Enforcement Agency in WRITING of any change of address, change of telephone number, change of employment, change of custody, access to health insurance coverage or change in health insurance policy information, or entry of any other Order relative to child support.

SO RECOMMENDED this 15<sup>th</sup> day of November, 2022.



*Michelle Rodriguez*  
MICHELLE RODRIGUEZ  
FAMILY COURT MASTER  
FOURTH JUDICIAL DISTRICT COURT

**NOTICE OF RIGHT TO OBJECT**

Objections to Court Master's Recommendations are governed by NRS 425.3844. You have ten (10) days from receipt of this recommendation to file written objection with the District Court, and to serve a copy of those objections upon the parties to this action. A courtesy copy of any filed notice must comply with NRS 425.3844(2) and also be provided to the court master's office. A failure to file and serve written objections within said time, as required, will result in a final judgment being ordered by the district court. Objections must be filed at the Court Clerk's Office located at 550 Court Street, Third Floor Elko County Annex, Elko, Nevada, 89801.

DATED: November 15<sup>th</sup>, 2022.

*Michelle Rodriguez*  
MICHELLE RODRIGUEZ  
FAMILY COURT MASTER  
FOURTH JUDICIAL DISTRICT COURT

CERTIFIED COPY  
DOCUMENT ATTACHED IS A  
TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE

13 day of Dec, 2022  
*Kristine Jakeman*  
CLERK



**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, and that on this 17 day of November, 2022, I personally served in the manner and to the address marked below, a true and correct file stamped copy of the foregoing Recommendation For Order on:

Sally Bangen, Caseworker

Nevada State Welfare Division

Child Support Enforcement

[elkopaocsu@dwss.nv.gov]

☒ Via email ☐ Via US Mail ☐ Via Hand Delivery

FREDDIE LAMONT JENKINS

4020 Eureka Ave.

Crescent Valley, Nevada 89821

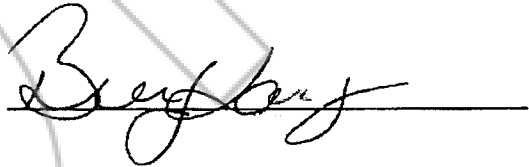
☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

SHARICE ELAINE HONEYESTEWA

553 Toiyabe Street

Elko, Nevada 89801

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery



1 CASE NO. DC-FM-22-170  
2 DEPT. NO. 1

FILED

2022 DEC -8 PM 1:37

ELKO CO DISTRICT COURT

CLERK \_\_\_\_\_ DEPUTY g

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5  
6 **FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR THE COUNTY OF ELKO**  
8 **FAMILY DIVISION**

9 DIVISION OF WELFARE AND  
10 SUPPORTIVE SERVICES and  
11 SHARICE ELAINE HONEYESTEWA,

Obligee,

**ORDER AND NOTICE  
OF ENTRY OF ORDER**

12 vs.

13 FREDDIE LAMONT JENKINS,

Obligor.

14  
15 **PLEASE TAKE NOTICE** that on November 17, 2022, the Court Master  
16 filed a Recommendation for Order in the above entitled matter, and said  
17 Recommendation for Order was properly served. Court Staff has reviewed the  
18 District Court's file and has determined that no objection has been filed within the  
19 ten (10) day objection period in NRS 425.3844.

20 Therefore, the Recommendation for Order is deemed approved pursuant to  
21 NRS 425.3844 (3)(a). The affixing of the Clerk of the Court's file stamp to this  
22 Order signifies the ten-day objection period has expired without an objection  
23 having been filed and that the Fourth Judicial District Court deems the  
24 Recommendation for Order approved as a Judgment and Order of the Fourth  
25 Judicial District Court, effective with the file stamp date, without need of a district  
26 court judge's signature affirming the Recommendation for Order.

27 **IT IS HEREBY ORDERED** that the Master's Findings and  
28 Recommendations filed on November 17, 2022, are affirmed and adopted,



1 pursuant to NRS 425.3844. The parties are ordered to comply with this Judgment  
2 and Order.

3 **NOTICE OF ENTRY OF ORDER**

4  
5 TO: FREDDIE LAMONT JENKINS, Obligor

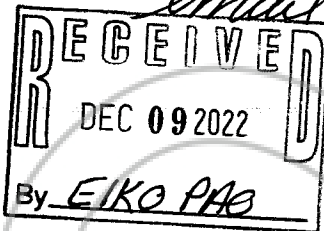
6 TO: NEVADA STATE WELFARE DIVISION CHILD SUPPORT  
7 ENFORCEMENT and SHARICE ELAINE HONEYESTEWA, Obligee

8 YOU, AND EACH OF YOU, PLEASE TAKE NOTICE that on the  
9 day of November, 2022, the ORDER set forth above, was entered and filed in the  
10 records of the Clerk of the above-entitled Court.

11 DATED: December 8, 2022.

12   
13 COURT STAFF

14 Fourth Judicial District Court



CERTIFIED COPY  
DOCUMENT ATTACHED IS A  
TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE

13 day of Dec, 2022

*Kristine Jakeman*

CLERK

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, and that on this 8 day of December 2022, I personally served in the manner and to the address marked below, a true and correct copy of the foregoing Order on:

Sally Bangen, Caseworker  
Nevada State Welfare Division  
Child Support Enforcement  
[elkopaocsu@dwss.nv.gov]

☒ Via email ☐ Via US Mail ☐ Via Hand Delivery

FREDDIE LAMONT JENKINS  
4020 Eureka Ave.

Crescent Valley, Nevada 89821

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

SHARICE ELAINE HONEYESTEWA  
553 Toiyabe Street  
Elko, Nevada 89801

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

