

EUREKA COUNTY, NV  
LAND-LIN

**2023-249761**  
**01/30/2023 01:55 PM**

Total:\$0.00

Pgs=10

ELKO CHILD SUPPORT OFFICE



00017572202302497610100103

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

2023 JAN 19 AM 11:49  
4TH JUDICIAL DISTRICT COURT

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

**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  
STATE OF TENNESSEE,

Obligee,

vs.

STEVEN GENE COX,

Obligor.

**ORDER AND NOTICE  
OF ENTRY OF ORDER**

PLEASE TAKE NOTICE that on December 23, 2022, the Court Master filed a Recommendation for Order in the above entitled matter, and said Recommendation for Order was properly served. Court Staff has reviewed the District Court's file and has determined that no objection has been filed within the ten (10) day objection period in NRS 425.3844.

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

**IT IS HEREBY ORDERED** that the Master's Findings and Recommendations filed on December 23, 2022, are affirmed and adopted, pursuant to NRS 425.3844.

1 The parties are ordered to comply with this Judgment and Order.

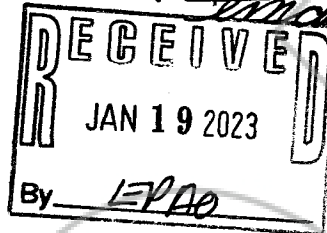
2 **NOTICE OF ENTRY OF ORDER**

3  
4 TO: STEVEN GENE COX, Obligor

5 TO: NEVADA STATE WELFARE DIVISION CHILD SUPPORT ENFORCEMENT  
6 and STATE OF TENNESSEE, Obligee

7 YOU, AND EACH OF YOU, PLEASE TAKE NOTICE that on the 19 day of  
8 January, 2023, the ORDER set forth above, was entered and filed in the records of the  
Clerk of the above-entitled Court.

9 DATED: January 19, 2023.



Beryl Lauer  
COURT STAFF  
Fourth Judicial District Court

CERTIFIED COPY  
DOCUMENT ATTACHED IS A  
TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE  
24 day of Jan, 2023  
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 19 day of January, 2023, 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

STEVEN GENE COX

*Address Confidential*

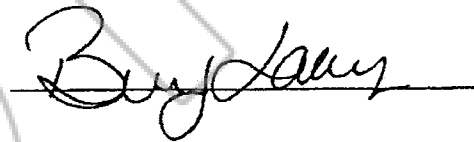
☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

STATE OF TENNESSEE

10<sup>th</sup> JUDICIAL DISTRICT

*Address Confidential*

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery



3200053350

FILED

1 CASE NO. DC-FM-22-295

2022 DEC 23 AM 8:14

2 DEPT. NO. 3

4th JUDICIAL DISTRICT COURT

CLERK \_\_\_\_\_ DEPUTY JD

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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 **STATE OF TENNESSEE,**

Obligee,

**RECOMMENDATION FOR ORDER**

12 vs.

13 **STEVEN GENE COX,**

14 Obligor. \_\_\_\_\_/

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

25 This matter was heard on September 19, 2022 before the Court Master with the  
26 following persons present:

27 Plaintiff/Obligee:

28 ( ) Present ( x ) Not Present

Presented by: Sally Bangen, Caseworker

By Video Conference

Nevada State Welfare Division

Child Support Enforcement

Represented by:

No attorney present

Defendant/Obligor:

( ) Present ( x ) Not Present

Represented by:

No attorney present

After considering all of the evidence, the Master hereby makes the following

1 Findings and Recommendations:

2 FINDINGS OF FACTS AND CONCLUSIONS OF LAW: This was a hearing on a  
3 Notice and Finding of Financial and Parental Responsibility filed on August 9, 2022 for  
4 purposes of establishing paternity, child support, arrearages, and to order health  
5 insurance coverage and income withholding for the support of the child: Lilith Rose  
6 Benton, born January 3, 2007. The child resides in the State of Tennessee, and the  
7 State of Nevada has continuing exclusive jurisdiction pursuant to the Full Faith and  
8 Credit Support Orders Act (28 U.S.C. 1738(b)). This is an establishment case.

9 Ms. Bangen from the Division of Welfare and Supportive Services for the State  
10 of Nevada was sworn. Neither Mr. Cox nor a Representative from the State of  
11 Tennessee were present. A Proof of Service was filed with the Court on August 9,  
12 2022 indicating Mr. Cox was served with a copy of the Notice and Findings and Notice  
13 of Court Hearing by personal service from the Elko County Sheriff's Office. A Notice of  
14 Court Hearing was filed with the Court on August 26, 2022 indicating that Ms. Bangen  
15 personally mailed a copy of the Notice of Hearing indicating today's hearing date and  
16 time to Mr. Cox and to the State of Tennessee. Mr. Cox and the State of Tennessee  
17 failed to appear.

18 Mr. Cox is the father of Lilith Rose Benton. Ms. Bangen has been unable to  
19 locate employment information for Mr. Cox and he failed to provide any information  
20 concerning his employment after receiving the Notice of Finding of Financial and  
21 Parental responsibility. The legislature has determined that a parent has a duty to meet  
22 the basic needs of a child by paying child support whenever that child is not in that  
23 parents' care. Due to the lack of a response from Mr. Cox as well as the inability of Ms.  
24 Bangen to locate employment information, the Court will impute income to the Obligor  
25 based upon Nevada Minimum Wage and compute his gross monthly income to be  
26 \$1,820.00. Mr. Cox was not present to testify concerning any adjustment factors that  
27 may arise in this matter, therefore it is unknown if Mr. Cox has any other biological  
28 children to support, or if medical insurance for the child is available through his  
employment. It is unknown if either party pays for child care.

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. Cox's monthly income of \$1,820.00,  
16% of \$1,820.00 calculates to \$291.20.

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 no  
adjustment should be made. Based on the evidence presented, the Court finds that  
ongoing support should be set at \$291.20 per month effective October 1, 2022.

According to the arrears worksheet filed herein, arrearages are being requested  
from June 1, 2022 through September 30, 2022. The Court determines arrearages  
should be set in the amount of \$1,164.80 [monthly obligation of \$291.20 multiplied by  
four months arrears period = \$1,164.80], and a Judgment for arrearages should be  
entered in the amount of \$1,164.80. Interest on arrears has accrued in the amount of  
\$0.00 and penalties in the amount of \$0.00 through September 30, 2022.

27 **ORDERS:**

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



NAME  
Lilith Rose Benton

D.O.B.  
January 3, 2007

2. (x) A Judgment is entered against Obligor for child support arrears in the amount of \$1,164.80 from June 1, 2022 through September 30, 2022. A Judgment is entered against Obligor for interest on child support arrears in the amount of \$0.00 from June 1, 2022 through September 30, 2022. A Judgment is entered against Obligor for penalties on child support arrears in the amount of \$0.00 from June 1, 2022 through September 30, 2022. These amounts shall be paid at \$40.00 a month starting October 1, 2022 until paid in full.
3. (x) The Obligor shall pay \$291.20 per month in ongoing support beginning October 1, 2022 and on the same day each month thereafter until further order of this Court.
4. (x) The Obligor shall pay \$0.00 per month in ongoing medical cash support beginning October 1, 2022 and on the same day each month thereafter until further order of this Court.

All payments MUST be in the form of a cashier's check or money order 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.

If you pay your child support through income withholding and your full obligation is not met by the amount withheld by your employer, you are 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.

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

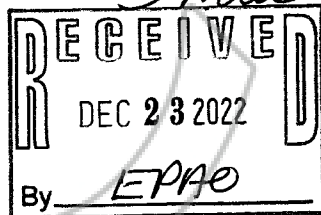
5. (x) The Obligee shall provide health insurance, including medical, dental, orthodontic and ophthalmological coverage for the child if available through her employment at a reasonable cost, including any group health plan(s) under ERISA, from the date of this order on and until said child is no longer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

Last known mailing address of Obligor: *Address Confidential*

Last known mailing address of child: *Address Confidential*

6. (x) The Obligor and Obligee shall pay health care expenses, including medical, dental, orthodontic, and ophthalmological services for the child as follows: one half of all costs not covered by insurance, upon being provided by Obligee/Obligor with adequate documentation/billing regarding said expenses and any EOB or other insurance payment documentation.
7. (x) The Obligor shall notify the State Child Support Office or the District Attorney's Child Support Office of any change of address or employment within ten (10) days.
8. (x) A wage/income withholding shall be issued starting immediately.
9. Pursuant to NRS 125B.145 this Order may be reviewed every three (3) years and is subject to future modifications.
10. Unless a stay of this Order is obtained from District Court, all enforcement procedures including, but not limited to wage withholding, garnishment, liens and the attachment of federal income tax returns will be undertaken upon entry of this Order. Therefore, pursuant to NRS 126.161 and NRS 126.221, *LILITH ROSE BENTON's* birth certificate shall be amended to add *STEVEN GENE COX* as *LILITH ROSE BENTON's* father.
11. If any determination of paternity in this Order is at variance with the child's birth certificate issued in this state, a new birth certificate is to be issued pursuant to NRS 440.325.
12. 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 20<sup>th</sup> day of December, 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

24 day of Jan 2023

*Kristine Jakeman*

CLERK



1  
2  
3 **NOTICE OF RIGHT TO OBJECT**

4 **Objections to Court Master's Recommendations are governed by NRS**  
5 **425.3844. You have ten (10) days from receipt of this recommendation to file**  
6 **written objection with the District Court, and to serve a copy of those objections**  
7 **upon the parties to this action. A courtesy copy of any filed notice must comply**  
8 **with NRS 425.3844(2) and also be provided to the court master's office. A failure**  
9 **to file and serve written objections within said time, as required, will result in a**  
10 **final judgment being ordered by the district court. Objections must be filed at the**  
11 **Court Clerk's Office located at 550 Court Street, Third Floor Elko County Annex,**  
12 **Elko, Nevada, 89801.**

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DATED: December 22<sup>nd</sup>, 2022.

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**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 23 day of December, 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

STEVEN GENE COX

*Address Confidential*

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

STATE OF TENNESSEE  
10<sup>TH</sup> JUDICIAL DISTRICT

*Address Confidential*

☐ Via email ☒ Via US Mail ☐ Via Hand Delivery

*Stephane Hunter*