

STATE OF INDIANA )  
 )SS:  
COUNTY OF HAMILTON )

THE HAMILTON CIRCUIT COURT  
CAUSE NO.: [REDACTED]

IN RE THE PATERNITY OF:  
[REDACTED]

[REDACTED]

Petitioner,

vs.

DAVID BROOKS AYERS,  
Respondent.

VERIFIED PETITION FOR MODIFICATION OF PARENTING TIME

Respondent David Brooks Ayers ("Father"), being duly sworn, petitions the Court for modification of parenting time with his minor child, [REDACTED]

[REDACTED] age 8) (the "Child"). In support of this petition, Father states:

1. On or about August 17, 2010, the Court approved the Agreed Entry of Child Custody, Parenting Time and Child Support (the "Agreed Entry").
2. At paragraph 8, the Agreed Entry provides that Father shall have various parenting time with Child.
3. For various reasons, Father has not had parenting time with Child for several years. Father acknowledges it would not be appropriate to exercise his court-ordered parenting time without first pursuing an appropriate reunification/transition plan. Unfortunately, Mother has told Father she does not want him to have parenting time. Therefore, Father is requesting that the Court modify the current parenting time order to mandate an appropriate transition plan.
4. Father has a substantial child support arrearage which he is committed to catching up. Father has made a hump sum support payment and will continue to make substantial payments pending further order of the Court.

WHEREFORE, Father prays that the Court modify the Agreed Entry to implement an appropriate reunification plan and that he Court award all other appropriate relief.

I AFFIRM UNDER PENALTIES OF PREJURY THAT THE FOREGOING REPRESENTATIONS ARE TRUE AND ACCURATE.

6/13/17  
Date

*David Brooks Ayers*  
David Brooks Ayers

*Jack M. Freedman*  
Jack M. Freedman/8480-49  
FREEDMAN LAW

[Redacted]

Attorney for Father,  
David Brooks Ayers

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon [Redacted] by placing a copy in the First Class United States mail, postage prepaid on this 13th day of June, 2017.

*Jack M. Freedman*



3. Father has failed to pay child support as required by the Agreed Entry. Father's failure to pay child support as ordered has continued from the approval of the Agreed Entry through and including August 3, 2017.
4. Father's history of child support payments for the period from case inception and continuing through and including August 3, 2017, is set forth in Exhibit "A," attached hereto and incorporated by reference herein.
5. Father's arrearage is \$63,055.50 as of August 3, 2017. The arrearage will continue to increase each week in the amount of \$175.00, minus payments Father makes.
6. Mother requests that the Court make an award of attorney fees in Mother's favor, pursuant to I.C. §31-17-7-1.
7. Mother's requests that this Court:
  - a. Schedule this matter to be heard contemporaneously with the hearing currently scheduled in this Cause on September 12, 2017;
  - b. issue an Order to Show Cause, in compliance with I.C. §31-16-12-6, requiring that Father show cause as to why he should not be held in contempt for violating an order for support; and
  - c. at the conclusion of the hearing, hold Father in contempt of Court for violating an order for support, and sanction Father in a manner that will coerce Father's compliance with the Order, which may include an order that Father bring his support obligation current by a date to be determined by the Court,

I AFFIRM UNDER THE PENALTIES FOR PERJURY THAT THE FOREGOING REPRESENTATIONS ARE TRUE.

8/9/17  
Date

[REDACTED]

Respectfully submitted,  
COHEN GARBLICK & GLAZIER

Sarah T. Baker  
Sarah T. Baker  
Attorney for Petitioner/Father

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, pursuant to Rule 86(C) of the Indiana Rules of Trial Procedure, a copy of the foregoing has been served via E-Service through the Indiana E-Filing System, this 10<sup>th</sup> day of ~~July~~, 2017, to:

Jack M. Freedman  
FREEDMAN LAW, P.C.

[REDACTED]

Sarah T. Baker  
Sarah T. Baker.

Sarah T. Baker  
COHEN GARBLICK & GLAZIER

[REDACTED]