

1 **A. Custody:**

2 **IT IS HEREBY ORDERED** that the parties shall continue to exercise joint legal
3 custody of their minor child, [REDACTED] Robbie Falconi (DOB 9/13/2006)(hereinafter [REDACTED]
4 Alexander shall continue to have primary physical custody of [REDACTED] subject to [REDACTED]
5 visitation, which is outlined herein with particularity.
6

7 **IT IS FURTHER ORDERED** that the parties' custodial arrangement is defined with
8 particularity and outlined in the Parenting Plan, attached hereto as Exhibit "1." The Court finds
9 that the parties' Parenting Plan, entered into by and between the parties and attached hereto as
10 Exhibit "1" is fair, just, and equitable in all particulars, accurately reflects the arrangement set
11 forth on the record, and should be and hereby is ratified, approved, confirmed, and merged into
12 this order, and the parties are ordered to comply with the terms of said Parenting Plan.
13

14 **B. Clothing Exchanges:**

15 **IT IS FURTHER ORDERED** that, at custody exchanges, the parties shall exchange a
16 bag with clothes and other items to make the child comfortable, including, but not limited to:
17 toys, tooth brush, underwear, clothes, socks, and a swim suit. These items shall be returned
18 during the next exchange.
19

20 **C. Our Family Wizard:**

21 **IT IS FURTHER ORDERED** that, except as otherwise stated in the Parenting Plan, the
22 parties shall each sign-up for and communicate to each other through the Our Family Wizard
23 website. Both parties shall sign up for Our Family Wizard by no later than July 9, 2015.

24 **D. Child Support:**

25 **IT IS FURTHER ORDERED** that [REDACTED] shall pay child support in the amount of
26 \$471.57 per month, as follows: [REDACTED] statutory child support obligation is \$571.57 as
27 previously outlined in the December 8, 2014 Order Granting Motion to Modify, et al. However,
28

1 based upon Alexander's relocation with the minor child to Las Vegas, Nevada, a downward
2 deviation of \$100 per month is appropriate pursuant to NRS 125B.080(9)(i). Therefore, effective
3 July 1, 2015, [REDACTED] ongoing child support obligation shall be \$471.57. [REDACTED] child
4 support obligation shall continue to be paid on the first day of each month and shall continue to
5 be subject to wage garnishment.
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7 All other funds that are to be transferred between the parties, other than child support,
8 shall be made by electronic funds transfer. Alexander shall provide [REDACTED] with all of the
9 required information so that [REDACTED] may electronically transfer Alexander his child support to a
10 bank account of his choosing.

11 **E. Outstanding Flight Expenses:**

12 **IT IS FURTHER ORDERED** that [REDACTED] shall provide Alexander proof of the two
13 outstanding and unreimbursed flight expenses she has incurred in furtherance of her visitation
14 with [REDACTED]. More specifically, Alexander is responsible for one-half of the expenses for
15 [REDACTED] two flights. Alexander may contact the Washoe County District Attorney's Office
16 and attempt to have this amount offset by any outstanding child support arrears, otherwise,
17 Alexander shall reimburse [REDACTED] for one-half of the flight expense within 14 days of receipt of
18 proof of the expense.
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20 **F. Alexander's Motion for Order to Show Cause and [REDACTED] Attorney Fee Award:**

21 **IT IS FURTHER ORDERED** that, pursuant to the January 26, 2015 Order Denying
22 Motion, et al., p. 2:20-24, [REDACTED] February 4, 2015 Verified Memorandum of Attorney's Fees
23 and Costs, and Alexander's February 10, 2015 Petitioner's Non-Opposition, et al., [REDACTED] is
24 awarded \$1,715.64 in attorney's fees and costs.
25

26 However, these attorney's fees and costs are offset by the following funds owed by

27 [REDACTED] to Alexander: \$50 (payment owed towards judgments) + \$1,453 (outstanding child
28

1 support due) + \$80.30 (outstanding unreimbursed medical expenses) = \$1,583.30. Therefore,
2 Alexander owes [REDACTED] \$1,715.64 - \$1,583.30 = \$132.34 and Alexander's June 11, 2015
3 Motion for an Order to Show Cause is dismissed and resolved as moot.

4 [REDACTED] shall attempt to recall the three \$50 cashier's checks sent to Alexander but were
5 never received by Alexander. If [REDACTED] is successful in recalling these checks, she shall provide
6 them to Alexander.
7

8 **G. Miscellaneous Orders and Mandatory Language:**

9 **IT IS FURTHER ORDERED** that the parties shall be responsible for their own
10 attorney's fees and costs incurred herein.

11 **IT IS FURTHER ORDERED** that the terms of this order resolves all outstanding
12 issues between the parties.
13

14 **THE PARTIES ARE HEREBY NOTIFIED** of the following:

15 a. They are subject to the mandate of NRS 125.510(6), which states as follows:

16 **PENALTY FOR VIOLATION OF ORDER:** THE ABDUCTION,
17 CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS
18 ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN
19 NRS 193.130. NRS 200.359 provides that every person having a limited right of
20 custody to a child or any parent having no right of custody to the child who
21 willfully detains, conceals or removes the child from a parent, guardian or other
22 person having lawful custody or a right of visitation of the child in violation of an
23 order of this court, or removes the child from the jurisdiction of this court without
24 consent of either the court or all persons who have the right of custody or
25 visitation is subject to being punished for a Category D felony as provided in NRS
26 193.130.

27 b. The State of Nevada, United States of America, is the habitual residence of the
28 parties minor child(ren). The terms of the Hague Convention of October 25, 1980, adopted by
the 14th Session of the Hague Conference on Private International Law, apply if a parent abducts
or wrongfully retains a child in a foreign country.

1 c. That NRS 125C.200 requires a person wishing to move his/her residence
2 outside the State of Nevada and to take a child or children with him/her, to as soon as possible
3 and before the planned moved, attempt to obtain the written consent of the other parent or
4 permission of the Court.

5 d. That a party obligated to pay child support may be subjected to the child support
6 enforcement collection provisions in Chapter 31A, 125.450(2) and 425 of the Nevada Revised
7 Statutes.

8 e. That, pursuant to NRS 125B.145, each person who is subject to this order may
9 request a review of the order for child support every three years or at any time on the basis of
10 changed circumstances.

11
12 DATED this 13 day of Nov., 2015.

13
14 Budget E. Rupp
15 DISTRICT JUDGE

16
17 Submitted by:

18 Raymond E. Oster, Esq.

19 Nevada Bar No. 6079

20 James J. Barnes

21 FAHRENDORF, VILORIA,

OLIPHANT & OSTER L.L.P.

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23 Attorneys for Respondent

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28 Case No. FV08-03200