

# PETITION FOR SUPPORT

Case Number

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY,  
ALABAMA

STATE OF ALABAMA, ex rel.

v.

( )

( )

Address: \_\_\_\_\_ Address: \_\_\_\_\_

Comes now the State of Alabama, ex rel., \_\_\_\_\_  
and shows unto the Court as follows.

1. (Check one of the following:)

a. The plaintiff in this cause is the custodian of the child(ren) named below in No. 2 and is now receiving or has received public assistance toward the support of the below named minor child(ren) from the State of Alabama, Department of Human Resources, and has assigned by operation of law, support rights in regard to child(ren) to the State of Alabama, Department of Human Resources. These payments are an obligation due to the State of Alabama; **OR**

b. Plaintiff in is now receiving services from the State of Alabama for the enforcement of support pursuant to Title IV-D of the Social Security Act, as amended.

2. The defendant is the person charged with the legal duty of supporting the child(ren) named as follows: (if more space is needed, attach a separated sheet of paper)

Name of Child

Date of Birth

Name of Child	Date of Birth
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

and, if ordered, the spouse/former spouse, \_\_\_\_\_

The defendant is able to pay for the support and maintenance of said child(ren) [and, if ordered, the spouse/former spouse]

3. The plaintiff is now receiving or has received medical benefits from the State of Alabama, Department of Human Resources, such medical benefits being an obligation due to the State of Alabama

4. The plaintiff presently receives support from the State of Alabama or has received support in the amount of \$ \_\_\_\_\_.

**WHEREFORE**, the premises considered, the plaintiff respectfully moves this Honorable Court as follows:

1. To enter an order setting a hearing on the plaintiff's petition to determine support of the child(ren) named above.

2. To order at the hearing that the defendant pay a reasonable sum toward the support and maintenance of the aforementioned minor child(ren) AND such spousal support as previously ordered (where applicable), and that this court also enter the appropriate withholding order.

3. To require the defendant to reimburse the State of Alabama \$ \_\_\_\_\_ for public assistance previously paid.

4. To require the defendant to reimburse the State of Alabama \$ \_\_\_\_\_ for medical benefits previously paid.

5. To require the defendant to reimburse \_\_\_\_\_ (name of recipient of support)  
\$ \_\_\_\_\_ for child/spousal support arrearages.

6. To require that child support payments be made payable to \_\_\_\_\_  
at (address) \_\_\_\_\_.

7. To require that spousal support payments be made payable to \_\_\_\_\_  
at (address) \_\_\_\_\_.

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8. To require the defendant, wherever employed, to include the child(ren) named above on any medical insurance policy or medical insurance coverage at the defendant's place of employment or include the child(ren) name above on any medical insurance policy or medical insurance coverage which the defendant may purchase, and to provide the evidence of such coverage to the State of Alabama, Department of Human Resources.

9. Other: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Date

\_\_\_\_\_ Plaintiff/Attorney/District Attorney

\_\_\_\_\_ Name and Address of Attorney \_\_\_\_\_

\_\_\_\_\_ Telephone Number: \_\_\_\_\_

**NOTICE TO DEFENDANT**

This Petition for Support has been filed in Court by the State of Alabama on behalf of Plaintiff, claiming that you have a legal duty to support the minor child(ren) named herein and also your spouse (where applicable).

This is a civil proceeding governed by the Alabama Rules of Civil Procedure. Under these rules of court, you are **REQUIRED TO FILE A WRITTEN ANSWER TO THE PETITION WITH THE CLERK OF THE COURT ON OR BEFORE THE DATE SHOWN ON THE ATTACHED SUMMONS**. If you or your attorney fail to deliver or mail your written answer so that it will be received in the clerk's office on or before that date, or if you fail to appear at a hearing set in this case, a Judgment by Default may be entered against you which may find that you have a legal duty to pay child support as long as the child(ren) is/are under the age of nineteen (19), or, longer if the child(ren) is/are disabled, and spousal support (where applicable).

If the Court establishes in this case that you have a legal duty to support the minor child(ren) and your spouse or former spouse under Alabama law, the court must enter a Withholding Order for Support. If it becomes necessary to serve this Withholding Order upon your employer/the Department of Industrial Relations, the amount ordered by the Court for support will be deducted from your wages, salary or benefits as long as you are required to make support payments.

If support payments are ordered paid directly to the Clerk of this Court, you will be required to pay an additional \$ 1.00 administrative fee as provided in §12-19-26, *Code of Alabama* 1975, with each periodic payment.

**THIS IS AN IMPORTANT LEGAL PROCEEDING. DO NOT DISREGARD THESE PAPERS.** If you need assistance in responding to this Summons and Petition, you should seek the advice of an attorney.